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6  
7 UNITED STATES DISTRICT COURT

8 DISTRICT OF COLUMBIA

9 UNITED STATES OF AMERICA,

10 Plaintiff,

11 v.

12 ROBERT TURNER,

13 Defendant.

CASE NO.: 1:22CR19-RCL-3

Hon. Royce C. Lamberth

Date: April 6, 2023

Time: 12:30 p.m.

DEFENDANT ROBERT TURNER'S  
UNOPPOSED MOTION TO  
CONTINUE STATUS HEARING

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15 This case is set for a status hearing April 6, 2023. At the last hearing on  
16 March 10, 2023, the parties advised the Court that they believed they were close to  
17 resolving the case pursuant to a plea agreement. Based on that representation, the  
18 Court continued the matter to the status hearing this Thursday, advising the parties  
19 to schedule a Rule 11 plea hearing in advance of the hearing, assuming the parties  
20 reached an agreement. At that time, defense counsel advised the Court that he was  
21 scheduled to start a jury trial on April 4, 2023 in San Diego.

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23 Unfortunately, the parties have not come to terms, and defense counsel's trial  
24 starts tomorrow. Consequently, even if the government forwards a plea agreement  
25 to the defense today, counsel will not have time to review it with Mr. Turner, and  
26 certainly will not be able to enter the plea before or on Thursday. In fact, counsel  
27 anticipates being unavailable for Thursday's hearing due to being in trial.  
28

1           Therefore, the defense requests a continuance of the status hearing. The  
2 government does not oppose. The defense agrees that time under the Speedy Trial  
3 Act should be excluded pursuant to 18 U.S.C. § 3161(h)(7)(A) and (B)(iv), due to  
4 the unavailability of defense counsel to participate in the proceeding.

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6   Respectfully submitted,

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8 Dated: April 3, 2023

s/ R. Deke Falls

   Federal Defenders of San Diego, Inc.  
   Attorneys for Robert Turner  
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