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11 IN THE UNITED STATES DISTRICT COURT  
12 DISTRICT OF ARIZONA

13 United States of America,  
14 Plaintiff,  
15 vs.  
16 Thomas Mario Costanzo,  
17 Defendant

No. CR-17-585-01-PHX-GMS  
**MOTION TO CONTINUE  
SENTENCING  
and  
MOTION TO EXTEND DEADLINE  
FOR FILING OBJECTIONS TO  
PRESENTENCE REPORT  
(First Request)**

18 Defendant, Thomas Mario Costanzo, by and through undersigned counsel,  
19 hereby requests that this Court enter an order continuing the sentencing in this matter  
20 from June 11, 2018, for a period of forty-five (45) days and extending the deadline for  
21 filing defendant's objections to the presentence report with all subsequent deadlines  
22 pertaining to the report adjusted accordingly.

23 Defense counsel needs additional time to meet with the defendant, review the draft  
24 of the presentence report and file objections to the draft presentence report. Undersigned  
25 counsel would also like to advise the Court that she will not be available the week of July  
26 9, 2018.

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1 Defense counsel has contacted Gary Restaino, Assistant U.S. Attorney, and  
2 the government has no objection to the requested continuances.

3 Excludable delay under 18 U.S.C. § 3161(h)(7)(B)(i) and (iv) may result  
4 from this motion or from an order based thereon.

5 Respectfully submitted: May 24, 2018.

6 JON M. SANDS  
7 Federal Public Defender

8 *s/Maria Teresa Weidner*  
9 MARIA TERESA WEIDNER  
Asst. Federal Public Defender

10 Copy of the foregoing transmitted  
11 by ECF for filing May 24, 2018, to:

12 CLERK'S OFFICE  
13 United States District Court  
14 Sandra Day O'Connor Courthouse  
15 401 W. Washington  
Phoenix, Arizona 85003

16 FERNANDA CAROLINA ESCALANTE  
17 MATTHEW H. BINFORD  
18 GARY M. RESTAINO  
19 MARK JAMES WENKER  
20 Assistant U.S. Attorneys  
Phoenix, Arizona 85004-4408

21 Copy email/mailed to:

22 DANIEL C. JOHNSON  
23 United States Probation Officer

24 THOMAS MARIO COSTANZO  
25 Defendant

26 *s/yc*

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IN THE UNITED STATES DISTRICT COURT  
DISTRICT OF ARIZONA

United States of America,  
Plaintiff,  
vs.  
Thomas Mario Costanzo,  
Defendant

CR-17-585-01-PHX-GMS  
**ORDER**  
**(First Request)**

Upon motion of the defendant, no objection from the government and good cause appearing,

IT IS HEREBY ORDERED continuing the sentencing hearing currently set for June 11, 2018, until \_\_\_\_\_, 2018, at \_\_\_\_\_ a.m./p.m. The Court finds that the interests of justice outweigh the best interests of the defendant and the public in a speedy trial for the reasons stated in defendant's motion.

IT IS FURTHER ORDERED extending the deadline for filing defendant's objections to the presentence report to \_\_\_\_\_, 2018, with all subsequent deadlines pertaining to the presentence report adjusted accordingly.

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The Court finds excludable delay under 18 U.S.C. § 3161(h) \_\_\_\_\_  
from \_\_\_\_\_ to \_\_\_\_\_.