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

UNITED STATES OF AMERICA,) Plaintiff,) v.) TIM MICHAEL WILSON,) Defendant.)

Case No. 11-00046-08-CR-W-ODS

MOTION TO CONTINUE TRIAL SETTING

COMES NOW defendant, by and through his undersigned legal counsel, and respectfully moves the Court to continue the above-captioned cause of action on the following grounds:

1. Defendant was set for trial on the February 13, 2012 docket.

2. Defendant had been set for change of plea on February 10, 2012. Defendant was

hospitalized that day for anxiety and other symptoms.

3. All Co-defendants have now pled guilty in this matter. Defendant intends to fulfill obligation associated with his plea agreement and still intends for this matter to be set for change of plea in the near future. Defendant has been on bond with no violations since his arrest on this Indictment.

4. Counsel for defendant has spoken with Assistant United States Attorney, Bruce Rhoades, who has no objection to this continuance request.

WHEREFORE, defendant requests his trial setting be continued to the April 2012 Trial Docket.

Respectfully submitted,

By <u>/s Patrick J. O'Connor</u> Patrick J. O'Connor Mo. Bar #52544 4740 Grand Avenue, Suite 300 Kansas City, MO 64112 (816) 701-1100 Telephone (816) 531-2372 Facsimile

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was electronically delivered on this 13 day of February, 2012 addressed to: Bruce Rhoades, U.S. Attorney's Office, Charles Evans Whittaker Courthouse, 400 East Ninth Street, Kansas City, MO 64106.

s/ Patrick J. O'Connor