

1 STEPHANIE M. HINDS (CABN 154284)  
United States Attorney

2 THOMAS A. COLTHURST (CABN 99493)  
3 Chief, Criminal Division

4 CHARLES F. BISESTO (CABN 271353)  
Assistant United States Attorney

5 450 Golden Gate Avenue, Box 36055  
6 San Francisco, California 94102-3495  
7 Telephone: (415) 436-6405  
8 FAX: (415) 436-7234  
Charles.Bisesto@usdoj.gov

Attorneys for United States of America

9 UNITED STATES DISTRICT COURT  
10 NORTHERN DISTRICT OF CALIFORNIA  
11 SAN FRANCISCO DIVISION  
12

13 UNITED STATES OF AMERICA,	)	CASE NO.: 22-CR-390-RS & 22-CR-443-RS
14 Plaintiff,	)	STIPULATION AND ORDER TO CONTINUE
15 v.	)	STATUS CONFERENCE AND EXCLUDE
16 HEVER SUAREZ	)	TIME FROM JANUARY 3, 2023 TO JANUARY
17 Defendant.	)	24, 2023
18	)	
19	)	

20 Plaintiff United States of America, by and through its counsel of record, the United States  
21 Attorney for the Northern District of California and Assistant United States Attorney Charles Bisesto,  
22 and defendant Hever Suarez (“Defendants”), by and through his counsel of record, Amy Craig, hereby  
23 stipulates as follows:

24 1. On October 4, 2022, a four-count criminal Indictment was filed with the Court, charging  
25 Defendant with violations of 21 U.S.C. §§ 846, 841(a)(1), and (b)(1)(C), conspiracy to distribute and  
26 possess with intent to distribute fentanyl and heroin, 21 U.S.C. § 841(a)(1) and (b)(1)(c), possession  
27 with intent to distribute and distribution of fentanyl and heroin, and 21 U.S.C. § 843(b), unlawful use of  
28 a communication facility. *See* Dkt. 52.



**ORDER**

Based upon the representations of counsel and for good cause shown, the Court continues the status conference date from January 3, 2023 to January 24, 2023. The Court further finds that failing to exclude the time from January 3, 2023 to January 24, 2023 would unreasonably deny defense counsel and Defendant the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. *See* 18 U.S.C. §§ 3161(h)(7)(A), (B)(iv).

The Court further finds that the ends of justice served by excluding the time from January 3, 2023 to January 24, 2023 from computation under the Speedy Trial Act outweigh the best interests of the public and defendant in a speedy trial. *See* § 3161(h)(7)(A).

Therefore, and with the consent of the parties, IT IS HEREBY ORDERED that the time from January 3, 2023 through January 24, 2023 shall be excluded from computation under the Speedy Trial Act. *See id.*

IT IS SO ORDERED.

DATED: December 23, 2022

  
HON. RICHARD SEEBORG  
United States Chief District Judge