

1 HEATHER E. WILLIAMS, Bar #122664
2 Federal Defender
3 JANET BATEMAN, Bar #241210
4 Assistant Federal Defender
5 Designated Counsel for Service
6 2300 Tulare Street, Suite 330
Fresno, California 93721-2226
Telephone: (559) 487-5561
5
6 Counsel for Defendant
JULIO MUÑOZ

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

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.**
before District Judge Anthony W. Ishii.

24 The parties have reached an agreement. The defense has submitted a signed plea
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
effective defense preparation pursuant to 18 U.S.C. § 3161(h)(7)(A) and (B)(ii), (iv).

BENJAMIN B. WAGNER

1 United States Attorney

2 Dated: September 17, 2015

3 /s/ *Melanie L. Alsworth*
4 MELANIE L. ALSWORTH
5 Assistant United States Attorney
6 Attorney for Plaintiff

7 HEATHER E. WILLIAMS
8 Federal Defender

9 Dated: September 17, 2015

10 /s/ *JANET BATEMAN*
11 JANET BATEMAN
12 Assistant Federal Defender
13 Attorney for Defendant
14 JULIO MUÑOZ

15 **O R D E R**

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

23 **IT IS SO ORDERED.**

24 Dated: September 17, 2015

25 /s/ *Barbara A. McAuliffe*
26 UNITED STATES MAGISTRATE JUDGE
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