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Attorney for Defendant, *Fred Magaña*

**UNITED STATES DISTRICT COURT
 FOR THE SOUTHERN DISTRICT OF CALIFORNIA
 (THE HONORABLE GONZALO P. CURIEL)**

UNITED STATES OF AMERICA,

Case No. 19CR4768-GPC

Plaintiff,

**JOINT MOTION TO
 CONTINUE SENTENCING
 HEARING**

v.

FRED MAGAÑA,

Date: October 3, 2022

Defendant.

Time: 8:30 AM

Defendant Fred Magaña (Mr. Magaña), by and through his counsel, Ezekiel E. Cortez, and the United States Government, by and through counsel, Assistant U.S. Attorneys Nicholas Pilchak and Andrew Haden, respectfully request that the sentencing hearing presently set in this matter for October 3, 2022, at 8:30 AM, 2022, be continued to Monday, November 14, 2022, at 8:30 AM.

Mr. Magaña requests a continuance of sentencing to allow sufficient time for his counsel to properly gather and prepare sentencing information. Mr. Magaña pleaded guilty almost three years ago - November 22, 2019 - and he only recently testified as a Government witness at the trial of Co-

*Joint Motion for Continuance of Sentencing Hearing,
 U.S. v. Magaña, Case No. 19CR4768-GPC*

1 Defendant Tilotta. Information regarding his testimony and manner of
2 testifying will be relevant to sentencing. This request will enable defense
3 counsel to fully comply with Rule 32 (a)(2) and (i).

4 Mr. Magaña has been on pretrial release since November 22, 2019,
5 without incident.

6 For the reason stated above, the parties respectfully request a
7 continuance of the sentencing hearing to November 14, 2022.

8
9 Dated: September 21, 2022

Respectfully submitted,

10 /s/ Ezekiel E. Cortez

11 Ezekiel E. Cortez

12 Attorney for Fred Magaña

13 /s/ Nicholas W. Pilchak (by consent)

14 Nicholas W. Pilchak

15 Assistant United States Attorney
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