

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA :
 :
 v. : Case No. 21 Cr. 631 (TJK)
 :
 :
 WALTER MESSER :
 THERESE BORGERDING :
 :

JOINT MOTION TO CONTINUE STATUS CONFERENCE

1. With the consent of the government, counsel for both Mr. Messer and Ms. Borgerding seek to continue the status conference scheduled for July 15, 2022 for approximately 60 days.

2. The undersigned recently took over representation of Mr. Messer after the departure of his former attorney from the Federal Public Defender Office. Counsel will be out of the country at the time of the previously-scheduled status call. In addition, counsel needs time to review discovery, discuss the case with Mr. Messer, and perform related legal research. Further, the government has conveyed the general terms of a proposed plea agreement to counsel for Mr. Messer and counsel will need to discuss the matter with Mr. Messer. Counsel for Ms. Borgerding joins in the application.

3. The government joins in this application, and both defendants agree that the time between July 15, 2022 and the next date set by the Court is properly excluded under the 18, United States Code section 3161(h)(7)(A). Excluding time will best serve the interests of the public and the defendant in a speedy trial because it will allow the defense to adequately prepare and will allow the parties to engage in discussions regarding a possible disposition.

Dated: July 6, 2022

Respectfully submitted,

/s/

Ned Smock
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