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United States of America v. Sabarese

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UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT

No. 95-5160

UNITED STATES OF AMERICA

v.

THEODORE M. SABARESE,

Appellant.

On Appeal from the United States District Court
for the District of New Jersey
(D.C. Criminal Action No. 93-cr-00389-1)

Argued October 19, 1995

Before: SCIRICA, COWEN and ROTH, Circuit Judges

O R D E R

IT IS ORDERED that the slip opinion in the above case, filed on November 28, 1995, be amended as follows (all page references are to the slip opinion):

On page 3, line 7, delete the words "After his conviction" and replace with the word "Thereafter";

On page 3, line 9, before the word "returned" insert the words "that had been"; and

On Page 3, line 10, delete the word "was" and insert the words "had been". The sentence should now read:
Thereafter in Pennsylvania, Sabarese entered a guilty plea on a one-count indictment that had been returned against him in Connecticut. The Connecticut case had been transferred to the Eastern District of Pennsylvania where the judge sentenced Sabarese on the two Pennsylvania counts and the one Connecticut count.

On page 3, line 25, delete the words "After he was convicted and", and insert the words "Before being". The sentence should now read:

Before being sentenced in Pennsylvania, Sabarese pled guilty to the charges brought against him in New Jersey.

By the Court,

/s/ Jane R. Roth
Circuit Judge

Dated: January 22, 1996