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Attorneys for Plaintiff
United States of America

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

AARON ASHCRAFT,

Defendant.

CASE NO. 2:22-CR-00087-KJM

GOVERNMENT'S MOTION FOR AN
EXTENSION OF TIME

The United States of America, by and through its counsel, Phillip A. Talbert, United States Attorney, and Matthew Thuesen, Assistant United States Attorney, hereby request an extension to January 16, 2024, in which to file its response or opposition to the defendant's *pro se* motion for compassionate release pursuant to 18 U.S.C. § 3582(c)(1)(A). Docket No. 35. This motion is based on the attached declaration of Assistant United States Attorney Matthew Thuesen.

Dated: December 13, 2023

PHILLIP A. TALBERT
United States Attorney

By: /s/ Matthew Thuesen
MATTHEW THUESEN
Assistant United States Attorney

DECLARATION

I, Matthew Thuesen, declare as follows:

1. I am an Assistant United States Attorney for the Eastern District of California and am familiar with the facts described below.

2. On December 4, 2023, the defendant filed a *pro se* motion for compassionate release. Docket No. 35. Pursuant to Local Rule, the government's response is due on December 13, 2023.

3. I am aware personnel from the office of the undersigned have requested necessary documents from the Bureau of Prisons pertaining to Ashcraft. Those records have not yet been received. Since the enactment of the First Step Act, document requests take longer to receive than they previously did. Additionally, undersigned counsel has leave scheduled.

4. For the reasons stated above, the government asks the Court for an extension to January 16, 2024, to file its response to Ashcraft's *pro se* motion. This will allow time to analyze the relevant documents, review the law governing this case, and draft an appropriate response.

I declare under the penalty of perjury that the foregoing is true and correct to the best of my knowledge.

Executed this 13th day of December 2023.

/s/ Matthew Thuesen

MATTHEW THUESEN

Assistant United States Attorney

CERTIFICATE OF SERVICE BY MAIL

The undersigned hereby certifies that he/she is an employee in the Office of the United States Attorney for the Eastern District of California and is a person of such age and discretion to be competent to serve papers.

That on December 13, 2023 a copy of the GOVERNMENT'S MOTION FOR AN EXTENSION OF TIME and PROPOSED ORDER was served by placing said copy in a postpaid envelope addressed to the person(s) hereinafter named, at the place(s) and address(es) stated below, which is/are the last known address(es), and by depositing said envelope and contents in the United States Mail at Sacramento,

California. Addressee:

Aaron Ashcraft

#00025-510

FCI-SHERIDAN

P.O. Box 6000

Sheridan, OR 97378

/s/ C. Buxbaum

C. BUXBAUM