

For these reasons, the defendant moves the Court to continue the status hearing for a period of no fewer than two (2) weeks, consistent with the Court's calendar and the government's availability.

Counsel has advised the government by email of the defendant's plans to seek a continuance. The defendant is filing this motion in short order, on a Saturday, as the status hearing is set just four actual and two business days from the date of the hearing.

Defendant's counsel, not having received a response, makes no representations as to the government's position, nor does he impute to the government any laxity in responding.

The defendant submits that it is in the interests of justice for the Court to continue the hearing, acknowledging that it is the defendant's personal situation that has prompted this request and that this need outweighs the interests of the public and the defendant in a speedy trial. The defendant therefore asks the Court to so find and respectfully moves the Court to toll the running of time under the Speedy Trial Act between Nov. 30, 2022, and the date of the next court hearing¹. The defendant waives that time under the Speedy Trial Act.

A proposed Order is attached.

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

This pleading is,

Respectfully submitted,

/s/

NATHAN I. SILVER, II
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¹ Counsel advises the Court of his potential unavailability as follows: December 1 (9 a.m. video status hearing, 3 codefendant); Dec. 5 (10 a.m., in-person status hearing and 3 p.m. plea hearing, also in-person); Dec. 6 (12:30 video status hearing); Dec. 8 (1 p.m. video status hearing); Dec. 9 (1:30 p.m. video sentencing codefendant); Dec. 15 (1 p.m. status hearing VTC), and Dec. 20 (10 a.m., in-person status hearing)

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing pleading has been served via ECF on Joseph S. McFarlane, Esq., U.S. Dept. of Justice (USAO-DC), attorney of record for the government in the instant case, this 26th day of November, 2022.

/s/

Nathan I. Silver, II