

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA

United States of America)	
)	
v.)	USDC No. 21-mj-173 (ZMF)
)	
William D. Merry, Jr.)	<i>defendant.</i>

CONSENT MOTION TO CONTINUE PRELIMINARY HEARING

Defendant, through undersigned counsel Nathan I. Silver, II, Esq., (“counsel”) appointed by this Court under the Criminal Justice Act, with the consent of the United States, respectfully moves the Court to continue the preliminary hearing, now set for March 12, 2021, for sixty (60) days, on a date convenient to the parties and the Court, so the parties may continue plea negotiations in an effort to resolve the matter without a trial. It will serve the interests of justice to do so. Counsel has discussed with the defendant waiving the time under the Speedy Trial Act between March 12, 2021 and the next scheduled court date, and the defendant agrees to do so. Likewise, the government is prepared to waive the time noted.

A proposed Order is attached.

WHEREFORE, defendant respectfully moves the Court to grant said relief.

This pleading is,

Respectfully submitted,

/s/

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing pleading has been served via ECF on Jessica Arco, Esq., U.S. Department of Justice and attorney of record for the government in the instant case, this 6th day of March, 2021.

/s/

Nathan I. Silver, II

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA

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William D. Merry, Jr., <i>defendant</i> .)	

ORDER

Upon good cause shown in Defendant's Consent Motion to Continue Preliminary Hearing, the consent of the United States, and other evidence before the Court in the record of the case, it is hereby

ORDERED, this ____ day of March, 2021, the preliminary hearing previously set for March 12, 2021, is hereby VACATED, and it is further

ORDERED, that the preliminary hearing is set for _____, 2021, at ____ a.m./p.m., to be conducted on video conference, and it is further

ORDERED, that the time from March 12, 2021, until _____, 2021, shall not be included under the Speedy Trial Act.

Hon. Zia M. Faruqui, Magistrate Judge
United States District Court for the District of Columbia

Cc: Nathan I. Silver, Esq.
6300 Orchid Drive
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By ECF

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