

**UNITED STATES COURT OF APPEALS  
FOR THE ELEVENTH CIRCUIT**

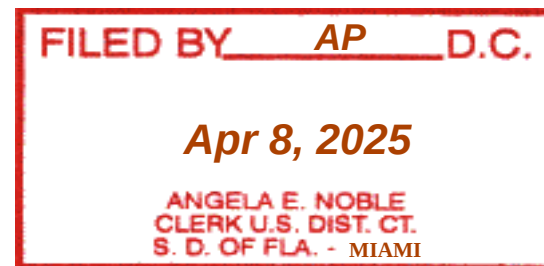
ELBERT PARR TUTTLE COURT OF APPEALS BUILDING  
56 Forsyth Street, N.W.  
Atlanta, Georgia 30303

David J. Smith  
Clerk of Court

For rules and forms visit  
[www.call.uscourts.gov](http://www.call.uscourts.gov)

April 08, 2025

Daniel James Tibbitt  
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NORTH MIAMI, FL 33161



Appeal Number: 25-11132-D  
Case Style: USA v. Carolyn Wade, et al  
District Court Docket No: 0:23-cr-60173-KMW-1

**EXPEDITED CRIMINAL DOCKETING NOTICE**  
**This notice pertains to Tracy D. Wade, only.**

The above-referenced appeal has been docketed in this Court. All documents filed in this appeal must include the Case Style and Appeal Number shown above.

Expedited Appeal

This appeal is designated as expedited. See 11th Cir. Rules 9-1 or 31-4. **Deadlines will be set by separate notice.**

Appellant Requirements: Expedited Transcript

- Within **SEVEN DAYS** of the date of this notice, unless the appellant has already done so, the appellant **MUST** file in the **District Court** a [Transcript Order Form](#) or a certificate stating no transcripts will be ordered. See FRAP 10(b) & the accompanying 11th Cir. IOP.

***Note to Court Reporter: Due to the expedited nature of this appeal, the required transcript(s) should be filed in less than the usual 30 days.***

- **Guilty Plea Issue:** If any issue concerning a guilty plea will be raised, the appellant must ensure that the record includes the transcript of the guilty plea colloquy and any written plea agreement. See 11th Cir. R. 30-1(a)(13).
- **Sentencing Issue:** If any issue concerning the sentence will be raised, the appellant must ensure that the record includes (a) the transcript of the sentencing proceeding, and (b)

the presentence investigation report and addenda (under seal in a separate envelope). See 11th Cir. R. 30-1(a)(14).

Appellant Requirements: Other

Within **14 DAYS** of the date of this notice, the appellant **MUST**:

- Unless counsel was appointed to represent the appellant, pay to the **District Court** the Filing Fee **OR** File a Motion to Proceed In Forma Pauperis (IFP) in the district court. See FRAP 3(e), FRAP 24.

*If the filing fee is not paid and a motion to proceed IFP has not been filed in the district court within 14 days of the date of this notice, this appeal will be dismissed without further notice pursuant to 11th Cir. R. 42-1(b).*

*If the district court has denied the appellant IFP status on appeal, the appellant has 30 days from the date of the district court's order to file an IFP motion in this Court. See FRAP 24(a)(5).*

- File a Certificate of Interested Persons and Corporate Disclosure Statement (CIP). See 11th Cir. R. 26.1-1(a)(1).
- Complete the Web-Based CIP (attorneys only). See 11th Cir. R. 26.1-1(b).

Appellee Requirements

Unless the following requirements have already been satisfied, **within 28 days of the date of this notice, all appellees participating in this appeal MUST**:

1. File a CIP or a notice. See 11th Cir. R. 26.1-1(a)(3).
2. Complete the Web-Based CIP (attorneys only). See 11th Cir. R. 26.1-1(b).

Electronic Filing

All counsel must file documents electronically using the Electronic Case Files ("ECF") system, unless exempted for good cause. Although not required, non-incarcerated pro se parties are permitted to use the ECF system by registering for an account at [www.pacer.gov](http://www.pacer.gov). Information and training materials related to electronic filing are available on the Court's website.

Obligation to Notify Court of Change of Addresses

Each pro se party and attorney has a continuing obligation to notify this Court of any changes to the party's or attorney's addresses during the pendency of the case. See 11th Cir. R. 25-7.

Additional Information

Rules, forms, and additional information, including a handbook for pro se litigants, can be found at [www.cal1.uscourts.gov](http://www.cal1.uscourts.gov).

#### Attorney Participation

Only attorneys admitted to the bar of the Court and attorneys admitted for a particular proceeding may practice before the Court. See 11th Cir. Rules 46-1, 46-3, and 46-4. You may look up your bar admission status at <https://www.ca11.uscourts.gov/bar-admission-status-look>. The Application for Admission to the Bar and other forms and information can be found at <https://www.ca11.uscourts.gov/attorney-forms-and-information>.

All attorneys (except court-appointed attorneys) who wish to participate in this appeal must file an [Appearance of Counsel Form](#) within 14 days of the date of this notice. See 11th Cir. R. 46-6(b). Please also see FRAP 46 and the corresponding circuit rules.

#### Note to Retained Counsel

Eleventh Circuit Rule 46-10(a) states, "Retained counsel for a criminal defendant has an obligation to continue to represent that defendant until successor counsel either enters an appearance or is appointed under the Criminal Justice Act, and may not abandon or cease representation of a defendant except upon order of the court."

#### Motions to Withdraw

Counsel who file a motion to withdraw from a criminal appeal must also comply with 11th Cir. R. 27-1(a)(7), (a)(8). In addition, a motion to withdraw as counsel stays only briefing on appeal; it does not stay other deadlines. See 11th Cir. R. 31-1(b).

#### Clerk's Office Phone Numbers

|                      |              |                              |              |
|----------------------|--------------|------------------------------|--------------|
| General Information: | 404-335-6100 | Attorney Admissions:         | 404-335-6122 |
| Case Administration: | 404-335-6135 | Capital Cases:               | 404-335-6200 |
| CM/ECF Help Desk:    | 404-335-6125 | Cases Set for Oral Argument: | 404-335-6141 |

CRIM 2 EXPEDITED- Notice of Docketing

UNITED STATES DISTRICT COURT,  
SOUTHERN DISTRICT OF FLORIDA

UNITED STATES OF AMERICA,

Plaintiff,

v.

TRACY D. WADE,

CASE NO. 23-CR-60173 (2)

Defendant.

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**NOTICE OF APPEAL**

NOW COMES the undersigned, as counsel for the Defendant, TRACY D. WADE, and hereby notifies the Court and the government that he is appealing to the United States Court of Appeals, Eleventh Circuit, from the final judgments of conviction and sentences imposed by this Court in the above-captioned matter and filed on March 21, 2025 (DE #242).

I HEREBY CERTIFY that a true and correct copy of the foregoing was served on all counsel of record in this cause, this 4th day of April, 2025, via CM/ECF.