

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

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UNITED STATES OF AMERICA,

Plaintiff,

v.

JESSE MATEO RODRIGUES,

Defendant.

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ORDER

05-CR-164-C-02

This matter was set for sentencing on December 5, 2006. The government appeared by Assistant United States Attorney Paul Connell. Defendant appeared in person, with his counsel, Albert Goins and Rick Petry.

Shortly before the sentencing was to begin, I received a letter from counsel for defendant, indicating that defendant might want to put the government to its proof on two sentencing issues: defendant's alleged possession of a gun during the course of the conspiracy and defendant's role in the offense as a manager or supervisor.

At the sentencing hearing, Mr. Goins advised the court that he needed more time to talk with Mr. Rodrigues about his desire to contest these two sentencing enhancements. It was agreed that Mr. Goins would engage in further discussions with defendant and would

advise the court and government not later than December 19, 2006, whether defendant wants an evidentiary hearing on his objections to the sentencing enhancements or whether the matter can be resolved on briefing.

If an evidentiary hearing is not necessary, sentencing will be held on January 5, 2007 at 1:00 p.m. If an evidentiary hearing is necessary, it will take place on February 2, 2007 at 1:00 p.m.

Entered this 6th day of December, 2006.

BY THE COURT:  
/s/  
BARBARA B. CRABB  
District Judge