

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA)
)
 V.) Case No.: 1:22-MJ-00194-RMM
)
BOBBY WAYNE RUSSELL)

AMENDED MOTION TO CONTINUE STATUS CONFERENCE AND
EXCLUDE TIME UNDER SPEEDY TRIAL ACT

Bobby Wayne Russell, by and through counsel, moves this Court to continue the status conference scheduled for December 1, 2022, and to exclude time under the Speedy Trial Act. In support of this request, Mr. Russell states the following:

1. On August 24, 2022, Mr. Russell was arrested on a complaint and appeared pursuant to Rule 5(c)(3) Fed. Crim. Proc. in the Northern District of Alabama in case number 2:22-mj-00347-NAD. (Doc. 6.)
2. On September 1, 2022, Mr. Russell appeared by video for his first appearance in the District of Columbia. (Minute Entry 9/1/2022.) Undersigned counsel was appointed to represent Mr. Russell and conditions of release were imposed. *Id.* Mr. Russell waived his right to have Preliminary Hearing and time between September 21, 2022, and December 21, 2022, was excluded from calculation of time under Speedy Trial Act in the interest of justice. *Id.* Mr. Russell was released on a Personal Recognizance Bond. *Id.*
3. The next scheduled status conference is December 1, 2022. *Id.*

4. On September 13, 2022, the Court, entered a protective order governing the dissemination of discovery produced by the government. (Doc. 12.) The government has provided voluminous discovery to for Mr. Russell to review.
5. Mr. Russell is requesting that the Court continue the status conference an additional 60 days from December 1, 2022, in order to review discovery and discuss possible resolution with the government.
6. In addition, Mr. Russell requests, pursuant to 18 U.S.C. (h)(7)(A), that the Court exclude from calculation under the Speedy Trial Act 60 days between December 1, 2022, and January 30, 2023.
7. Assistant United States Attorney Joseph S. McFarlane does not oppose a continuance of 60 days.

Based upon the foregoing, Mr. Russell requests a continuance of 60 days and that the Court exclude under the Speedy Trial Act 60 days between December 1, 2022 and January 30, 2023.

Respectfully submitted,

KEVIN L. BUTLER
Federal Public Defender

/s/Jake Watson
Jake Watson
Assistant Federal Public Defender
Office of the Federal Public Defender
Northern District of Alabama
505 20th Street, North, Suite 1425
Birmingham, Alabama 35203
(205) 208-7170 Office
Jake.Watson@fd.org

CERTIFICATE OF SERVICE

I hereby certify that on November 16, 2022 I electronically filed the foregoing with the Clerk of Court using the CM/ECF system which will send notification of such filing to all parties of record.

Respectfully submitted,

/s/Jake Watson

Jake Watson