

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
CASE NO.: 22-CR-80157-AHS

UNITED STATES OF AMERICA,

Plaintiff,

vs.

DEREK JAMES ACREE,

Defendant.

**NOTICE OF WITHDRAWAL OF UNOPPOSED MOTION TO CONTINUE
SENTENCING**

COMES NOW, the Defendant, **DEREK JAMES ACREE**, by and through his undersigned counsel, and hereby respectfully submits the instant notice of withdrawal of unopposed motion to continue sentencing [DE 20] of the Sentencing Hearing set for January 4, 2023 at 10:00 AM and as grounds therefore would state as follows:

1. The defendant is charged with conspiracy to commit wire fraud, 18 U.S.C. § 1349. A change of plea was heard before this Honorable Court on October 11, 2022. Sentencing is set for January 4, 2023 at 10:00 AM.
2. An unopposed motion to continue was filed on December 20, 2022.
3. Undersigned counsel has conferred further with his client and determined that further delays and any postponement of his sentencing will result in unnecessary protraction of this matter and he is ready to face the consequences of his actions, and continue moving forward with his recovery and getting his life on a better track. Further, he has notified AUSA Robin Waugh via email of his intention to withdraw the previously requested motion for a continuance. Therefore, he respectfully withdraws his motion to continue sentencing

WHEREFORE, Defendant, **DEREK JAMES ACREE**, respectfully withdraws his motion for a continuance of the sentencing in this matter.

I HEREBY CERTIFY that on December 31, 2022, 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 generated by CM/ECF.

Respectfully submitted,

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