

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA	)	
	)	
	)	
v.	)	CASE NO: 1:22-cr-00061-RBW
	)	
JON NICHOLAS HENEGHAN, et al.	)	
_____	)	

**DEFENDANTS’ JOINT MOTION FOR PERMISSION TO APPEAR  
TELEPHONICALLY AT THE APRIL 3, 2023, STATUS CONFERENCE**

**COMES NOW**, Defendants, JON NICHOLAS HENEGHAN and CAROL O’NEAL KICINSKI, by and through the undersigned counsel, and file this Joint Motion for Permission to Appear Telephonically at the Status Conference currently scheduled for Monday, April 3, 2023, at 2:00 p.m.<sup>1</sup>, and in support thereof sets forth the following:

**Procedural Background**

On February 22, 2022, the Defendants were arrested pursuant to a Criminal Complaint. (Doc. 7; Case No. 1:22-mj-36). On February 25, 2022, the United States filed a four (4) count Information charging both Defendants with various Federal offenses. (Doc. 9).

On March 9, 2022, the United States filed a Superseding Information charging both Defendants with various Federal offenses. (Doc. 20). On November 8, 2022,

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<sup>1</sup> The Status Conference was originally scheduled for 10:00 a.m. per Order of the Court. (Doc. 60). However, the Court subsequently entered a Notice of Set/Reset Deadlines/Hearings notifying the parties the Status Conference was set for 2:00 p.m. on April 3, 2023.

both Defendants appeared before this Honorable Court, and pursuant to a Plea Agreement, each entered a guilty plea as to Count One of the Superseding Information. (Docs. 42 and 43).

This matter is currently scheduled for a Status Conference before this Honorable Court on Monday, April 3, 2023, at 2:00 p.m. at the E. Barrett Prettyman United States Courthouse in Washington, D.C. (Doc. 60).

### **Relief Requested**

Undersigned counsel and the Defendants are respectfully requesting that this Honorable Court GRANT this Motion and permit counsel and the Defendants in this matter to appear telephonically at the April 3, 2023, Status Conference.

### **Facts in Support of the Requested Relief**

This matter is currently scheduled for a Status Conference to select a new sentencing date for this matter. Undersigned counsel's office is located in St. Petersburg, Florida. Both Defendant's in this matter are also located in Pinellas County, Florida.

Counsel and the Defendants are seeking permission to appear telephonically at the April 3, 2023, Status Conference in this matter to avoid the need to travel to Washington, D.C. for the Status Conference.

Additionally, this Honorable Court previously conducted all Status Conferences in this matter telephonically. Counsel and both Defendant's appeared

timely per the Court's instructions and participated in those telephonic hearings without any issues.

### **United States' Position**

On Tuesday, March 7, 2023, undersigned counsel conferred with Assistant United States Attorneys, Zachary Phillips and Kaitlin Klamann, who advised counsel that the United States **Does Not** object to the requested relief.

### **Defendants' Positions**

Undersigned counsel has conferred with both Mr. Heneghan and Ms. Kicinski regarding the requested relief, and both have indicated they have no objection to appear telephonically at the April 3, 2023, Status Conference.

**WHEREFORE**, the Defendants and undersigned counsel respectfully request that this Honorable Court GRANT this Motion and permit counsel and the Defendants to appear telephonically at the April 3, 2023, Status Conference.

Respectfully submitted,

/s/ David E. Little

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