



USA v. Valley

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UNITED STATES DISTRICT COURT EASTERN DISTRICT OF TENNESSEE AT
CHATTANOOGA UNITED STATES OF AMERICA v.

ARTHUR VALLEY

Case No. 1:20-cr-45 Judge Travis R. McDonough Magistrate Judge Susan K. Lee

ORDER

Magistrate Judge Susan K. Lee filed a report and recommendation recommending that the Court: (1) grant Defendant's motion to withdraw his not guilty plea as to Count Five of the five-count Indictment; (2) accept Defendant's guilty plea as to Count Five; (3) adjudicate the Defendant guilty of Count Five; (4) defer a decision on whether to accept the plea agreement until sentencing; and (5) order that Defendant remain in custody until sentencing in this matter (Doc. 26). Neither party filed a timely objection to the report and recommendation. After reviewing the record, the Court agrees with Magistrate Judge Lee's report and recommendation. Accordingly, the Court **ACCEPTS** and **ADOPTS** the magistrate judge's report and recommendation (Doc. 26) pursuant to 28 U.S.C. § 636(b)(1) and **ORDERS** as follows:

1. Defendant's motion to withdraw his not guilty plea as to Count Five of the Indictment is

GRANTED; 2. Defendant's plea of guilty to Count Five is **ACCEPTED**; 3. Defendant is hereby **ADJUDGED** guilty of Count Five; 4. A decision on whether to accept the plea agreement is **DEFERRED** until sentencing; and 2

5. Defendant **SHALL REMAIN** in custody until sentencing in this matter which is

scheduled to take place on October 22, 2021 at 2:00 p.m. [EASTERN] before the undersigned. **SO ORDERED.**

/s/Travis R. McDonough **TRAVIS R. MCDONOUGH** UNITED STATES DISTRICT JUDGE

