

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

UNITED STATES OF AMERICA	:	
	:	
v.	:	Crim. No. 21-CR-310 (ABJ)
	:	
JOSHUA WAGNER and	:	
ISRAEL TUTROW,	:	
<i>Defendants.</i>	:	

**UNOPPOSED MOTION TO CONTINUE STATUS CONFERENCE
AND TO EXCLUDE TIME UNDER SPEEDY TRIAL ACT**

The United States of America, by and through the United States Attorney for the District of Columbia, respectfully files this unopposed motion to continue the status conference set for September 2, 2021, and to exclude the period of the continuance from the computation of time under the Speedy Trial Act. Counsel for defendants Joshua Wagner and Israel Tutrow do not oppose this motion. In support of this motion, the government now states the following:

1. On August 17, 2021, the government tendered plea offers to both defendants.
2. The defendants are still considering the government's plea offer, and the parties anticipate it will take some more time to determine whether a pretrial disposition is possible in this case.
3. A continuance of approximately 30 days will foster the parties' negotiations regarding a possible pretrial disposition.
4. The government has provided significant preliminary discovery (*see* ECF No. 26) and expects to provide additional discovery well before the anticipated continuance date.
5. The government also moves the Court to exclude the period from September 2, 2021, until the continuance date from the computation of time under the Speedy Trial Act, 18

U.S.C. § 3161 *et seq.*, in light of the additional expected discovery and because the continuance will further the ongoing plea negotiations. The government also requests the Court find that the ends of justice served by granting this continuance outweigh the best interests of the public and the defendants in a speedy trial. Counsel for both defendants do not oppose excluding time under the Speedy Trial Act.

6. Should the Court be amenable to the continuance, all the parties would be available on the following dates and times:

- Tuesday, October 5, 2021 (before Noon)
- Wednesday, October 6, 2021 (all day)

WHEREFORE, for the foregoing reasons, the government respectfully requests that the Court GRANT this unopposed motion to continue the status conference and to exclude the period from September 2, 2021, until the next Court date from the computation of time under the Speedy Trial Act.

Respectfully submitted,

CHANNING D. PHILLIPS
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D.C. Bar No. 415793

BY: /s/ Seth Adam Meinero
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on August 27, 2021, I served a copy of this pleading on all parties to this matter through the Court's electronic case files system.

/s/ Seth Adam Meinero
SETH ADAM MEINERO
Trial Attorney
Detailee