

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

UNITED STATES OF AMERICA, )  
 )  
 Plaintiff, )  
 )  
 v. ) Criminal Action No. 10-00320-12-CR-W-DGK  
 )  
 DESHAUN L. CERUTI, )  
 )  
 Defendant. )

**MOTION TO AMEND MOTION TO SEVER CASE OF INDIVIDUAL DEFENDANT**

COMES NOW THE ACCUSED, DESHAUN L. CERUTI, by and through counsel, and moves the Court for an Order allowing him to amend his Motion to Sever Case of Individual Defendant. For his amendment, Mr. Ceruti states:

1. The Accused filed his Motion to Sever Case of Individual Defendant on June 24, 2011.
2. In that Motion, the Accused asserted: ““More importantly, the defense has received information that Juan Marron is willing to testify on behalf of Mr. Ceruti at a severed trial and that the anticipated testimony will be exculpatory. Therefore, it is necessary to sever the trials so that Mr. Marron may testify.” *See Document 268, pg 6.*
3. Case investigation leads Mr. Ceruti to retract that statement.
4. The Accused asserts the remaining portion of the Motion as his full and complete Motion to Sever.
5. The Accused requests the Court allow him to amend his Motion to Sever Case of Individual Defendant.

**WHEREFORE**, Mr. Ceruti prays the Court will allow this Amendment to his Motion to Sever Case of Individual Defendant and prays for the relief proposed therein.

Respectfully submitted,

/s/ Kelly M. Connor-Wilson  
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*Attorney for Defendant*

**CERTIFICATE OF SERVICE**

I hereby certify that a true and accurate copy of the foregoing Motion to Amend Motion to Sever was served on AUSA Bruce Rhoades and all defense attorneys of record by CM/ECF this 30<sup>th</sup> day of June, 2011.

/s/ Kelly M. Connor-Wilson  
Kelly M. Connor-Wilson