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Elena Ruth Sassower, Coordinator

By Fax: 202-879-2844 (2 pages)

3:05 p.m.

May 28, 2004

Judge Brian Holeman
Superior Court of the District of Columbia
Criminal Division
500 Indiana Avenue, N.W.
Washington, D.C. 20001

RE: Postponement of June 1st sentencing date
United States of America v. Elena Ruth Sassower, M-4113-03
"Disruption of Congress"

Dear Judge Holeman:

Shortly after faxing my letter to you at 11:35 a.m., requesting a postponement of the June 1st sentencing, your chambers faxed me Ms. Westry's pre-sentence report.

Since then, however, I have received no further communication from you – nor from anyone else relative to my request for a "sufficient opportunity to review with my legal advisor, Mark Goldstone, the pre-sentence report". As stated by my letter, Mr. Goldstone is now out-of-town (indeed, thousands of miles away) until Monday night, May 31st. Nor have you – nor anyone else presumably knowledgeable of the statutory and court rule provisions pertaining to pre-sentence reports, such as Ms. McDaniel or the Assistant U.S. Attorneys – advised me of these provisions, as I requested – so that my rights might be protected in Mr. Goldstone's absence.

I have now succeeded, I believe, in locating the applicable rule – D.C. Superior Court Criminal Rule 32(b)(3)(A). I have only cursorily read it, but it expressly provides:

"The Court shall make available to the defendant through the defendant's counsel and to the counsel for the government a copy of the report of the presentence investigation a reasonable time before imposing sentence." (emphasis added).

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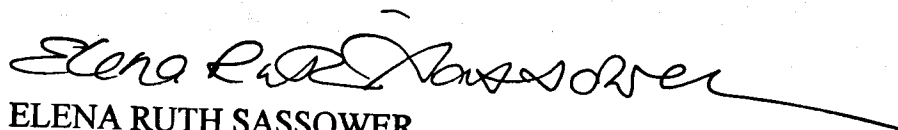
EX "B-1"

May 28, 2004

Throughout this litigation, I have invoked my right to the assistance of counsel, which I have secured by retention of Mr. Goldstone as my legal advisor. The "reasonable time" to which I am to be afforded under Rule 32(b)(3)(A) means "reasonable time" in consultation with Mr. Goldstone.

Unless you dispute this, I request that my unopposed request for adjournment be granted.

Thank you.


ELENA RUTH SASSOWER
Defendant *Pro Se*

cc: Court Services and Offender Supervision Agency for the District of Columbia
ATT: Erika Westry, Community Supervision Officer
Karen McDaniel, Supervisory Community Supervision Officer
Assistant U.S. Attorney Aaron Mendelsohn
Mark Goldstone, Esq.

Judge Aleman

TRANSMISSION VERIFICATION REPORT

TIME : 05/28/2004 15:07

NAME : CJA

FAX : 9144284994

TEL : 9144211200

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