

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA :
 :
 v. : Criminal No. 21-CR-488-CRC
 :
 NOAH S. BACON, :
 Defendant. :

**JOINT MOTION TO CONTINUE JANUARY 19, 2022, STATUS HEARING
AND TO EXCLUDE TIME UNDER THE SPEEDY TRIAL ACT**

The United States of America and Defendant, Noah Bacon, through counsel hereby move this Court for a 60-day continuance of the Status Conference set for January 19, 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 defendant 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 Indictment with offenses related to crimes that occurred at the United States Capitol on January 6, 2021.
2. Since Defendant’s Arraignment, the Government has continued to provide discovery as it becomes available. Specifically, the Government has provided substantial, individualized discovery addressing Defendant’s conduct on January 6, 2021. The Government also has provided substantial discovery from other sources.
3. The United States also has provided a formal, written plea offer to Defendant. Defense counsel has advised that he needs additional time to discuss the offer with his client. The parties therefore need additional time to work through their plea discussions and attempt to resolve this case without a trial.

4. The parties have conferred on the case status and agreed that a 60-day continuance of the Status Hearing set for January 19 would assist in furthering the parties' plea negotiations and allow sufficient time for the Government to continue providing discovery and affording defense counsel sufficient time to review and process those disclosures. 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 Status Hearing. The parties further request that the Court conduct the next Status Hearing via videoconference.

Accordingly, the parties respectfully request that this Court grant the motion to continue the Status Hearing set for January 19, 2022, for an additional 60 days from the date this Court enters an Order on this motion through and including the date of the next hearing, 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.*, on the basis that the ends of justice served by taking such actions outweigh the best interest

of the public and Defendant 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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