IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA

UNITED STATES OF AMERICA

Plaintiff,

v. **Criminal Action No. 2:23-cr-00038**

TAMIR PRATT,

Defendant.

DEFENDANT TAMIR PRATT'S MOTION TO CONTINUE SENTENCING AND ALL RELATED DEADLINES

Comes now Defendant Tamir Pratt by counsel, Paul E. Stroebel and Stroebel & Stroebel, P.L.L.C., and moves this Honorable Court for an Order continuing the sentencing hearing and all related deadlines from the present scheduled dates. In support thereof, counsel states as follows:

1. The sentencing hearing in this matter is scheduled for August 24, 2023 at 1:30 p.m., before the Honorable Joseph R. Goodwin.

2. The Final Presentence Report Deadline is August 10, 2023, and Sentencing Memorandum are due by August 17, 2023.

3. In order to effectively and adequately represent the defendant, counsel for the defendant requests additional time to further investigate and gather information regarding mitigating circumstances in this matter and to support Mr. Pratt's position at sentencing.

4. Some of the alleged PPP loan funds at issue in this matter have been frozen in a CapitalOne account. The Defendant's counsel as well as Assistant United States Attorney Storage are working with CapitalOne to get an accounting of the funds that are frozen in this account. The parties request an additional thirty (30) days in order to ensure there has been a full accounting of

these funds prior to Defendant's sentencing in this matter.

5. Defendant's counsel has consulted with the defendant regarding the proposed continuance and the defendant supports this motion to continue.

6. Defense counsel has consulted with the Assistant United States Attorney in this matter and the government does not have an objection to this continuance.

7. Counsel states that this request for additional time is not due to dilatory practice.

WHEREFORE, the defendant respectfully requests that this Honorable Court enter an Order continuing the Sentencing Hearing and all related deadlines, including the deadline for the Final Presentence Investigation Report and the deadline to file Sentencing Memorandum for at least thirty (30) days from the present scheduled dates.

TAMIR PRATT,
By Counsel,

/s/Paul E. Stroebel
Paul E. Stroebel, Esquire (WV BAR 13269)
Stroebel & Stroebel, P.L.L.C.
Post Office Box 2582
Charleston, West Virginia 25329-2582

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CERTIFICATE OF SERVICE

I, PAUL E. STROEBEL, hereby certify that a true and correct copy of the foregoing ***"Defendant Tamir Pratt's Motion to Continue Sentencing and all related deadlines"*** has been served upon all counsel of record this 2nd day August, 2023, to the following:

Jonathan Storage, Esquire
Assistant United States Attorney
300 Virginia Street E.; Suite 4000
Charleston, WV 25301

/s/Paul E. Stroebel
Paul E. Stroebel, Esquire