

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

<b>UNITED STATES OF AMERICA,</b>	)	
	)	
<b>Plaintiff,</b>	)	
	)	
<b>vs.</b>	)	<b>Case No. 10-00320-07-CR-W-DGK</b>
	)	
<b>BENITO CASTILLO GUTIERREZ,</b>	)	
	)	
<b>Defendant.</b>	)	

**MOTION FOR LEAVE TO FILE LETTERS ON BEHALF OF DEFENDANT OUT  
OF TIME**

COMES NOW Defendant Benito Castillo Gutierrez, by and through counsel David H. Johnson, and moves the Court for it's Order granting Leave to File as Exhibits for Court consideration at time of Sentencing certain letters written by lay witnesses as to the character of Defendant in support of leniency, sentencing at the bottom of the Unites States Sentencing Guideline Range.

WHEREFORE, for good cause shown, Defendant prays the Court for leave to file his on or before May 8, 2013.

**LAW OFFICES OF DAVID H. JOHNSON**

By: /s/ David H. Johnson  
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**ATTORNEY FOR DEFENDANT**

**CERTIFICATE OF SERVICE**

I hereby certify that, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which sent notification to the attorneys for the Government and co-defendants.

/s/ David H. Johnson  
David H. Johnson