

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

<b>UNITED STATES OF AMERICA</b>	:	
	:	
<b>v.</b>	:	<b>Case No. 21-cr-497 (ABJ)</b>
	:	
<b>ANTHONY ALEXANDER ANTONIO</b>	:	
	:	
<b>Defendant.</b>	:	

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

The United States of America, by and through its attorney the Acting United States Attorney for the District of Columbia, and the defendant, by and through his attorney, Robert Jenkins, hereby move this Court to vacate the status conference presently scheduled for February 11, 2022, to continue the matter for approximately 30 days, and further to exclude the time within which an indictment must be filed 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). The parties submit that the government is still in the process of reviewing scoped results of a search warrant for the defendant's cell phone and is not yet in a position to make a plea offer. In addition, the defense still needs to provide the government with an external storage drive for the government to provide the defense with a full version of the defendant's cell phone download. Upon receipt of that discovery, the defense will need time to review it and then consider any plea offer. The parties submit that under these circumstances, the ends of justice to be served by a 30-day continuance outweigh the interests of the public and the defendant in a speedy trial, and the Court should consequently exclude time under the Speedy Trial Act for the

above stated reasons.

Undersigned counsel has provided a copy of this motion to Mr. Jenkins, counsel for the defendant, and Mr. Jenkins informed the undersigned that this may be filed as a joint motion. The parties respectfully request a date between March 14-16, 2022.

WHEREFORE, the parties respectfully requests that this Court grant the motion for an approximately 30-day continuance of the above-captioned proceeding, 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 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).

Respectfully submitted,

MATTHEW M. GRAVES  
United States Attorney  
DC Bar No. 481052

By: /s/ Kimberley C. Nielsen  
Kimberley C. Nielsen  
Assistant United States Attorney  
N.Y. Bar No. 4034138  
555 4th Street, N.W., Room 9913  
Washington, D.C. 20530  
Phone: 202-252-7418  
Email: Kimberley.Nielsen@usdoj.gov