

UNITED STATES DISTRICT COURT
DISTRICT OF NEW HAMPSHIRE

UNITED STATES OF AMERICA	)	
	)	
	)	Criminal Case No. 1:23-cr-00015-JL
v.	)	
	)	
HEATH GAUTHIER	)	
_____	)	

JOINT MOTION TO MODIFY PRETRIAL AND TRIAL SCHEDULE

The defendant, Heath Gauthier, through counsel, Dorothy Graham, and the United States of America, by the undersigned Assistant United States Attorney, respectfully request that the Court modify the pretrial and trial schedule in this case and set trial for the two-week period beginning February 7, 2024.

On February 15, 2023, a grand jury returned an indictment charging the defendant with wire fraud, attempted wire fraud, and aggravated identity theft in connection with his alleged fraud in obtaining CARES Act Loans. ECF No. 1.

On March 28, 2023, the Court entered a scheduling order, adopting the parties' joint trial schedule and setting this case for trial on October 3, 2023. ECF No. 15.

On August 2, 2023, a grand jury returned a superseding indictment again charging the defendant with wire fraud, attempted wire fraud, and aggravated identity theft and adding a count of possession of one or more images of child pornography. ECF No. 24.

Due to this change in circumstances, the parties agree that the Court should modify its scheduling order in this case to allow the defendant time to assess the new charge and to provide the parties an opportunity to negotiate a possible resolution short of trial.

The parties therefore propose the pretrial and trial schedule set forth below:

I. TRIAL

An approximately two-week trial will commence during the two-week period beginning February 7, 2024.

II. PRETRIAL DEADLINES

The parties agree that all other deadlines shall be consistent with the Local Criminal Rules.

Dated: September 5, 2023

Respectfully submitted,

JANE E. YOUNG
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HEATH GAUTHIER

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