

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

CR-1-09-149

ARCTIC GLACIER INTERNATIONAL, INC.,

Defendant.

ORDER

This matter is before the Court upon the pleading entitled “Victims’ Emergency Motion for a Declaration Under the Crime Victims Rights Act and Postponement of the Arraignment, or in the Alternative, Postponement of Acceptance of the Plea Agreement (doc. no. 13). Hearings were held on Tuesday, October 27, 2009 and Tuesday, November 10, 2009.

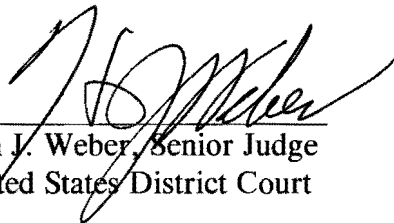
The Court **DENIES** the request to deem any individuals to be “crime victims” under the Crime Victims’ Rights Act, 18 U.S.C. §3771 pending investigation by the United States Probation Department with input from the United States, the defendant, and representatives of the alleged victims.

The Court, however, **GRANTS** the request for Postponement of the Arraignment, or in the Alternative, Postponement of Acceptance of the Plea Agreement proposed by the parties. The Court postponed the arraignment from October 27, 2009 to Tuesday, November 10, 2009.

The Court will require the benefit of the Presentence Report to determine whether it will accept the Plea Agreement. The issue is **CONTINUED** until February 11, 2010 when all the facts, information, arguments, and evidence relevant to the issue may be presented to the Court.

Accordingly, the Motion is **GRANTED IN PART AND DENIED IN PART**.

IT IS SO ORDERED.



Herman J. Weber, Senior Judge
United States District Court