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7 ATTORNEYS FOR DEFENDANT ALY MOHSEN

8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA

11 UNITED STATES OF AMERICA,
12 Plaintiff,
13 v.
14 AMR MOHSEN, et al.
15 Defendants.

CASE NO. CR 03-0095 WBS

**DEFENDANT ALY MOHSEN'S EX
PARTE APPLICATION FOR AN ORDER
EXTENDING THE TIME FOR HIM TO
FILE OBJECTIONS WITH THE
PROBATION OFFICE REGARDING THE
DRAFT PRESENTENCE
INVESTIGATIVE REPORT**

**[No Hearing Requested]
The Hon. William B. Shubb**

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19 Defendant ALY MOHSEN, through his attorneys, Frank R. Ubhaus and Christian E.
20 Picone, applies for an order allowing his attorneys an extension of time in which to file
21 objections to the presentence report.

22 ALY MOHSEN makes this application because a significant disagreement exists between
23 United States Probation and his attorneys as to what items should be presented to the court in the
24 presentence report. Preparing the objections required more time than his attorneys anticipated.
25 Granting this Application and extending the time to file objections may narrow the issues that the
26 court would be required to determine at the sentence hearing on December 12, 2006.

27 On November 14, 2006, attorneys for ALY MOHSEN faxed and overnight express
28 mailed their objections to the presentence report. On November 15, 2006, S. Sara Black, United

1 States Probation Officer, advised Christian Picone that the objections were late and would not be
2 considered in the presentence report.

3 Wherefore, ALY MOHSEN requests that the court grant this application and extend the
4 time for his attorneys to file objections with the Probation Department to November 15, 2006.

5 DATED: NOVEMBER 15, 2006 BERLINER COHEN

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BY: /s/CHRISTIAN E. PICONE
FRANK R. UBHAUS
CHRISTIAN E. PICONE
ATTORNEYS FOR DEFENDANT ALY MOHSEN

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