

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA

United States of America)
)
 v.) USDC No. 22-cr-297 (TJK)
)
 Joshua Knowles, *defendant*)

JOINT MOTION TO CONTINUE STATUS HEARING
AND TO WAIVE TIME UNDER THE SPEEDY TRIAL ACT

Defendant, through undersigned counsel Nathan I. Silver, II, Esq., (“counsel”) appointed by this Court under the Criminal Justice Act, jointly with the United States, moves the Court to continue the status hearing (by VTC) from March 3, 2023, at 9 o’clock a.m., for a period of sixty (60) days, consistent with the Court’s calendar and the government’s availability, for the following reason.

The government has encountered technical difficulties in providing pretrial discovery in accessible form. This is not the fault of its attorney of record, AUSA Ashley Akers. Defense counsel brought this to the attention of Ms. Akers, who has tried to rectify the problem by providing a new, separate package. The new package unhappily has the same problems – file or folders without content – of the initial package.

The parties submit that it is in the interests of justice for the Court to continue the hearing (by VTC¹) so the defendant can receive pretrial discovery and that this need outweighs the interests of the public and the defendant in a speedy trial. The parties therefore ask the Court to so find and respectfully move the Court to toll the running of time under the Speedy Trial Act

¹ The defendant filed a Notice (Waiver of Right to In-Person Hearing - ECF Doc. 17) on Feb. 22, 2023, when the parties still expected to go forward with the March 3 hearing. Defendant requests that the Court find this waiver sufficient, if needed, for the next hearing date.

between March 3, 2023, and the date of the next court hearing². The defendant waives that time under the Speedy Trial Act.

A proposed Order is attached.

WHEREFORE, the defendant respectfully moves the Court to grant said relief.

This pleading is,

Respectfully submitted,

/s/

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing pleading has been served via ECF on Ashley Akers, Esq., U.S. Dept. of Justice (CIV), attorney of record for the government in the instant case, this 24th day of February, 2023.

/s/

Nathan I. Silver, II

² Counsel advises the Court that he is available the weeks of April 17 (with the exception of a 1 p.m. hearing on April 18) and April 24 (except for April 24 from 11 a.m. until noon). Counsel does not expect to be available the week of May 1, because of anticipated surgery.