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8 Attorney for Defendant
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11
12 IN THE UNITED STATES DISTRICT COURT
13 FOR THE EASTERN DISTRICT OF CALIFORNIA

14
15 UNITED STATES OF AMERICA,

16 Case No. 2:18-CR-00058-JAM

17 Plaintiff,

18
19 v.
20
21 **STIPULATION AND ORDER FOR**
22 **CONTINUANCE OF STATUS**
23 **CONFERENCE**

24 ROBERT JOSEPH MAHER

25 Date: August 20, 2019

26 Time: 9:15 a.m.

27 Judge: Hon. John A. Mendez

28 Defendant.

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30 **STIPULATION**

31 1. By previous order, this matter was set for a status conference on August 20,
32 2019, at 9:15 a.m., before Judge John A. Mendez.

33 2. By this stipulation, defendant Robert Maher now moves to continue the status
34 conference until October 22, 2019, at 9:15 a.m. before Judge John A. Mendez, and to exclude
35 time between August 20, 2019, and October 22, 2019, inclusive, under Local Code T4 (to
36 allow defense counsel time to prepare).

37 3. Defendant Robert Maher, by and through his counsel, Candice L. Fields, and the

1 United States, through its counsel, Amy Hitchcock, Assistant United States Attorney, agree
2 and stipulate, and request that the Court find the following:

3 a. On or around December 17, 2018, the government produced more than
4 14,000 pages of discovery plus dozens of audio recordings associated with this case
5 directly to counsel and/or made available for inspection and copying.

6 b. A Protective Order governs the discovery in this case requiring either
7 redaction of protected information or supervision of the defendant during review of
8 discovery containing protected information. Thousands of pages of discovery produced
9 in this case contain protected information requiring such special handling.

10 c. Counsel for defendant Maher desires additional time to review the
11 protected discovery and audio recordings in this matter with her client, consult with her
12 client, review the current charges, conduct investigation and research related to the
13 charges, and to discuss potential resolution with her client.

14 d. Counsel for defendant Maher believes that failure to grant the above-
15 requested continuance would deny them the reasonable time necessary for effective
16 preparation, taking into account the exercise of due diligence.

17 e. The government does not object to the continuance.

18 f. Based on the above-stated findings, the ends of justice served by
19 continuing the case as requested outweigh the interest of the public and the defendant
20 in a trial within the original date prescribed by the Speedy Trial Act.

21 4. For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,
22 et seq., within which trial must commence, the time period of August 20, 2019, to October 22,
23 2019, inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local
24 Code T4] because it results from a continuance granted by the Court at defendants' request on
25 the basis of the Court's finding that the ends of justice served by taking such action outweigh
26 the best interest of the public and the defendants in a speedy trial.

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5. Nothing in this stipulation and order shall preclude a finding that other provisions of the Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial must commence.

Respectfully submitted,

Dated: August 15, 2019

MCGREGOR W. SCOTT
United States Attorney

Dated: August 15, 2019

/s/ Candice L. Fields
CANDICE L. FIELDS
Attorney for Defendant
ROBERT JOSEPH MAHEF

ORDER

IT IS HEREBY ORDERED that the status conference hearing set for defendant Robert Maher on August 20, 2019, at 9:15 a.m., be vacated and continued to October 22, 2019, at 9:15 a.m.

For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161, et seq., within which trial must commence, the time period from August 20, 2019 through October 22, 2019, inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161 (h)(7)(A), (B)(iv) and Local Code T4, because it results from a continuance granted by the Court at defendant Robert Maher's request on the basis of the Court's finding that the ends of justice served by taking such action outweigh the best interest of the public and the defendant in a speedy trial.

Dated: August 16, 2019

/s/ John A. Mendez
JOHN A. MENDEZ
United States District Court Judge