

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
FORT MYERS DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

v.

CASE NO. 2:10-cr-39-FtM-SPC

**MICHAEL OLAF SCHÜTT aka
MICHAEL OLAF SCHUETT**

Defendant.

_____ /

DEFENDANT'S SECOND AGREED MOTION TO CONTINUE SENTENCING

Defendant Michael Olaf Schuett, by and through counsel, respectfully moves this Court for a 45 day continuance of his sentencing, which is currently set for August 9, 2010. The government joins in and agrees to this request. As grounds for this motion, Mr. Schuett states the following:

On March 23, 2010, Mr. Schuett entered a plea of guilty to Count One of the Information in the above-captioned case. This Court originally set Mr. Schuett's sentencing for June 21, 2010. With the government's concurrence, Mr. Schuett requested and this Court granted a continuance of the sentencing until August 9, 2010, due to issues regarding the calculation of the sentencing guidelines. Since that date, Mr. Schuett has provided additional information to the government regarding a variety of issues. The government requires additional time to assess and evaluate this additional information. The government has estimated that a 45 day extension of time would permit this additional evaluation to be completed.

Wherefore, for these reasons and any such reasons that shall appear to the Court, Mr. Schuett respectfully requests that this motion be granted.

Respectfully submitted,

/s/ James E. Felman

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Counsel for Defendant

CERTIFICATE OF SERVICE

I hereby certify that a true and accurate copy of the foregoing Defendant's Unopposed Motion to Continue Sentencing was electronically filed with the Clerk of Court on July 16, 2010, which will send a notice of electronic filing to:

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/s/ James E. Felman

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