

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
FORT MYERS DIVISION

UNITED STATES OF AMERICA

CASE NO.: **2:22-CR-39-SPC-NPM**

vs.

DANIEL JOSEPH TISONE
_____ /

MOTION TO CONTINUE SENTENCING DATE

COMES NOW the defendant, Daniel Joseph Tisone, by and through undersigned counsel, pursuant to the Federal Rules of Criminal Procedure and files this, his Motion to Continue Sentencing Date. In support thereof, the defendant alleges the following:

1. This matter is currently set for sentencing on December 5, 2022, at 10:00 am.
2. Since the inception of this case, Mr. Tisone's plan is to sell two properties that he currently has listed on the market, in order to pay back to the Government the entire amount of restitution owed in this case.
3. Unfortunately, Hurricane Ian caused both properties significant damage. Additionally, it's shaken up the real estate market.
4. Mr. Tisone is requesting additional time to repair both properties and to get them sold in order to pay back full restitution.
5. On October 19, 2022, undersigned was contacted by probation officer Nick Stevens, who is preparing the PSI in this case. He explained to undersigned how the storm adversely affected him and that he would be greatly assisted if the Court granted a continuance. That would afford him additional time to prepare the PSI that is due on October 31, 2022.
6. AUSA Trent Reichling has no objection to a continuance of the sentencing. However, Mr. Reichling is only willing to agree to an additional 30 days.
7. Undersigned is requesting a 90 day continuance.
8. Mr. Tisone continues to abide by all the terms of his release.

WHEREFORE, based upon the above and foregoing, the Defendant respectfully requests this Court to grant the instant motion.

I HEREBY CERTIFY that a true and correct copy of the foregoing was electronically filed this 25th day of October, 2022.

Respectfully submitted,
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