

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO
Senior Judge Raymond P. Moore**

Courtroom Deputy: Cathy Pearson
Court Reporter: Kevin Carlin
Probation: Michelle Sinaka

Date: December 14, 2023
Interpreter: n/a

CASE NO. 21-cr-00165-RM

Parties

Counsel

UNITED STATES OF AMERICA,

Robert Brown

Plaintiff,

v.

2. CHANDLER SIMBECK,

A. Tyrone Glover, Jr.

Defendant.

COURTROOM MINUTES

SENTENCING HEARING

Court in session: 3:01 p.m.

Appearances of counsel. Defendant is present and in custody.

Defendant entered his plea on April 21, 2023, to Count 12 of the Indictment. The Court formally accepts the Plea Agreement at this hearing.

Discussion held regarding pending motions and objections.

ORDERED: Government's Motion for Third Point Reduction Pursuant to U.S.S.G. § 3E1.1(b) (Doc. 120) is GRANTED.

ORDERED: Government's Motion to Dismiss Count 13 as to Defendant Foreman [sic] Only (Doc. 13) is GRANTED.

Discussion held regarding guideline calculations.

Court in recess: 3:16 p.m.

Court in session: 3:23 p.m.

Further discussion held regarding guideline calculations.

Argument given regarding sentencing.

Defendant addresses the Court.

Statement by the Court regarding the defendant's offense level, criminal history level, and sentencing guidelines range.

The Court states its findings and conclusions.

ORDERED: Defendant's motion (Doc. 115) is DENIED.

ORDERED: Pursuant to the Sentencing Reform Act of 1984, it is the judgment of the Court that the defendant, CHANDLER SIMBECK, is hereby committed to the custody of the Bureau of Prisons to be **imprisoned** for a term of **37 months**.

The Court RECOMMENDS that the Bureau of Prisons place the defendant at a facility located in the District of Colorado.

ORDERED: Upon release from imprisonment, the defendant shall be placed on **supervised release** for a period of **three (3) years**.

ORDERED: While on supervised release, the defendant shall comply with all mandatory conditions of supervised release as required by law, all standard conditions of supervised release as required by this Court, and the special conditions of supervised release as stated on the record.

ORDERED: Defendant shall pay **\$100 to Crime Victim Fund** (Special Assessment), to be paid immediately.

ORDERED: **No fine** is imposed, because the defendant has no ability to pay a fine.

ORDERED: Defendant shall make **restitution** in the amount of **\$151,000.00 as stated on the record, joint and several with co-defendant, Russell Foreman; interest is waived**.

Defendant is advised of his right to appeal the sentence imposed by the Court.

ORDERED: Any notice of appeal must be filed within 14 days.

ORDERED: Defendant is REMANDED to the custody of the U.S. Marshal.

Court in recess: 4:02 p.m. Hearing concluded. Total time: 00:54