

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA : Case No. 21-Cr.- 73-1and 2 (BAH)  
v. :  
NICHOLAS DECARLO :  
and :  
NICHOLAS OCHS :  
Defendants. :

**DEFENDANTS' UNOPPOSED MOTION  
TO CONTINUE STATUS HEARING**

Defendants Nicholas DeCarlo and Nicholas Ochs respectfully move this Court to continue the next status hearing in this case, currently scheduled for Friday, November 12, 2021, for approximately sixty days, until January 11, 2022, or such time thereafter consistent with the Court's schedule. The following reasons support this request:

The additional time is necessary for defense counsel to continue their review of the discovery in this case and review these materials with their clients. Since the last status hearing, the government has made several productions of discovery, as described in the government's status report filed October 22 (ECF No. 52). In addition, since filing the status report on October 22, the government has made two more productions of discovery, including Secret Service surveillance footage, U.S. Capitol Police Closed Circuit Video footage, a camera map of the Capitol Grounds, Metropolitan Police Department radio transmissions and U.S. Capitol Police reports. The parties are also in active consultation about a possible resolution of this case without the need for a trial.

Undersigned has communicated with the prosecutor assigned to this matter, who does not object to the requested continuance. Undersigned counsel is authorize to represent that each defendant has been advised as to their speedy trial rights and each has agreed to waive that speedy right until the next return of Court.

The parties further respectfully request that the Court set the next status conference for the afternoon because government counsel is located in California.

An appropriate draft Order is attached hereto for the Court's review.

Respectfully submitted,

*Robert Feitel*

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was sent via ECF to Assistant United States Attorney (detailee) Alexis Loeb, 555 4<sup>th</sup> Street, N.W. Washington, D.C. this 2<sup>nd</sup> day of November, 2021.

*Robert Feitel*

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Robert Feitel