

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

UNITED STATES OF AMERICA	:	
	:	
v.	:	Case No. 21-cr-142-CJN
	:	
SAMUEL FISHER	:	
	:	
Defendant.	:	

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

The United States, by and through its attorney, the United States Attorney for the District of Columbia, and the defendant, Samuel Fisher, respectfully and jointly move to continue the status hearing scheduled for August 5, 2021, until a date the week of October 4, 2021, or later, as the Court's schedule permits, and to exclude time under the Speedy Trial Act between August 5, 2021, and the next scheduled date. Defense counsel has authorized the government to file this motion on behalf of both parties. In support of this motion, the parties state the following.

The parties were most recently before the Court on June 8, 2021, at which time the parties advised the Court as to the status of discovery, the parties' ongoing communications, and the defendant's pending case in New York (NY Sup. Ct. Case No. 01085-2021), in which the defendant is charged with felony firearms offenses. As the parties advised the Court, the New York charges arose from the execution of a search warrant obtained during the investigation into the defendant's conduct that underlies the charges in this case.

In light of the ongoing litigation in the New York case, which may impact the course of litigation of this case, as well as the continuing production of discovery materials (including not only materials from the defendant's own Federal Bureau of Investigation case file but also materials in the government's possession related to the events of January 6, 2021, that may be

relevant to the defendant's case), the parties request that this Court continue this case for approximately sixty days—until the week of October 4, 2021, or later—at which time the parties can further advise the Court as to the status of the case. Moreover, given the ongoing and voluminous discovery in this case and the pending litigation in New York, the parties submit that the ends of justice served by the requested continuance outweigh the interest of the public and the defendant in a speedy trial, and therefore request that the time between August 5, 2021, and the next hearing date be excluded under the Speedy Trial Act.

A proposed order is attached.

Respectfully submitted,

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ORDER

Before the Court is the parties’ Joint Motion to Continue Status Hearing and Exclude Time Under the Speedy Trial Act. The Court having considered the motion, and for good cause shown, the motion is GRANTED, and it is hereby

ORDERED that the status hearing scheduled for August 5, 2021, is continued until October ____, 2021, and it is further

ORDERED that, for the reasons stated at previous hearings in this case, including the ongoing and voluminous discovery and the ongoing litigation involving the defendant in another jurisdiction that may impact this case, the ends of justice served by this continuance outweigh the interest of the public and the defendant in a speedy trial, and the time between August 5, 2021, and October ____, 2021, is therefore excluded under the Speedy Trial Act.

SO ORDERED.

The Honorable Carl J. Nichols
United States District Judge