

1 JON M. SANDS  
2 Federal Public Defender  
3 District of Arizona  
4 2285 South 4<sup>th</sup> Avenue, Suite E  
5 Yuma, Arizona 85364  
6 Telephone: (928) 314-1780

7 MATTHEW A. JOHNSON, CA# 207984  
8 Assistant Federal Public Defender  
9 Attorney for Defendant

10  
11 IN THE UNITED STATES DISTRICT COURT  
12  
13 DISTRICT OF ARIZONA  
14

15 United States of America,  
16  
17 Plaintiff,  
18  
19 vs.  
20  
21 Gerardo Solis-Perez,  
22  
23 Defendant.

No. CR 07- 00140-001-PHX-MHM

**MOTION TO CONTINUE  
SENTENCING**

(First Request)

24 Defendant, Gerardo Solis-Perez by and through counsel undersigned  
25 respectfully moves this Court for an order continuing the sentencing in the above  
26 matter from May 21, 2007 for a period of not less than thirty (30) days, for the  
27 following justifiable reason:

28 1. Counsel currently has twenty four (24) sentencing hearings set for May 21,  
2007 in various courtrooms in the United States District Court in Phoenix Arizona  
making it extremely difficult to effectively represent each client.

Assistant U.S. Attorney, Beverly R. McCallum, has been contacted and has  
expressed no objection to this continuance. United States Probation has been also  
been advised of the requested continuance.

1 It is expected that excludable delay under Title 18 U.S.C. § 3161(h)(1)(I) may  
2 occur as a result of this motion or from an order based thereon.

3 Respectfully Submitted: May 4, 2007.

4 JON M. SANDS  
5 Federal Public Defender

6 *s/ Matthew A. Johnson*

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MATTHEW A. JOHNSON  
8 Assistant Federal Public Defender

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10 Copy of the foregoing  
11 delivered this 4<sup>th</sup> day of  
12 May, 2007, via ECF to:

13 Beverly R. McCallum  
14 Assistant United States Attorney

15 COPY mailed to:

16 United States Probation  
17 Sandra Day O'Connor U.S. Courthouse  
18 401 W. Washington Street  
19 Suite 410  
20 Phoenix, Arizona 85003

21 Copy mailed to:

22 Defendant

23 *G. Rodriguez*

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G. Rodriguez

25 \ContSentMTN

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