

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
MIAMI DIVISION

CASE NO. 21-20231-CR-MIDDLEBROOKS

UNITED STATES OF AMERICA,

Plaintiff,

v.

CARLOS VAZQUEZ,

Defendant.

_____ /

DEFENDANT VAZQUEZS'MOTION TO CONTINUE SENTENCING

COMES NOW, undersigned counsel for Defendant CARLOS VAZQUEZ and files this, his Motion to Continue the Sentencing scheduled for November 16, 2021 and would furthermore state as follows:

1. Sentencing in this matter is scheduled for November 16, at 1:30 p.m.
2. Defendant Vasquez is requesting additional time to be fully prepared. The Government is seeking a 2 level enhancement for obstruction of justice on matters seemingly collateral to the offense herein. In addition, the Defendant has entered a guilty plea, has accepted responsibility, yet the Government and Probation are taking the position that he be denied an offense level reduction for acceptance.
3. The Defendant and counsel need additional time to be able to adequately respond to the allegations alleged in the Government's Objections filed at D.E. 50. In addition, the Defendant's bond conditions were modified which resulted in his living in the apartment he has been living in (5249 NW 7th Street), wherein he initially was ordered to

be staying with an Annabel Lee at her residence. This was apparently changed at the request of probation and to this date, the Defendant has never been told why this condition was modified.

4. Finally, as a result of the remote nature of PSI interviews certain medical releases were not signed and it is essential that the Court has a complete picture of his medical issues, not only for the determination of an appropriate sentence, but for BOP designation as well.

5. The undersigned was not in this case when Mr. Vazquez tried on 2 occasions to plead guilty, however, after extensive attorney client communication, his plea was accepted. The Defendant at no time intended to delay the proceedings but does need an opportunity to clarify the allegations being levied by the Government which could greatly affect the ultimate outcome of this case.

6. The Government opposes the requested relief.

WHEREFORE, the undersigned would respectfully request that this Honorable Court grant the foregoing motion.

ALBERT Z. LEVIN, P.A.
Courthouse Center
40 N.W. 3rd Street, Suite 200
Miami, FL 33128
Tel: 305-379-7101
Fax: 305-381-6869
albert@albertlevinlaw.com

By: /s/ Albert Z. Levin, Esq.
Florida Bar No.: 316581

CERTIFICATE OF SERVICE

I hereby certify that on November 1, 2021, I electronically filed the foregoing document with the Clerk of Court using CM/ECF. I also certify that the foregoing document is being served this day on all counsel of record via transmission of Notices of Electronic Filing generated by CM/ECF.

By: /s/ Albert Z. Levin, Esq.
Florida Bar No.: 316581

ALBERT Z. LEVIN, P.A.
Courthouse Center
40 N.W. 3rd Street, Suite 200
Miami, FL 33128
Tel: 305-379-7101
Fax: 305-381-6869
albert@albertlevinlaw.com