

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

UNITED STATES OF AMERICA,	)	
	)	
v.	)	CASE NO. 21-CR-387-APM
	)	
	)	
AUDREY SOUTHARD-RUMSEY,	)	
Defendant.	)	

**MOTION TO CONTINUE TRIAL**

COMES NOW, Defendant Audrey Southard-Rumsey, via undersigned counsel, and moves this Honorable Court for a continuance of the Stipulated Fact Trial presently set for Friday, January 13<sup>th</sup>, 2023 at 1p.m..to the week of January 30<sup>th</sup>, 2023. Grounds for a continuance of the Trial date to the week of January 30<sup>th</sup>, 2023 are as follows:

1. January 13<sup>th</sup>, 2023 is the first trial date, and this is the first request for a continuance. (Jury trial was initially scheduled for January 19<sup>th</sup>, 2023, however, the pre-trial date of January 13<sup>th</sup>, 2023 was converted to the non-jury trial date due to the stipulated facts as filed).
2. On December 7<sup>th</sup>, 2022 this Court entered its Order appointing Counsel *pro hac vice* to the CJA *nunc pro tunc* to November 14<sup>th</sup>, 2022.
3. Counsel has been diligent in communicating and following through with the Federal Public Defender to gain access to the CJA Voucher system, to date, counsel has not gained access to the CJA Voucher system.
4. Counsel has submitted all necessary forms for purposes of entering the CJA Voucher system.
5. Counsel is in need of interim payments for attorneys fees earned and costs expended so as to not cause counsel financial hardship, however, has been unable

to file for or move the Court for interim payments as counsel is not yet in the CJA Voucher system.

6. It is necessary for counsel to have this Court pre-approve travel expense vouchers as attorney is located in Pinellas County, Florida.
7. A short two to three week continuance will allow for any issues with the CJA appointment and entry into the Voucher system to be resolved prior to trial.
8. Counsel has communicated with the Government regarding defense's need for a continuance, and the Government is in agreement with a short continuance with a reset date the week of January 30th, 2023.
9. Speedy Trial has been previously waived in this matter and is affirmed based on continuity of counsel.
10. Counsel brings forth this Motion to Continue in good faith and not for purposes of any frustration to the Government, or any undue delay.

WHEREFORE, Defendant requests this Honorable Court grant this Motion to Continue Trial and enter its Order resetting the Stipulated Fact Trial to the week of January 30<sup>th</sup>, 2023.

#### **CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing Motion to Continue Trial has been furnished via Electronic Filing to Alexis Loeb, AUSA, Office of the U.S. Attorney, District of Columbia, [alexis.loeb@usdoj.gov](mailto:alexis.loeb@usdoj.gov), Robert L. Jenkins, Jr., Esq., [Rjenkins@BynumAndJenkinsLaw.com](mailto:Rjenkins@BynumAndJenkinsLaw.com), 1010 Cameron St., Alexandria, VA 22314 on this 10th day of January, 2023.

*/s/ Maria T. Rodriguez*

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