

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE No. 22-20290-CR-BLOOM

UNITED STATES OF AMERICA,

vs.

ERIC DEAN SHEPPARD,

Defendant.

**REQUEST FOR A 5-MINUTE STATUS CONFERENCE AS SOON AS
POSSIBLE BEFORE AUGUST 23, 2024, REGARDING SHEPPARD'S
RENEWED MOTION FOR BOND PENDING APPEAL OR FOR AN
EXTENSION OF HIS SELF-SURRENDER DATE**

On June 7, 2024, this Court sentenced Sheppard to 18 months incarceration and set a tentative voluntary surrender date for August 23, 2024 at 4:00PM, Judgment [DE#267] at 2, the same day that the parties will appear in Court for the hearing on restitution and forfeiture at 1:30PM. Paperless Order [DE#263].

On June 28, 2024, Sheppard filed a Renewed Motion for Bond Pending Appeal based primarily on the Supreme Court's intervening grant of certiorari in *Kousisis v. United States* (U.S. No. 23-909) and sentencing error invited by the government in calculating Sheppard's "intended loss." [DE# 273]. The government filed an opposition on July 11, 2024, Response [DE#277], and Sheppard filed his Corrected Reply [DE#280], the very next day July 12, 2024. The motion remains pending. If the Court grants the motion, the issue of Sheppard's surrender date is moot. But if the Court denies the motion, Sheppard would promptly file a similar motion in the Court of Appeals.

Meanwhile, the United States Marshal has informed undersigned by email (attached as Exhibit 1) that Sheppard has been designated to the Miami Satellite Camp.

Sheppard requests a 5-minute conference (by phone, by Zoom, or in person) as soon as possible before the August 23, 2024 hearing on forfeiture and restitution, to address the status of the bond motion and the alternative, if the Court does not grant the motion, of extending the voluntary surrender date (e.g., by 30 days), to allow the Court of Appeals to consider the issue before Sheppard is required to self-surrender.

Respectfully submitted,

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