

FILED  
STATESVILLE N.C.  
2004 OCT 15 PM 3:05  
U.S. DIST. OF N.C.



**North Carolina Western  
MEMORANDUM**

**DATE:** October 15, 2004

**TO:** H. Brent McKnight  
U.S. District Judge

**FROM:** Karen C. Beam  
U.S. Probation Officer

**SUBJECT: Adam W. Botbyl  
Docket No. 5:03CR53-02-McK  
NOTIFICATION OF PRESENTENCE REPORT TO THE COURT**

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Enclosed is the Presentence Report for the above-referenced defendant. Postal records reflect that defense counsel received a copy of the report on 9-17-04.

Objections by the defendant and/or the government have been reviewed and the report has been revised if corrections were warranted. Any unresolved issues have been addressed in an "Addendum To The Presentence Report." Revisions and/or addenda to the report have been distributed to all parties.

Under Rule 32 the report must be disclosed to the defendant at least 35 days prior to sentencing, and to the Court at least seven days prior to sentencing. By copy of this memorandum, the parties are notified that this case may be scheduled for sentencing on or after 10-28-04.

**\* ATTENTION ATTORNEY: PLEASE REMIND YOUR CLIENT THAT HE/SHE WILL BE REQUIRED TO PAY A \$100.00 ASSESSMENT ON THE DATE OF SENTENCING.**

As of the date of this notification, the defendant is released to the community.

KCB:js

Enclosure

cc: Clerk, U.S. District Court  
AUSA Matthew T. Martens  
Attorney Christopher Fialko  
Adam W. Botbyl, Defendant