

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA :  
 :  
 v. : Case No. 21 Cr. 631 (TJK)  
 :  
 :  
 WALTER MESSER :  
 THERESE BORGERDING :

**JOINT MOTION TO CONTINUE STATUS CONFERENCE**

1. With the consent of the government, counsel for both Mr. Messer and Ms. Borgerding seek to continue the status conference scheduled for October 28, 2022 for approximately 30 days.

2. The defense has been engaged in investigation including locating relevant video footage and performing legal research. The government provided a proposed plea agreement to counsel for each defendant and counsel needs additional time to discuss resolution with their clients. Further, counsel for Ms. Borgerding has been engaged in a 5-week jury trial with the jury still deliberating. Counsel for Ms. Borgerding joins in the application.

3. The government joins in this application, and both defendants agree that the time between October 28, 2022 and the next date set by the Court is properly excluded under the 18, United States Code section 3161(h)(7)(A). Excluding time will best serve the interests of the public and the defendant in a speedy trial because it will allow the defense to adequately prepare and will allow the parties to engage in discussions regarding a possible disposition.

Dated: July 6, 2022

Respectfully submitted,

/s/

Ned Smock  
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