Case 1:10-cr-00431-LJO Document 51 Filed 05/30/13 Page 1 of 4

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5
   Attorney for Defendant,
   DENNIS ANTIEAU
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7
                  IN THE UNITED STATES DISTRICT COURT
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                FOR THE EASTERN DISTRICT OF CALIFORNIA
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10
   UNITED STATES OF AMERICA,
                                   ) Case No.: 1:10-CR-00431 LJO
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             Plaintiff,
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                                     STIPULATION, DECLARATION OF
        VS.
                                     ANTHONY P. CAPOZZI AND ORDER
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                                     TO CONTINUE SURRENDER DATE
   DENNIS ANTIEAU,
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              Defendant.
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        It is hereby stipulated between the United States Attorney
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   by and through its counsel Brian Enos, the Defendant, Dennis
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   Antieau, by and through his counsel of record, Anthony P.
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   Capozzi that the surrender date of June 3, 2013, to the
   Federal Correctional Institution at Lompoc, California, be
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   vacated and that a new surrender date of July 15, 2013, be
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   ordered.
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Case 1:10-cr-00431-LJO Document 51 Filed 05/30/13 Page 2 of 4

1 IT IS SO STIPULATED. 2 Dated: May 29, 2013 3 /s/ Brian Enos Assistant United States 4 Attorney 5 Dated: May 29, 2013 6 7 /s/ Anthony P. Capozzi Anthony P. Capozzi 8 Attorney for DENNIS ANTIEAU 9 10

DECLARATION OF ANTHONY P. CAPOZZI

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- I, Anthony P. Capozzi, declare that I am an attorney licensed to practice law in the State of California and is in good standing. I am counsel of record for Defendant, Dennis Antieau. I have personal knowledge of the facts stated below and could testify competently to them if required.
- 1. This attorney has been retained by Defendant, Dennis Antieau, in an attempt to have the Bureau of Prisons redesignate the Defendant to the Medical Facility at Terminal Island.
- 2. The Defendant's previous attorney, Richard Berman, has since retired and is not able to represent Mr. Antieau.
- 3. Mr. Antieau has a serious heart condition which must be attended to while incarcerated.
- 4. Mr. Antieau's medical records were sent via the United States Postal Service Express Mail to the Federal

Correctional Institute at Lompoc, California and the Bureau

Case 1:10-cr-00431-LJO Document 51 Filed 05/30/13 Page 3 of 4

of Prisons Designation Center in Grand Prairie, Texas on February 21, 2013.

- 5. In a letter dated March 25, 2013, FCI Lompoc requested a Consent to Release Information form signed by Defendant. Defendant signed the Consent Form on March 29, 2013, and it was submitted. The signed form was also faxed on Wednesday, May 29, 2013.
- 6. This attorney has spoken to the United States Pretrial officer Jacob Scott and to Assistant United States
 Attorney Brian Enos and both agree to a continuance of the surrender date.
- 8. It is respectfully requested that the Defendant be allowed to surrender on **July 15**, **2013**, **at 2:00 p.m.** in order for the Bureau of Prisons to review his medical records and to issue its decision regarding a re-designation to Terminal Island.

/s/ Anthony Capozzi

Anthony P. Capozzi Declarant

Case 1:10-cr-00431-LJO Document 51 Filed 05/30/13 Page 4 of 4

1	ORDER
2	Good cause has been shown to vacate Defendant's surrender
3	date of June 1, 2013, said date is vacated and a new
4	surrender date of July 15, 2013, at 2:00 p.m. is hereby
5	ordered.
6	Lawrence J. O'Neill
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8	IT IS SO ORDERED.
9	Dated: May 30, 2013 /s/ Lawrence J. O'Neill
10	UNITED STATES DISTRICT JUDGE
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