

**IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF MISSOURI
WESTERN DIVISION**

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
v.)	Case No. 10-00320-06-CR-W-DGK
)	
ANTHONY FRANCIS ALVAREZ,)	
)	
Defendant.)	

**SECOND MOTION OF DEFENDANT ANTHONY FRANCIS ALVAREZ
FOR EXTENSION OF TIME TO FILE OBJECTIONS
TO PRELIMINARY PRESENTENCE REPORT**

COMES NOW Defendant Anthony Alvarez, by and through his undersigned attorney, and moves the Court for a two-week extension of time until February 1, 2013, to file any objections to the preliminary Presentence Investigation Report.

IN SUPPORT of this Motion, Defendant states as follows:

1. Defendant was charged in two counts in an Indictment returned November 17, 2010, with engaging in a conspiracy to distribute controlled substances and with money laundering.

2. On October 16, 2012, defendant entered a guilty plea to a lesser included offense in Count 1, and a guilty plea to Count 2, as well as a forfeiture allegation, pursuant to a plea agreement. The defendant was remanded to custody pending sentencing.

2. The preliminary Report was prepared on December 18, 2012, and any objections are now due, after this Court previously granted a two-week extension, no later than January 18, 2013.

3. Counsel believes there may be several objections to the Report, which require review

of a substantial amount of discovery, as well as obtaining input from defendant, who is housed at CCA-Leavenworth. A detailed analysis, meeting with defendant, and preparing the objections cannot be completed under the current deadline. Further, counsel has been dealing with some personal issues which have prevented him from spending the time necessary to accomplish these tasks. Defendant is entitled to effective representation of counsel during the sentencing phase of his case. An additional two-week extension is requested.

WHEREFORE, Defendant prays that this Court grant an extension until February 1, 2013, in which defendant may file any objections to the preliminary Presentence Investigation Report.

/s/Ronald E. Partee
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CERTIFICATE OF SERVICE

I hereby certify that on January 18, 2013, I electronically filed the foregoing with the clerk of the Court using the CM/ECF system, which will send notification to the following: Bruce Rhoades, Assistant United States Attorney, and all counsel of record.

/s/ Ronald E. Partee