

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

UNITED STATES OF AMERICA,)

)

Plaintiff,)

)

v.)

Case No. 09-00121-03-CR-W-DGK

)

BRUCE ALLEN BISH,)

)

Defendant.)

**MOTION FOR EXTENSION OF TIME TO FILE
OBJECTIONS TO PRELIMINARY PRESENTENCE REPORT**

COMES NOW Defendant, by counsel, and moves the Court for its Order extending the time within which Defendant may file objections to the preliminary presentence report (PSR). In support thereof, Defendant states that:

1. The PSR was provided to counsel on August 3, 2010, making objections to the PSR due on or about August 17, 2010.

2. Counsel had an opportunity to discuss the PSR with Defendant in person on August 11, 2010.

3. The guideline calculation in the PSR was surprising to counsel and created a need for research on the relationship between drug counts and money laundering counts that counsel has not previously performed. As of this date, that research is on-going. Defendant cannot confidently respond to the PSR until that research is complete.

4. Similarly, the criminal history calculation in the PSR was surprising to counsel and created a need for research on the impact of state convictions that form the factual basis for federal convictions as well as possible credit for state prison time that counsel has not previously performed. As of this date, that research is on-going. Defendant cannot confidently respond to these issues in the PSR until that research is complete.

5. Prior to reviewing the PSR with Defendant, the undersigned attempted to contact the PSR writer to discuss some of the legal issues mentioned above. Counsel has not yet had a response from the Probation Office regarding these issues. Because counsel has had an excellent working relationship with the writer over the years, it is anticipated that this response will be forthcoming soon. Counsel believes that it would benefit the Court and all parties if the probation officer and counsel for the defense have an opportunity to discuss and work through some of the potential objections before they are formalized.

6. Defendant believes that an extension of time until September 4, 2010, would give counsel time to complete his research and discuss the issues with the probation office.

WHEREFORE, Defendant moves the Court for its Order extending the time within which he may file his objections to the PSR until September 4, 2010.

//s// Phillip R. Gibson
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CERTIFICATE OF SERVICE

I hereby certify that on August 16, 2010, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which sent notification of such filing to all counsel of record and by email to US Probation and Parole.

//s// Phillip R. Gibson
Counsel for Defendant