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 Attorney for Defendant Nicholas Mariano

UNITED STATES DISTRICT COURT  
 DISTRICT OF ARIZONA

United States of America,	)	
	)	CR 07-00447-TUC-JMR (JCG)
Plaintiff,	)	
	)	MOTION FOR SETTLEMENT
v.	)	CONFERENCE REPORT
	)	
1. Nicholas Mariano,	)	
	)	
Defendant.	)	
	)	

It is expected that excludable delay under Title 18, United States Code, 3161(h)(1)(F) will occur as a result of this motion or an order based thereon.

Defendant Nicholas Mariano, through counsel undersigned, respectfully moves the Court to order the United States Probation Department to prepare a Settlement Conference Report concerning Mr. Mariano’s criminal history and offense level calculations. The purpose of the report would be to allow the parties to evaluate the settlement options on the basis of a better understand of Mr. Mariano’s sentencing exposure under the United States Sentencing Guidelines, and

particularly his eligibility for “safety valve” treatment pursuant to U.S.S.G. 5C1.2, and 2D1.1(b)(9).

DATED: July 11, 2007

s/ *Philip Kimble*

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Philip Kimble

Attorney for Defendant Nicholas Mariano