

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

<u>United States of America</u>	:	
	:	
v.	:	Case No. 1:22-MJ-00220 (GMH)
	:	
Michael Lockwood,	:	
<i>Defendant.</i>	:	

**DEFENDANT’S UNOPPOSED MOTION TO CONTINUE AND TO
EXCLUDE TIME UNDER THE SPEEDY TRIAL ACT**

COMES NOW the Defendant, Michael Lockwood, through counsel, and respectfully moves this Court for a continuance of the preliminary hearing scheduled for April 27, 2023, at 1:00pm, until on or after May 11, 2023, and further to exclude the time under the Speedy Trial Act, 18 U.S.C. § 3161 *et seq.* (the “STA”) on the basis that the ends of justice served by taking such action 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).

BACKGROUND AND ARGUMENT

The Government filed a Criminal Complaint (ECF No. 1) Defendant on October 14, 2022, based on the Defendant’s alleged actions on January 6, 2021, at the United States Capitol. Counsel for Defendant and Counsel for the Government have cooperated in entering a Discovery Protective Order (ECF No. 14 and 16). Counsel initially had technical issues in receiving the electronic discovery that the Government produced in this matter, but those issues appear to have been resolved.

The Government has produced a substantial amount of initial discovery material in this matter, which Counsel and Defendant need time to review. Counsel for the Government and the Defendant have also initiated preliminary discussions regarding potential resolutions in this matter.

To allow the Defendant sufficient time to review this initial discovery, consider resolution options, and to coordinate further proceedings with the Government, the Defendant is respectfully requesting a two-week continuance of the currently scheduled preliminary hearing. Defendant believes this request is in his interest and he consents to the continuance and tolling of the STA between April 27, 2023, and May 11, 2023, or the date of the preliminary hearing if scheduled later.

Counsel for the Government consents to this Motion and request.

For the foregoing reasons, Defendant respectfully requests that the Court continue the preliminary hearing to May 11, 2023, or later, and exclude this time under the STA 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.

Dated: April 21, 2023

Respectfully Submitted,

/s/

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CERTIFICATE OF SERVICE

I hereby certify that this Motion to Continue was filed and served upon counsel of record through ECF on the date of filing.

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