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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA
10

11 UNITED STATES OF AMERICA,)	Case No. 1:14-cr-00270 AWI-BAM
)	
12 <i>Plaintiff,</i>)	STIPULATION TO VACATE STATUS
)	CONFERENCE HEARING AND SET FOR
13 vs.)	CHANGE OF PLEA HEARING; ORDER
)	
14 JULIO MUNOZ,)	
)	DATE: October 5, 2015
15)	TIME: 10:00 a.m.
16 <i>Defendant.</i>)	JUDGE: Hon. Anthony W. Ishii
)	

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18 **IT IS HEREBY STIPULATED** by and between the parties through their respective
19 counsel, Assistant United States Attorney, MELANIE L. ALSWORTH, counsel for plaintiff,
20 Assistant Federal Defender, JANET BATEMAN, counsel for defendant JULIO MUNOZ, that the
21 hearing currently set for October 13, 2015 with Magistrate Judge Barbara A. McAuliffe, **may be**
22 **vacated and the matter reset for a change of plea hearing October 5, 2015 at 10:00 a.m.**
23 **before District Judge Anthony W. Ishii.**

24 The parties have reached an agreement. The defense has submitted a signed plea
25 agreement, which the Assistant United States Attorney will file shortly.

26 The parties agree that the time until the change of plea hearing shall be excluded in the
27 interests of justice, including but not limited to, the need for the period of time set forth herein for
28 effective defense preparation pursuant to 18 U.S.C. § 3161(h)(7)(A) and (B)(ii), (iv).

BENJAMIN B. WAGNER

United States Attorney

Dated: September 17, 2015

/s/ Melanie L. Alsworth
MELANIE L. ALSWORTH
Assistant United States Attorney
Attorney for Plaintiff

HEATHER E. WILLIAMS
Federal Defender

Dated: September 17, 2015

/s/ JANET BATEMAN
JANET BATEMAN
Assistant Federal Defender
Attorney for Defendant
JULIO MUNOZ

ORDER

IT IS SO ORDERED. For the reasons set forth above, the continuance requested is granted for good cause as to Julio Munoz that the 4th Status Conference hearing on October 13, 2015 before Judge McAuliffe is VACATED. **A Change of Plea hearing is set before Judge Ishii for October 5, 2015 at 10:00 AM in Courtroom 2.** The Court finds that the interest of justice outweighs the interests of the public and the defendant in a speedy trial, and time is excluded pursuant to 18 U.S.C. §§ 3161 (h)(7)(A) and (B)(ii), (iv), excludable time was waived on August 10, 2015 hearing through October 13, 2015.

IT IS SO ORDERED.

Dated: September 17, 2015

/s/ Barbara A. McAuliffe
UNITED STATES MAGISTRATE JUDGE