

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
ASHEVILLE DIVISION

UNITED STATES OF AMERICA :
 :
 v. :
 :
 :

MOTION REQUESTING COPY OF SEALED DOCUMENT

The defendant, , by and through his undersigned counsel, hereby respectfully requests the Clerk of Court for the Western District of North Carolina to make available a sealed pleading filed with the court in this case to the defendant, and in support thereof, shows unto the court the following:

1. Counsel was appointed to represent the defendant, for purpose of direct appeal, by the Fourth Circuit Court of Appeals on October 8, 1998.

2. Appointed counsel was not counsel of record below.

3. Therefore, it is necessary for counsel to review the entire record before preparing the appellant's brief.

5. Counsel has requested a copy of a sealed document from the Clerk of Court, Western District of North Carolina. The following is the sealed document needed to complete the record:

15 Presentence Investigation Report with any objections and addendum

WHEREFORE, for the foregoing reasons, defendant respectfully requests that the sealed document be made available to him so that the entire record may be reviewed.

Respectfully submitted, this _____ day of October, 1998.

THOMAS N. COCHRAN
Assistant Federal Public Defender
NCSB # [REDACTED]
Post Office Box 400
Greensboro, NC 27402
Telephone (336) 333-5455

CERTIFICATE OF SERVICE

I hereby certify that I have served the foregoing on the below-mentioned attorney by mailing a copy of the same to the following address:

Mr. Thomas Richard Ascik
Assistant United States Attorney
Room 207, U.S. Courthouse
100 Otis Street
Asheville, NC 28801

This, the _____ day of October, 1998.

THOMAS N. COCHRAN
Assistant Federal Public Defender

IN THE UNITED STATES DISTRICT COURT
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ORDER REQUESTING COPY OF SEALED DOCUMENT

Upon motion of the Federal Public Defender for the Middle District of North Carolina and for good cause shown;

IT IS HEREBY ORDERED that the sealed document be made available to the defendant for the entire review of the record.

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UNITED STATES DISTRICT JUDGE