

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO**

Criminal Case No. 23-cr-00074-NYW
Civil Case No. 23-cv-03024-NYW

UNITED STATES OF AMERICA,

Plaintiff-Respondent,

v.

DEJANE REANIECE LATTANY,

Defendant-Movant.

UNITED STATES' MOTION FOR EXTENSION OF TIME TO RESPOND

The United States of America respectfully moves for a 30-day extension of time—up to and including January 17, 2024—to file its response to DeJane Reaniece Lattany's motion to vacate under 28 U.S.C. § 2255.

An extension of time is warranted because counsel cannot reasonably prepare and file the response by the current deadline of December 18, 2023, with the exercise of due diligence. This Court set that deadline on November 16, 2023. Doc. 49.

Since then, counsel was out of the country and unable to work on the response for the entire week of November 20, 2023. Counsel has also been working on an answer brief in *United States v. Curry*, No. 23-1047 (10th Cir.), which is due on December 15, 2023, and for which counsel has already received two extensions. Counsel has also had hearings and/or filings due in *United States v. Ford*, 11-cr-00303-REB (D. Colo.) and *United States v. Crow*, 22-cr-00015-RM (D. Colo.).

In addition, the motion to vacate here contains over 400 pages of exhibits, which is an unusually large number. Accordingly, counsel requires additional time to review and analyze these exhibits and consequently respond to the motion.

Because Lattany is incarcerated and proceeding pro se, counsel has not obtained her position on this motion. See D.C. Colo. LCivR 7.1(b)(1). Counsel certifies that this motion is not being made for delay or any other improper purpose.

Thus, the government respectfully requests a 30-day extension of time to file its response to Lattany's motion.

Dated: December 8, 2023

Respectfully submitted,

COLE FINEGAN
United States Attorney

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Attorney for Government

CERTIFICATE OF SERVICE

I hereby certify that on December 8, 2023, I electronically filed the foregoing document with the Clerk of Court using the CM/ECF system. I also certify that a copy will be placed in the U.S. Mail, postage pre-paid and addressed to the following:

Dejane Lattany
Reg. No 51090-510
FCI Victorville Medium I
P.O. Box 3725
Adelanto, CA 92301

/s/ Kayla Keiter
KAYLA KEITER
U.S. Attorney's Office