

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

UNITED STATES OF AMERICA	:	Crim No. 21-MJ-128 (ZMF)
	:	
v.	:	
	:	
CHRISTOPHER KELLY,	:	Hearing Date: April 14, 2021
	:	
Defendant.	:	

UNOPPOSED MOTION TO CONTINUE

The United States moves this Court, with consent of the defendant Christopher Kelly, through counsel, Edward MacMachon, Jr., to continue this matter for a period of at least thirty days to a date convenient with the Court.

The defendant was arrested on a Complaint in this matter on January 20, 2021, and he had his initial appearance before this Court on February 9, 2021. The matter was continued until April 14, 2021 for preliminary hearing and status conference. Since that time the United States has obtained a Protective Order from this Court and provided a significant volume of initial discovery. The parties have also met and conferred about additional steps. To that end, both parties agree that a continuance of the preliminary hearing and the status date is warranted, and if there were a hearing on this matter the parties would be asking for at least a 30 day continuance.

Additionally, the parties are jointly requesting a continued tolling of the Speedy Trial Act, as the additional time needed to take these steps is in the public and parties' interests, and the additional time requested is appropriate given Covid-19 issues,¹ and the incredible volume of discoverable material in the January 6, 2021 Capitol Riot cases.

¹ The Court has already continued to toll the Speedy Trial Act in all criminal cases due to the COVID-19 Pandemic through at least August 31, 2021. See In re: Limited Resumption of

Respectfully submitted,

Channing D. Phillips
Acting United States Attorney

By: /s/
Tejpal S. Chawla
Assistant United States Attorney
D.C. Bar No. 464012
555 4th Street, N.W., Room 11-860
Washington, D.C. 20530
202-252-7280
Tejpal.chawla@usdoj.gov

Criminal Trials in Light of Current Circumstances Relating to the COVID-19 Pandemic,
Standing Order 21-10 (Howell, C.J.) (March 5, 2021).

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ORDER

Having considered the Government's Unopposed Motion to Continue, it is this _____ of April 2021, hereby

ORDERED, that the preliminary hearing and status conference hearing currently scheduled for April 14, 2021, is hereby vacated, and rescheduled for _____, 2021 by video conference.

IT IS FURTHER ORDERED that given the COVID-19 pandemic and representations in the unopposed motion, that in the interests of justice, the period of time between April 14, 2021 and the next status date are hereby tolled for all purposes under the Speedy Trial Act.

G. MICHAEL HARVEY
United States Magistrate Judge