

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

UNITED STATES OF AMERICA	:	Criminal No. 1:23-mj-00182-RMM
	:	
v.	:	
	:	
ESVETLANA CRAMER and	:	
STEVEN BOYD BARBER,	:	
	:	
Defendants.	:	
	:	

**JOINT MOTION TO CONTINUE AND
TO EXCLUDE TIME UNDER THE SPEEDY TRIAL ACT**

The parties are currently scheduled for a status hearing on October 5, 2023. The United States of America and counsel for the above-captioned defendant hereby move this Court for an approximately 60-day continuance of that hearing and to exclude the time under the Speedy Trial Act, 18 U.S.C. § 3161 *et seq.*. In support of this joint motion, the undersigned states as follows:

1. Defendants were charged by complaint for violations related to their actions on January 6, 2021. They self-surrendered in Pennsylvania on July 26, 2023, for misdemeanor charges related to entering and remaining in a restricted building or grounds and discovery conduct therein. Defendants are not in custody.

2. Case specific discovery has been provided pursuant to the protective order to counsel for Ms. Cramer and will be provided to counsel for Mr. Barber once he is able to complete his pro hac vice admission. The Government expects more discovery to be produced in the future. Counsel for Mr. Barber have consulted with him and he concurs with this motion.

3. Additionally, the parties are or will be engaged in discussion of a pre-trial resolution of this matter. The Government has provided an offer to Ms. Cramer who is currently reviewing

it. Thus, plea negotiations are ongoing and expected to continue after the currently set status hearing. The hope is to have this matter resolved prior the next status conference.

4. Given defenses interest in reviewing the discovery materials and any plea offer provided, the parties seek an additional continuance of approximately 60 days or another date thereafter at the Court's convenience. The additional time will afford the United States time to continue to produce discovery, defense counsel time to review and investigate any matters as needed, and the parties time to discuss any possible pre-trial resolution of this matter.

WHEREFORE, the parties respectfully request that this Court grant the motion for an approximately 60-day continuance of the above-captioned proceeding, and that the Court exclude the time 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 indictment or trial pursuant to the factors described in 18 U.S.C. § 3161(h)(7)(A), (B)(i), (ii), and (iv), and failure to grant such a continuance would result in a miscarriage of justice.

Respectfully submitted,

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