

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

<p>UNITED STATES OF AMERICA</p>	:	
	:	
	:	
v.	:	Case No.: 1:21-cr-00474-BAH
	:	
KRISTI MUNN,	:	
THOMAS MUNN,	:	
DAWN MUNN,	:	
JOSHUA MUNN,	:	
KAYLI MUNN,	:	
	:	
Defendants.	:	

JOINT MOTION TO CONTINUE MARCH 11, 2022 STATUS HEARING AND TO EXCLUDE TIME UNDER THE SPEEDY TRIAL ACT

The United States of America and Defendants, Kristi Munn, Thomas Munn, Dawn Munn, Joshua Munn, and Kayli Munn, through counsel move this Court for a 60-day continuance of the Status Hearing set for March 11, 2022, and further to exclude the time within which the trial must commence under the Speedy Trial Act, 18 U.S.C. § 3161 *et seq.*, on the basis that the ends of justice served by taking such actions outweigh the best interest of the public and the defendants in a speedy trial pursuant to the factors described in 18 U.S.C. § 3161(h)(7)(A), (B)(i), (ii), and (iv). In support of its motion, the parties state as follows:

1. Defendants are charged by Information with four misdemeanor offenses related to crimes that occurred at the United States Capitol on January 6, 2021.

2. Since Defendants’ Arraignment and the last Status Hearing, the United States has provided and continues to provide individualized discovery to Defendants, as it becomes available. The United States also has provided discovery from outside sources, such as other individuals charged with offenses on January 6, 2021. The United States expects to

disclose additional discovery, predominately from other sources, in the future. The United States also begun discussing the resolution of this case by plea. Formal written plea offers have been provided to all five Defendants. Defendants have until May 2, 2022 to accept or reject the offers.

3. The parties have conferred on the case status and agreed that a 60-day continuance of the Status Hearing set for March 11, 2022 would assist the parties in their ongoing plea negotiations and in allowing additional time to provide and review ongoing discovery disclosures. It will also allow all five defense counsel sufficient time to review the formal, written offers with their clients. Finally, the parties should know on or before May 2, 2022 whether their individual cases will be resolved via plea, or whether he or she wishes to exercise his or her right to a jury trial. The parties also agreed to toll the Speedy Trial Act from the date this Court enters an Order on this motion through and including the date of the next Status Hearing. The parties further request that the Court conduct the next Status Hearing via videoconference.

Accordingly, the parties respectfully request that this Court grant this Motion to Continue the Status Hearing set for March 11, 2022 for an additional sixty days and that the Court exclude the time within which the trial must commence under the Speedy Trial Act, 18 U.S.C. § 3161 *et seq.* from the date this Court enters an Order on this motion through and including the date of the next hearing on the basis that the ends of justice served by taking such actions outweigh the best interest of the public and Defendant in a speedy trial pursuant to the factors described in 18 U.S.C. § 3161(h)(7)(A), (B)(i), (ii), and (iv).

Respectfully submitted,

/s/

Michelle M. Peterson
Counsel for Krsiti Munn
625 Indiana Ave, NW, Suite 550
Washington, DC 20004
Telephone: (202) 208-7500 ext 125
E-mail: shelli_peterson@fd.org

/s/

John P. Calhoun
Federal Public Defender
Counsel for Thomas Munn
700 E San Antonio, Suite D-401
El Paso, TX 79907
Telephone: (915) 534-6525
E-mail: john_calhoun@fd.org

/s/

Heather Shaner #273276
Counsel for Dawn Munn
Appointed by the Court
1702 S Street, N.W.,
Washington, D.C. 20009
Telephone: (202) 265-8210
E-mail: hhsesq@aol.com

/s/

Richard S. Stern
D.C. Bar No. 205377
Counsel for Joshua Munn
932 Hungerford Drive #37A
Rockville, MD 20850
Telephone: (301) 340-8000
E-mail: rssjrg@rcn.com

/s/

John L. Machado, Esq
Bar No. 449961
Counsel for Kayli Munn
503 D Street, N.W., Suite 310
Washington, DC 20001
Telephone: (703) 989-0840
E-mail: johnlmachado@gmail.com

and

MATTHEW M. GRAVES
United States Attorney
DC Bar No. 481052

By: /s/ Jennifer M. Rozzoni
JENNIFER M. ROZZONI
NM Bar No. 14703
Assistant United States Attorney - Detailee
United States Attorney's Office
203 3rd Street, Suite 900
Albuquerque, New Mexico 87102
Tel. No. 505-350-6818
Email: jennifer.m.rozzoni@usdoj.gov