

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

UNITED STATES OF AMERICA	:	
	:	
v.	:	Crim. No. 21-CR-567-2 (RCL)
	:	
	:	
CHARLES BRADFORD SMITH,	:	
also known as Brad Smith,	:	
<i>Defendant.</i>	:	

**UNITED STATES’ UNOPPOSED MOTION TO CONTINUE STATUS CONFERENCE
AND TO EXCLUDE TIME UNDER SPEEDY TRIAL ACT**

The United States of America, by and through the United States Attorney for the District of Columbia, respectfully moves this Court to continue the status conference set for defendant Charles Bradford Smith (also known as Brad Smith) (“Defendant”) currently set for April 20, 2022, at 1:30 p.m., and to exclude time under the Speedy Trial Act. Counsel for the Defendant does not oppose this motion. In support of this unopposed motion, the government now states the following:

1. On January 26, 2022, a grand jury returned a superseding 14-count indictment (ECF No. 39) against Charles Bradford Smith and his Co-Defendant Marshal Neefe (collectively, “Defendants”) related to their alleged conduct during the breach of and riot at the United States Capitol in Washington, D.C., on January 6, 2021.

2. At the last status conference on February 23, 2022, the government represented it expected to tender plea offers to Defendants by mid-March 2022. In consideration of this and because the government’s global discovery efforts to all Capitol-riot defendants were continuing, the Court set a further status conference for April 20, 2022.

3. On March 24, 2022, the government tendered plea offers to Defendants. Since then, the government has engaged in discussions with counsel for both Defendants. These discussions continue, and counsel for the government and Defendant Smith need additional time to determine whether the parties can reach agreements regarding a pretrial resolution. In addition, the government continues to make progress with executing its global-discovery plan, as previously described in ECF No. 41. Therefore, the government requests that the Court continue the April 20 status conference for approximately 30 days so the parties can continue their plea negotiations.

4. Should the Court be inclined to continue the status conference, the parties are available on the following dates:

- May 20, 2022 after 2pm
- May 24, 2022 all day

5. If the Court grants the continuance, the government also moves the Court to exclude the period from April 20, 2022, until the continuance date from the computation of time for which a trial date must be set under the Speedy Trial Act, 18 U.S.C. § 3161 (“STA”), in consideration of the ongoing plea negotiations and due to the discovery-related reasons the government articulated in ECF No. 28, pp. 5-7. The government also requests that the Court find the ends of justice served by granting this continuance outweigh the interests of the public and the Defendant in a speedy trial.

WHEREFORE, for the foregoing reasons, the government respectfully requests that the Court GRANT this unopposed motion to continue the status conference and to exclude the period from April 20, 2022, until the next Court date from the computation of time under the STA.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on April 19, 2022, I served a copy of this pleading on all parties to this matter through the Court's electronic case files system.

/s/ Courtney Lee _____
Courtney Lee
Assistant United States Attorney