

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

United States of America

No. 21-CR-10270-MLW

v.

Aticha Jittaphol

DEFENDANT'S MOTION FOR PRE-PLEA PRESENTENCE REPORT
AND FOR CONTINUANCE
Assented to by Government

Aticha Jittaphol hereby moves the Court to order a complete pre-plea Presentence Report to be prepared. The defendant moves the Court to continue a hearing set for January 28th, at which the parties were to address the justification for the plea agreement, for thirty days, or until Probation completes a pre-plea Presentence Report, including an interview of Ms. Jittaphol, whichever is longer. And the defendant moves to continue the filing date for the parties to submit memoranda in support of the Court's acceptance of the plea agreement until one week prior to the hearing. The government assents.

There is no dispute regarding guidelines calculations. However, a Presentence Report may be of significant assistance in the Court's assessment of the appropriateness of the plea agreement for several reasons.

The Court expressed concern that Ms. Jittaphol was not taking her criminal conduct or the conditions of probation seriously, and that the plea agreement could further this cavalier attitude. The defendant believes that a Presentence Report would be useful in addressing this concern. A Report would provide the

Court with a greater understanding of Ms. Jittaphol's background, character,

Denied. The parties have been ordered to file memoranda addressing certain issues by January 28, 2022. There is not a hearing scheduled for that date or any other. The

defendant may continue to discuss will be ordered probation whether she should be ordered to engage in any drug in-patient drug treatment and, if necessary, file a motion for modification of any condition of release. 1/21/22