

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA

UNITED STATES of AMERICA	:	
	:	
Plaintiff	:	
	:	Criminal Case No.: 21-CR-00127
v.	:	
	:	
JOSHUA MATTHEW BLACK	:	
	:	
Defendant	:	

.....

DEFENDANT’S UNOPPOSED MOTION
TO CONTINUE SENTENCING HEARING
AND
TO EXTEND TIME WITHIN WHICH TO FILE SENTENCING MEMORANDUM

The Defendant, **JOSHUA MATTHEW BLACK**, by and through his attorney, Clark U. Fleckinger II, moves this Honorable Court, without opposition, to continue the sentencing hearing in the above captioned matter, currently scheduled for May 2023, to May 16, 2023, and to extend the time within which to file his Sentencing Memorandum to May 8, 2023. As grounds therefore, Mr. Black represents as follows:

1. That, following a January 2023 bench trial, Mr. Black was found guilty of 5 of the 6 counts for which he had been previously indicted. Accordingly, sentencing was scheduled for May 5, 2023 and the parties were directed to submit sentencing memorandums on or before April 28, 2023.

2. That, the final Presentence Report was not filed until April 27, 2023 and, due the complexity of some of the U.S. Sentencing Guidelines issues which have been raised, undersigned counsel was unable to prepare a timely sentencing memorandum addressing those issues.

3. That, accordingly, undersigned counsel requests that sentencing in the above referenced matter be postponed to May 16, 2023¹ and that the time within which to file a sentencing memorandum on behalf of Mr. Black be extended to May 8, 2023.

4. That, the Government has no opposition to the either of the requests made herein.

5. That, AUSA Eric Boylan, one of the AUSAs who tried the above captioned matter with AUSA Seth Adam Meinero and AUSA Emily Allen is in the process of moving his family from Texas to the District of Columbia and will be unable to appear for the May 16 sentencing in person. Accordingly, is requesting that he be permitted to appear remotely. Mr. Black has no opposition to Mr. Boylan appearing remotely for the May 16 sentencing proceeding.

WHEREFORE, the Defendant respectfully requests that the Court continue the currently scheduled May 5, 2023 sentencing in the above captioned matter to May 16, 2023 and that the time within which to file a sentencing memorandum on behalf of Mr. Black be extended to May 8, 2023.

Respectfully submitted,

/S/

Clark U. Fleckinger II
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¹ May 16, 2023 has already been cleared as a date available to the Court and the parties.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing Defendant's Unopposed Motion to Continue Sentencing Hearing and to Extend Time Within Which to File Sentencing Memorandum has been served, by ECF, upon AUSAs Seth Adam Meinero, Eric Boylan and Emily Allen, this 1st day of May, 2023.

_____/S/_____
Clark U. Fleckinger II