

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA :
 :
 v. : Criminal No. 21-cr-24 (EGS)
 :
 ROBERT GIESWEIN, :
 :
 Defendant. :

**GOVERNMENT’S UNOPPOSED MOTION FOR ENLARGEMENT OF TIME
TO FILE REPLY TO DEFENDANT’S OPPOSITION TO GOVERNMENT’S JULY 29 ORAL
MOTION TO EXCLUDE TIME UNDER THE SPEEDY TRIAL ACT**

The United States hereby respectfully moves the Court for a twelve-hour enlargement of time within which to respond to defendant Robert Gieswein’s Opposition to Government’s July 29 Oral Motion to Exclude Time under the Speedy Trial Act (ECF No. 30). If the instant motion is granted, the government’s response would be due on Friday, August 6, 2021, at 12:00 p.m. The government conferred with defendant’s counsel, who stated that the defense is unopposed to the government’s requested relief.

In support of this motion, the government states the following:

1. On July 19, 2021, the government filed a memorandum regarding discovery across the cases resulting from the January 6, 2021, breach of the U.S. Capitol, and the government’s efforts to comply with its discovery obligations. ECF No. 26-1.
2. At a status hearing before this Court on July 29, 2021, the government orally moved for further exclusion of time under the Speedy Trial Act, citing in part the representations made in the memorandum referenced above. The defendant opposed that motion. The Court then directed the parties to file written responses, with the defendant’s opposition to the oral motion due on

August 2, 2021, and the government's reply due on or before August 5, 2021. The Court set a hearing on the motion for August 11, 2021.

3. The government is working diligently give the Court a fulsome response to the issues raised by the defendant. Given the number of issues raised by the defendant we do not anticipate being in a position to do so prior to the end of the day on Thursday. The government is of course mindful that the Court wants to move expeditiously to resolve this issue, given the defendant's detention status, and that it had anticipated beginning to read the materials on Friday, August 6. The government is thus only requesting until 12:00 p.m. on August 6 to file its reply, effectively a delay of 12 hours from the current deadline.

4. The government submits that the requested relief would not adversely affect the pace of litigation regarding the government's request to continue to toll the Speedy Trial Act, given the minimal delay, and also given that the government is not seeking to delay the August 11 hearing on the motion.

WHEREFORE, the government requests that the Court grant the government's motion and enter the attached, proposed order.

Respectfully submitted,

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PROPOSED ORDER

Upon consideration of the government’s unopposed motion for an enlargement of time within which to respond to defendant Robert Gieswein’s Opposition to Government’s July 29 Oral Motion to Exclude Time under the Speedy Trial Act (ECF No. 30), it is this ____ day of August, 2021, ORDERED that the government’s motion is GRANTED.

It is FURTHER ORDERED that the government’s reply to the defendant’s Opposition to Government’s July 29 Oral Motion to Exclude Time under the Speedy Trial Act shall be filed no later than 12:00 p.m. on August 6, 2021.

SO ORDERED.

Emmet G. Sullivan
United States District Judge