

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
FORT MYERS DIVISION

UNITED STATES OF AMERICA

v.

CASE NO. 2:23-cr-88-SPC-KCD

DIOP MCKENZIE

NOTICE OF WITHDRAWAL OF REQUEST FOR FURTHER RESTITUTION

The United States of America, by Roger B. Handberg, United States Attorney for the Middle District of Florida, hereby respectfully notifies the Court that the government withdraws the request for further restitution in this case.

On September 9, 2024, during the sentencing hearing, the Court ordered the defendant, Diop McKenzie, to pay restitution in the amount of \$133,339.84 to the Small Business Administration. Doc. 82.

In addition, at the time of sentencing, the Court deferred the determination of restitution until November 18, 2024, to allow time for any additional victims to submit a request for restitution in this case. *Id.* The government, however, has not received any documentation from any additional bank or victim requesting

restitution in this case; therefore, the government would respectfully withdraw the request for any further restitution.

Respectfully submitted,

ROGER B. HANDBERG
United States Attorney

By: s/Yolande G. Viacava
Yolande G. Viacava
Assistant United States Attorney
Florida Bar Number 0110310
2110 First Street, Suite 3-137
Fort Myers, Florida 33901
Phone: (239) 461-2200
Fax: (239) 461-2219
E-Mail: Yolande.viacava@usdoj.gov

U.S. v. Diop McKenzie

Case No. 2:23-cr-88-SPC-KCD

CERTIFICATE OF SERVICE

I hereby certify that on November 12, 2024, I electronically filed the foregoing with the Clerk of the Court by using the CM/ECF system which will send a notice of electronic filing to the following:

Russell K. Rosenthal
russ_rosenthal@fd.org

s/Yolande G. Viacava
Yolande G. Viacava
Assistant United States Attorney