

UNITED STATES DISTRICT COURT
DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA

vs.

CRIMINAL NO. 1:21-CR-458(RJL)

RICHARD CROSBY, JR.

January 27, 2022

DEFENDANT'S MOTION TO CONTINUE FEBRUARY 1, 2022 STATUS CONFERENCE

Counsel for the defendant in the above-captioned matter respectfully moves to continue the February 1, 2022 status conference in the above-captioned matter by 30 days. Counsel for the government has no objection to the granting of this motion. The bases for this motion are a scheduling conflict and an outstanding investigative issue. Each is addressed herein.

First, counsel had a multidefendant suppression hearing rescheduled for February 1, 2022. The suppression hearing in *United States v. Gonzalez et al*, 3:20-cr-177(SRU) was scheduled for January 4, 2022, then January 22, 2022, and now February 4, 2022. Each time it was rescheduled as a result of witnesses and/or counsels contracting Covid-19 and has been exceptionally difficult to schedule because of the numerous people involved. Each of the defendants is in custody, has been for years, and the motion would likely be dispositive. Counsel did not foresee that these circumstances would arise at the time the February 1 status conference was scheduled.

Second, counsel is still awaiting the results of the investigative inquiry he referred to at the December 1, 2021 status conference. It has been represented to counsel that more concrete information should be available to him near the end of February and progress has been made toward that end. The issue under investigation is discrete to Mr. Crosby, limited in scope, and counsel hopes to revisit plea negotiations once this inquiry is complete or near complete.

WHEREFORE, counsel for the defendant respectfully requests that the status conference in this matter be continued by 30 additional days.

Respectfully Submitted,

THE DEFENDANT
RICHARD CROSBY, JR

/s/Daniel M. Erwin/s/
By Daniel M. Erwin (ct28947)
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CERTIFICATION OF SERVICE

This is to certify that on January 27, 2022, a copy of the forgoing was filed electronically via the Court's CM/ECF system, and by that system, counsel for the Government has been provided with a copy of the forgoing.

/s/Daniel M. Erwin/s/
Daniel M. Erwin