

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

UNITED STATES OF AMERICA

v.

Case No. 10-00162-21-CR-W-FJG

DOROTHEA L. CAIN

AUSA: Brent Venneman
Defense Atty.: David Harold Johnson, CJA

JUDGE	Robert E. Larsen United States Magistrate Judge	DATE AND TIME	April 30, 2012 10:30-10:45 AM
DEPUTY CLERK	Lori Carr	TAPE/REPORTER	FTR/lac
INTERPRETER	None	PRETRIAL/PROB:	Malissa Heilman

CLERK'S MINUTES

STATUS CONFERENCE

REMARKS: Status conference held with government and defense counsel and the probation office to see whether this case could move to sentencing.

Parties agreed the case is ready for sentencing. Defense counsel indicated the only issue will be his motion for a downward departure from the Guidelines range due to defendant's low IQ, her lifestyle, and her environment. Essentially, counsel will argue that defendant's extensive criminal record is largely a function of her mental health problems. Attorney Johnson indicated that he would put his argument in a written motion, which should be on file by Monday, May 7, 2012. Government counsel said the government will likely oppose the defendant's request for a downward departure but, should the court grant the department, he probably would not take any appeal. Probation Officer Heilman indicated the probation office's recommendation is within the confidential sentencing memorandum provided to district court judge. Parties agreed that defendant's sentencing would take less than an hour. Court adjourns.