

U.S. COURTS  
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Doreen Guenther, ISB # 3618  
**ATTORNEY AT LAW**  
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Attorney for Defendant

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

**THE UNITED STATES OF AMERICA,**  
Plaintiff,

vs.

**JUAN DELGADO-DELGADO,**  
Defendant.

Case No: CR 04-046-S-EJL

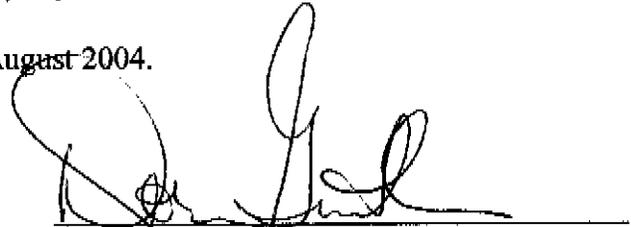
**MOTION TO CONTINUE SENTENCING**

COMES NOW Doreen Guenther, counsel of record for the defendant Juan Delgado-Delgado, and moves for a continuance of the sentencing date, presently scheduled for 2:30 p.m. on the 20th day of September 2004, as well as new due dates for the filing of objections to the pre-sentence report in this matter. The motion is made because defense counsel has commitments which will make her unavailable for a significant period (until just before the present date for sentencing), and wishes to discuss concerns about the pre-sentence report with the preparing probation officer and the AUSA assigned to the case prior to filing any formal objections. Counsel has discussed the continuance request with Defendant and he does not oppose it, understanding that he will be granted credit for the time he serves awaiting sentencing in this case.

*orig. 16*

Given the incarceration period contemplated by the PSI report, or even alternate calculations by defense counsel, Defendant, reasonably, expects to receive a sentence which will exceed any time spent in custody awaiting sentencing on a later sentencing date. That being the case, it does not appear a continuance would adversely affect any party.

Respectfully submitted this 13th day of August 2004.



Doreen Guenther  
Attorney for Defendant

#### CERTIFICATE OF SERVICE

I hereby certify that, on this 13<sup>th</sup> day of August 2004, I served a true and correct copy of the above and foregoing document, in the manner noted below and addressed to:

Lynne Lamprecht  
Assistant U.S. Attorney  
Wells Fargo Center, Suite 201  
877 W. Main Street  
P.O. Box 32  
Boise, ID 83707

*mail*

United States Marshal  
550 West Fort  
Seventh Floor  
Boise, Idaho 83702

*hand-deliv.*

Pre-sentence Investigation  
550 West Fort  
Fourth Floor  
Boise, ID 83702

*hand deliv.*

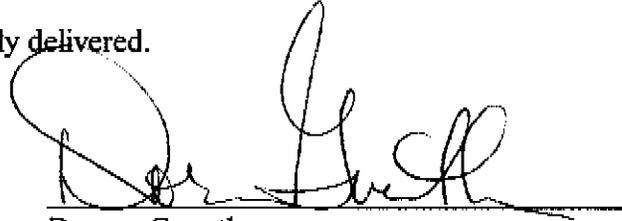
Eduardo Silva  
Interpreter  
1111 Sweetwood Cir.  
Nampa, ID 83651

*mail*

by facsimile transmission to the number(s) indicated;

by depositing the same in the United States Mail, prepaying the postage thereon; or

by having a true and correct copy personally delivered.

A handwritten signature in black ink, appearing to read "Doreen Guenther", written over a horizontal line.

Doreen Guenther  
Attorney for Defendant