## UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA	)	
	)	
V.	)	CRIMINAL NO. 21-CR-642(JDB)
	)	
DARRELL NEELY	)	

## AMENDED MOTION FOR EXTENSION TO FILE PROPOSED VOIR DIRE, JURY INSTRUCTIONS AND EXHIBIT LIST

NOW COMES the defendant, Darrell Neely, by and through counsel, Kira Anne West and moves this Honorable Court to grant defendant's unopposed motion for extension of time *for both parties* to file voir dire, jury instructions and exhibit list and states the following in support:

- Undersigned counsel and attorney Nicole Cubbage are currently in trial before the Honorable Royce C. Lamberth in a felony J6 case styled USA v. Kelly, 21-CR-708. We expect the trial to end Monday, May 8, 2023.
- 2. Undersigned counsel has conferred with the AUSA's and given objections to stipulations. Undersigned counsel believes the jury instructions and voir dire will be similar to that used in the case before Judge Lamberth and other trials this Court has conducted.
- 3. While undersigned counsel has been in trial, she received yet additional discovery to add to her exhibit list at 3:30 this afternoon. There have also

been two other discovery dumps in the last two weeks, April 18 and April 25. This additional discovery was unexpected and a surprise to the defense.

- 4. Undersigned counsel communicated with the AUSA's about this motion but failed to include them in the request.
- 5. WHEREFORE, the defendant requests that this Court issue an order granting the extension to file the above mentioned documents until May 7, 2023, for both parties.

Respectfully submitted,

/s/

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## Certificate of Service

I certify that a copy of the forgoing was filed electronically for all parties of record on this 3rd day of May, 2023.

Kira Anne West
Attorney for Mr. Neely