

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

UNITED STATES OF AMERICA

vs.

**THERESE BORGERDING,
Defendant**

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Case No. 21-cr-0631-2 (TJK)

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**CONSENT MOTION TO CONTINUE
STATUS CONFERENCE FOR SIXTY DAYS**

Defendant Therese Borgerding, by her undersigned counsel hereby respectfully moves this Honorable Court to continue the Status Conference scheduled for September 15, 2022 to allow Ms. Bording to review discovery that the Government has produced. AUSA Joseph McFarlane consents to this request. AFPD Ned Smock, who represents Co-Defendant Walter J. Messer consents and joins in this request.

1. Ms. Borgerding and Mr. Messer are charged by Information with various misdemeanor offenses arising out of their alleged conduct at the United States Capitol on January 6, 2021. *See* Information (ECF 15, filed 10/15/21).

2. The Government has produced and continues to produce extensive discovery, including multiple videos and other materials. The defendants require additional time to review the discovery and discuss it with counsel and to consider how to proceed in the case.

3. Tolling of the Speedy Trial is in the best interests of Ms. Borgerding and Mr. Messer and of the public and furthers the interests of justice.

4. Both defendants are released pretrial and are in compliance with the conditions of release.

WHEREFORE, Ms. Borgerding with the consent of counsel for Mr. Mosser and counsel for the Government respectfully requests that the Court continue the Status Conference scheduled for September 15, 2022 for approximately sixty days to and including October 28, 2022.

Respectfully submitted,

/s/ Carmen D. Hernandez _____

Carmen D. Hernandez

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the Consent Motion to Continue the Preliminary Hearing was served this 13th day of September, 2022 on all counsel of record via ECF.

/s/ Carmen D. Hernandez _____

Carmen D. Hernandez