UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA

:

:

v. : Case No. 22-cr-007 (TSC)

:

THOMAS UBERTO,

:

Defendant.

STATUS REPORT AND UNOPPOSED MOTION TO CONTINUE STATUS CONFERENCE

The United States of America, by and through its attorney, the United States Attorney for the District of Columbia, hereby submits the following Status Report. The government also respectfully moves the Court to continue the Status Conference currently scheduled for July 18, 2022 for a period of approximately 30 days¹, and to exclude the intervening time under the Speedy Trial Act. Defendant, through his counsel, Richard Willstatter, does not oppose. In support of the Motion, the government represents:

The defendant is before the Court charged in an information with: Entering and Remaining in a Restricted Building, in violation of Title 18, United States Code, § 1752(a)(1); Disorderly and Disruptive Conduct in a Restricted Building, in violation of Title 18, United States Code, § 1752(a)(2); Disorderly Conduct in a Capitol Building, in violation of Title 40, United States Code, § 5104(e)(2)(D); and Parading, Demonstrating, or Picketing in a Capitol Building, in violation of Title 40, United States Code, § 5104(e)(2)(G) (ECF No. 6).

¹ For purposes of scheduling, counsel is unavailable August 10-15 and August 22-25.

- The parties have had informal discussions regarding a plea agreement and defense has
 requested a formal plea agreement. Time is needed to prepare the plea documents and for
 defense to review same.
- 3. The parties believe it is in the interest of justice to toll the Speedy Trial Act while the government continues to provide discovery and the parties discuss resolving the matter. The parties thus request a tolling of the Speedy Trial Act, pursuant to 18 U.S.C. § 3161(h)(7)(A), based on the factors described in 18 U.S.C. 3161(h)(7)(B)(i), (ii), and (iv), as well as 18 U.S.C. § 3161(h)(1)(G).
- 4. Therefore, the parties request the July 18, 2022 Status Conference be continued for approximately 30 days, and that there is an exclusion of time under the Speedy Trial Act from July 18, 2022, through the next scheduled Status Conference.
- 5. The defendant is out of custody.
- 6. The defendant concurs with this request.

Respectfully submitted,

MATTHEW M. GRAVES United States Attorney

By: /s/

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