

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
FORT MYERS DIVISION

UNITED STATES OF AMERICA

v.

CASE NO: 2:17-cr-83-FtM-38MRM

DILLON SHUTT

ORDER<sup>1</sup>

Before the Court is Defendant Dillon Shutt's Motion for Amendment of Judgment.<sup>2</sup> ([Doc. 147](#)). On October 23, 2018, the Court sentenced Shutt for child pornography offenses and ordered that he self-surrender to the United States Marshal on November 5, 2018. ([Doc. 139](#)). Shutt now asks the Court to amend the Judgment so that he does not have to self-surrender in three days. Instead, he wants to self-surrender directly to his designated institution only when the Bureau of Prisons directs him to do so because of his medical issues and medications. According to Shutt's attorney, the Bureau of Prison hopes to have Shutt designated in the next one to two weeks. The Government opposes the motion to the extent that Shutt be allowed to remain at liberty beyond November 21, 2018.

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<sup>2</sup> The Motion for Amendment of Judgment and Mark J. Mahoney's affirmation do not comply with Local Rule 3.01(a). Not complying with the Court's Local Rules and other policies and procedures has been a continued theme with Shutt's attorneys throughout this case. Although the Court will entertain the pending motion due to its time-sensitive nature, it will strike all future non-compliant filings.

Having reviewed Shutt's motion, his attorney's affirmation, the record, and applicable law, the Court grants in part and denies in part the motion. The Court grants the motion to the extent that it will extend the self-surrender date to November 21, 2018. Shutt must self-surrender to the United States Marshal on November 21, 2018, or upon designation of the Bureau of Prisons, whichever is earlier. This Order is sufficient to amend the self-surrender date, thus, amending the judgment is not necessary. The Court denies the request to hold a conference to determine the status of Bureau of Prisons' efforts to designate a facility for Shutt to serve his sentence and to hear argument on Shutt's continued liberty. Shutt must self-surrender to the United States Marshal as directed in this Order regardless of whether the Bureau of Prisons has designated him to a specific facility or not.

Accordingly, it is now


**ORDERED:**

Defendant Dillon Shutt's Motion for Amendment of Judgment ([Doc. 147](#)) is **GRANTED in part and DENIED in part.**

(1) Shutt must self-surrender to the United States Marshal on November 21, 2018, or upon designation of the Bureau of Prisons, whichever is earlier.

(2) The motion is **DENIED** in all other respects.

**DONE AND ORDERED** in Fort Myers, Florida on this 2nd day of November 2018.

  
**SHERI POLSTER CHAPPELL**  
**UNITED STATES DISTRICT JUDGE**

Copies:  
Counsel of Record

