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14 IN THE UNITED STATES DISTRICT COURT
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16 EASTERN DISTRICT OF CALIFORNIA

17
18 UNITED STATES OF AMERICA,

19 Plaintiff,

20 v.

21
22 GERARDO RAMIREZ,
23 EUGENE MARGARITO ORTEGA, and
24 JONATHAN LOPEZ CASTANEDA,

25 Defendants.

26 CASE NO. 2:18-CR-0080-JAM

27 STIPULATION AND ORDER TO CONTINUE
28 STATUS CONFERENCE

Date: May 31, 2018

Time: 9:30 a.m.

Judge: Hon. Troy L. Nunley

19 Plaintiff United States of America, through its undersigned counsel, and defendants Gerardo
20 Ramirez, Eugene Margarito Ortega, and Jonathan Lopez Castaneda, through their counsel of record,
21 stipulate that the status conference now set for June 5, 2018, be continued to July 17, 2018, at 9:15 a.m.

22 On April 25, 2018, all three defendants were arraigned on the two-count Indictment in this case.
23 (ECF Nos. 16, 18.) Recently, the government produced to the defense discovery that includes 125 pages
24 of reports and memoranda, over 200 photos, and a litany of audio and video recordings from this inves-
25 tigation. Defense counsel for all three defendants require additional time to review these materials, to
26 discuss them with their clients, to conduct research into any potential suppression issues or motions to
dismiss, to conduct additional investigation, and to otherwise prepare for trial.

27 Based on the foregoing, the parties stipulate that the status conference currently set for June 5,
28 2018, be continued to July 17, 2018, at 9:15 a.m. The parties further agree that time under the Speedy

1 Trial Act should be excluded from the date the parties stipulated, up to and including July 17, 2018,
2 under 18 U.S.C. § 3161(h)(7)(A) and (B)(iv) [reasonable time to prepare] and General Order 479, Local
3 Code T4, based on continuity of counsel and defense preparation.

4 The parties agree that the failure to grant a continuance in this case would deny defense counsel
5 reasonable time necessary for effective preparation, taking into account the exercise of due diligence.
6 The parties also agree that the ends of justice served by the Court granting the requested continuance
7 outweigh the best interests of the public and the defendants in a speedy trial.

8 Respectfully submitted,

9

10 Dated: June 1, 2018

/s/ **Timothy H. Delgado**
11 TIMOTHY H. DELGADO
12 Assistant United States Attorney
13 Attorney for Plaintiff United States

14 Dated: June 1, 2018

/s/ **THD for Benjamin D. Galloway**
15 BENJAMIN D. GALLOWAY
16 Chief Assistant Federal Defender
17 SEAN C. RIORDAN
18 Assistant Federal Defender
19 Attorneys for Defendant Gerardo Ramirez

20 Dated: June 1, 2018

/s/ **THD for David M. Garland**
21 DAVID M. GARLAND
22 Attorney for Defendant Eugene Ortega

23 Dated: June 1, 2018

/s/ **THD for Mark J. Reichel**
24 MARK J. REICHEL
25 Attorney for Defendant Jonathan Castaneda

ORDER

The Court, having received and considered the parties' stipulation, and good cause appearing therefore, adopts the parties' stipulation in its entirety as its order. The Court specifically finds that the failure to grant a continuance in this case would deny counsel reasonable time necessary for effective preparation, taking into account the exercise of due diligence. The Court also finds that the ends of justice served by granting the requested continuance outweigh the best interests of the public and the defendants in a speedy trial.

The Court orders that the time from the date the parties stipulated, up to and including July 17, 2018, shall be excluded from computation of time within which the trial in this case must be commenced under the Speedy Trial Act, *see* 18 U.S.C. § 3161(h)(7)(A) and (B)(iv) [reasonable time to prepare], and General Order 479 (Local Code T4). It is further ordered that the June 5, 2018 status conference be continued to July 17, 2018, at 9:15 a.m.

Dated: June 1, 2018

/s/ John A. Mendez

Hon. John A. Mendez
United States District Court Judge