CINDY M. CIPRIANI 1 Attorney for the United States **Acting Under Authority** 2 Conferred by 28 U.S.C. § 515 3 Nicholas W. Pilchak CA State Bar No. 331711 Andrew R. Haden 5 CA State Bar No. 258436 Assistant U.S. Attorneys 880 Front Street, Room 6293 San Diego, CA 92101 Tel: (619) 546-9709/6961 8 9 UNITED STATES DISTRICT COURT 10 SOUTHERN DISTRICT OF CALIFORNIA 11 UNITED STATES OF AMERICA, Case No.: 19-CR-4768-GPC 12 Plaintiff/Appellant, NOTICE OF CROSS-APPEAL 13 (Criminal) 14 v. Court Reporter: Chari Bowery 15 GIOVANNI TILOTTA, 16 Defendant/Appellee. 17 18 The United States of America hereby provides notice of an appeal to the United 19 States Court of Appeals for the Ninth Circuit, under 18 U.S.C. § 3742(b), from the 20 judgment and sentence entered by the Court on March 17, 2023. This is a cross-appeal to 21 the appeal filed by Giovanni Tilotta, which is docketed in the Court of Appeals at No. 23-22 434. The United States Attorney's Office is seeking approval to pursue this appeal from 23 the Solicitor General pursuant to 18 U.S.C. § 3742. We are filing this notice to preserve 24 the rights of the United States. 25 Respectfully submitted, DATED: April 13, 2023. 26 27 s/Andrew R. Haden

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ANDREW R. HADEN

Assistant U.S. Attorney