

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF TEXAS

UNITED STATES OF AMERICA

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§
§

versus

CRIMINAL H- 09-335 - 01

James M. Davis

ORDER FOR PRESENTENCE INVESTIGATION AND DISCLOSURE & SENTENCING DATES

The defendant has been found guilty on counts 1, 2 and 3. A presentence report shall be prepared.

1. By October 16, 2009, the initial presentence report shall be disclosed to counsel (approximately 35 days after determination of guilt).
2. By October 30, 2009, (14 days after disclosure) counsel shall file either:
 - A. Objections in writing to the facts of the offense and application of the sentencing guidelines; or
 - B. A statement that there is no objection.
3. By November 12, 2009, (14 days after objections) the probation officer shall submit to the judge the final presentence report with an addendum addressing contested issues.
4. Sentencing is set for November 20, 2009, at 10:00 a.m. (no sooner than 35 days from initial disclosure).
5. For counsel to attend interviews with the defendant, counsel must tell the United States Probation Officer immediately; within 5 days, counsel must supplement that oral request with a written notice to the probation officer.
6. The defendant must comply with the instructions on the back of this order.

Signed August 27, 2009.

United States District Judge

Copies: United States Probation
 AUSA Gregg Costa
 Defense Counsel David Finn (R)
 Defendant is on bond in custody.