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September 20, 2006

Via Facsimile

Honorable Arthur D. Spatt  
United States District Judge  
1020 Federal Plaza  
Central Islip, New York 11772

**FILED**  
IN CLERK'S OFFICE  
U.S. DISTRICT COURT E.D.N.Y.

★ SEP 21 2006 ★

Re: United States v. Barry Drayer  
02 Cr. 767 (ADS)

LONG ISLAND OFFICE

Dear Judge Spatt:

For the reasons set forth below, this letter is written to request an adjournment of the sentencing in the above referenced matter. It is currently on the Court's calendar for September 22, 2006.

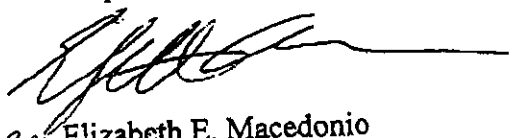
Prior to sentencing counsel would like an opportunity to confer with the attorney for Mr. Barker, as these two defendants have several issues in common for sentencing purposes. Such consultation may avoid the necessity of the Court conducting two hearings with regard to matters such as loss and other pertinent considerations under the Guidelines. As of this writing, however, it is my understanding that Mr. Buckley has not yet been replaced.

In addition, the undersigned will be out of the State on Friday and therefore unavailable.

I have advised counsel for the government that I would be making a request for an extension of time. No objection was voiced. No previous adjournments have been requested.

I thank Your Honor for his consideration in this matter.

Respectfully,



Elizabeth E. Macedonio

*Application granted.  
Sentencing is adjourned  
to December 15, 2006 at 3:00 p.m.*

cc: Linda Aceywell, AUSA - Via Facsimile

*U.S.D.J. [Signature]*  
9/21/06

MOVANT'S COUNSEL IS DIRECTED TO SERVE A  
COPY OF THIS ORDER ON ALL PARTIES UPON  
RECEIPT. V.I.A FACSIMILE.