

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

UNITED STATES OF AMERICA	:	
	:	Case No. 1:21-cr-342 (PLF)
v.	:	
	:	
JERAMIAH CAPLINGER,	:	
	:	
Defendant.	:	

NOTICE OF SUPPLEMENTAL AUTHORITY

In this case, where the defendant stands convicted of a petty offense, the government has asked the Court to impose a sentence comprised of a three-month term of imprisonment followed by a term of probation, also known as a “split sentence.” *See* ECF 46, at 41-48. Per the Court’s Order (ECF 48), the parties have provided supplemental briefs addressing whether the Court has authority to impose such a sentence (*see* ECF 51, 53, 56). The issue remains undecided by this Court and sentencing has not yet been rescheduled.

On March 14, 2022, less than a week after the United States filed its supplemental brief arguing that the Court has the authority to impose a split sentence (ECF 56), United States District Judge Royce C. Lamberth addressed the same issue in *United States v. Little*, 1:21-cr-315-RCL. Judge Lamberth determined that district court judges do have authority to impose “split sentences” and imposed such a sentence on defendant Little. *See Little*, ECF 43. For this Court’s review and convenience, the United States has attached a copy of Judge Lamberth’s memorandum opinion as Exhibit A.

For the reasons articulated in Judge Lamberth’s opinion, as well as in the United States’ sentencing memorandum (ECF 46) and supplemental brief (ECF 56), this Court has the authority

to impose a three-month term of imprisonment followed by a term of probation. That is the appropriate sentence for defendant Caplinger.

Respectfully submitted,

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