

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

UNITED STATES OF AMERICA)
) **Case No. 21-CR-650 (RDM)**
 v.)
)
PAUL COLBATH)
_____)

**GOVERNMENT’S CONSENT MOTION TO EXCLUDE TIME
UNDER THE SPEEDY TRIAL ACT**

The United States of America, through undersigned counsel, respectfully moves the Court to exclude the time under the Speedy Trial Act from the date of the first status conference held on November 12, 2021 until January 10, 2021, the date of the second status conference. In support of the Motion, the undersigned states as follows:

1. The defendant is before the Court charged in a criminal information with four misdemeanor offenses: Entering and Remaining in a Restricted Building, in violation of Title 18, United States Code, § 1752(a)(1); Disorderly and Disruptive Conduct in a Restricted Building, in violation of Title 18, United States Code, § 1752(a)(2); Violent Entry and Disorderly Conduct in a Capitol Building, in violation of Title 40, United States Code, § 5104(e)(2)(D); and Parading, Demonstrating, or Picketing in a Capitol Building, in violation of Title 40, United States Code, § 5104(e)(2)(G).
2. The defendant remains on release with conditions.
3. Discovery was recently produced by the undersigned. That information needs to be reviewed by defense counsel, who will then need time to review it with the defendant.
4. The parties believe that the requested continuance will allow for further production and review of discovery and facilitate a potential resolution of this case short of trial.

WHEREFORE, the government respectfully requests that this Court exclude the time within which the trial must commence under the Speedy Trial Act, 18 U.S.C. § 3161 et seq., on the basis that the ends of justice served by taking such actions outweigh the best interest of the public and the defendant in a speedy trial pursuant to the factors described in 18 U.S.C. § 3161(h)(7)(A), (B)(i), (ii), and (iv).

Respectfully submitted,

MATTHEW M. GRAVES
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D.C. Bar No. 481052

By: /s/ Alison B. Prout
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CERTIFICATE OF SERVICE

The United States Attorney's Office served this document today by filing it using the Court's CM/ECF system, which automatically notifies the parties and counsel of record.

November 15, 2021

By: /s/ Alison B. Prout
Alison B. Prout
Assistant United States Attorney

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ORDER

Upon consideration of the Government’s Consent Motion to Exclude Time Under the Speedy Trial Act, it is hereby

ORDERED, that the time from November 12, 2021, to and including January 10, 2021, be excluded from the Speedy Trial Act pursuant to 18 U.S.C. § 3161(h)(7) as the exclusion would serve the ends of justice and outweigh the interest of the public and of Mr. Colbath in a speedy trial.

DATE

RANDOLPH D. MOSS
UNITED STATES DISTRICT JUDGE