

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

UNITED STATES OF AMERICA	:	
	:	
v.	:	Criminal No. 21-CR-00668-TNM
	:	
MICK CHAN,	:	
	:	
Defendant.	:	

**JOINT MOTION TO CONTINUE PLEA AGREEMENT
HEARING AND TO EXCLUDE TIME UNDER THE SPEEDY TRIAL ACT**

The United States of America and Defendant, Mick Chan, through counsel move this Court for a 30-day continuance of the plea agreement hearing set for April 29, 2022, and further to exclude the time within which the trial must commence under the Speedy Trial Act, 18 U.S.C. § 3161 *et seq.*, on the basis that the ends of justice served by taking such actions outweigh the best interest of the public and the defendants in a speedy trial pursuant to the factors described in 18 U.S.C. § 3161(h)(7)(A), (B)(i), (ii), and (iv). In support of its motion, the parties state as follows:

1. Defendant is charged by Information with misdemeanor offenses related to crimes that occurred at the United States Capitol on January 6, 2021. (ECF No. 9.)
2. This Court held its first status conference for Mr. Chan on December 14, 2021. (Min. Order, Dec. 14, 2021.) A second status conference was held on February 18, 2022. (Min. Order, Feb. 18, 2022.) A plea agreement hearing was scheduled for March 25, 2022, however, the parties moved for a 30-day continuance of the hearing, which was granted. (ECF No. 20, 21; Min. Order, Mar. 23, 2022.) The plea agreement hearing is now scheduled for April 29, 2022. (Min. Order, Mar. 23, 2022.)
3. The parties still intend to resolve this matter by plea, however, the parties need additional

time to finalize the written agreement, including obtaining the appropriate signatures and ensuring that the original paperwork arrives to the Court in advance of the hearing.

4. The parties have conferred and agree that a 30-day continuance of the plea agreement hearing is needed and appropriate.
5. The parties also agreed to toll the Speedy Trial Act from the date this Court enters an Order on this motion through and including the date of the next hearing.

Accordingly, the parties respectfully request that this Court grant this motion to continue the plea agreement hearing set for April 29, 2022 for an additional 30 days and that the Court exclude the time within which the trial must commence under the Speedy Trial Act, 18 U.S.C. § 3161 *et seq.* from the date this Court enters an Order on this motion through and including the date of the next hearing on the basis that the ends of justice served by taking such actions outweigh the best interest of the public and Mr. Chan in a speedy trial pursuant to the factors described in 18 U.S.C. § 3161(h)(7)(A), (B)(i), (ii), and (iv).

Respectfully submitted,

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/s/ Matthew Moeder

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CERTIFICATE OF SERVICE

I hereby certify that on April 27, 2022 I caused a copy of the foregoing opposition to be served on defense counsel of record via email.

/s/ Matthew Moeder _____

Matthew Moeder

Assistant United States Attorney