

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

**UNITED STATES OF AMERICA,** )  
 )  
 **Plaintiff,** )  
 )  
 **VS.** ) **Case No.: 1:23-cr-00049-JMC**  
 )  
 **KALEB DILLARD,** )  
 )  
 **Defendant.** )

**MOTION TO CONTINUE**

COMES NOW the defendant, Kaleb Dillard, by and through his attorney of record, Randy A. Dempsey, and requests that the above case heretofore scheduled for a sentencing hearing on October 27, 2023, be continued, and for grounds says as follows:

1. The United States Probation Office has completed the Presentence Investigation Report and defense counsel received it on September 20, 2023. Among other provisions, the Probation Office referenced the Sentencing amendments which will take effect November 1, 2023. One of the anticipated amendments would, most likely, result in a 2 point reduction for my client. As a result, the defendant requests that the sentencing hearing which the Court has set for October 27, 2023, be continued until a few weeks after November 1, 2023, at a date convenient with the Court.
2. The United States of America does not oppose this continuance.

3. No prejudice will be suffered by any party by the granting of this motion.
4. The ends of justice would be served by this motion being granted.

WHEREFORE PREMISES CONSIDERED the defendant prays that the Court will grant this motion and continue this case from its current setting to sometime after November 1, 2023, at the court's convenience.

Respectfully Submitted,

/S/ RANDY A. DEMPSEY  
RANDY A. DEMPSEY  
Attorney for defendant,  
Kaleb Dillard

**OF COUNSEL:**

DEMPSEY, STEED, STEWART, RITCHEY & GACHÉ, LLP  
Attorneys at Law  
Civic Center Professional Building  
1122 - 22<sup>nd</sup> Street North  
Birmingham, AL 35234-2725  
Telephone: (205) 328-0162

**CERTIFICATE OF SERVICE**

I hereby certify that on the 26th day of September 2023, I electronically filed the foregoing with the clerk of the court which will send notification of such filing to all parties of record.

/S/ RANDY A. DEMPSEY  
RANDY A. DEMPSEY  
Attorney at Law