

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
OCALA DIVISION

UNITED STATES OF AMERICA,

-vs-

Case No. 5:06-cr-22-Oc-10GRJ

WESLEY TRENT SNIPES,
_____ /

ORDER

The Defendant has filed an Emergency Motion to Stay Self Surrender (Doc. 572). He has been notified by the United States Marshal to report to his designated institution on December 9, 2010 (Doc. 569), and the Court's Order of December 1, 2010 (Doc. 571) directed the Defendant to comply with that notice.

The present motion (Doc. 572) seeks to defer the Defendant's date of surrender to January 6, 2011, and recites that the United States, though solicited to do so, has declined to consent to that deferment.

The only ground stated in the motion is the fact that the Defendant has "four minor children ranging in age from 4 years old to 9 years old," and the "surrender date is in the middle of the holiday season." (Doc. 572, paragraphs 2 and 3).

The natural and inevitable consequence of any substantial sentence of imprisonment is to separate a Defendant from his family during holidays and at all other times of significance to a particular family unit – birthdays, weddings, and the like. The sentence in this case was imposed on April 24, 2008 (Docs. 454, 458), over two and

a half years ago, and the Defendant has had all of that time to place his affairs in order, including preparation for the impact that his incarceration will have upon members of his family. The sooner he begins his sentence, the sooner it will end; and, the Court cannot ignore the fact that the United States does not consent to the relief requested.

Upon due consideration, the Court concludes that no sufficient ground has been shown to further defer the execution of the judgment of commitment, and the Defendant's present motion to stay self surrender (Doc. 572) is DENIED.

IT IS SO ORDERED.

DONE and ORDERED at Ocala, Florida this 6th day of December, 2010.



UNITED STATES DISTRICT JUDGE

Copies to: Counsel of Record
Maurya McSheehy