

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Case No.: 22-cr-1658-JO

Plaintiff,

**ORDER CONTINUING MOTION  
HEARING/TRIAL SETTING**

V.

MARIO ALEJANDRO VARGAS,

Defendant.

On October 20, 2022, the parties filed a Joint Motion to Continue the Motion Hearing/Trial Setting currently set for October 28, 2022 to December 16, 2022. For good cause appearing, the Court GRANTS the joint motion to continue [Dkt. 25] and sets the Motion Hearing/Trial Setting on December 16, 2022 at 10:30 a.m.

For the reasons set forth in the joint motion, the Court finds that the ends of justice will be served by granting the requested continuance, and these outweigh the interests of the public and the defendant in a speedy trial. On October 20, 2022, a plea agreement was lodged before the Court, and a change of plea hearing is set for November 8, 2022. Accordingly, the delay occasioned by this continuance is excludable pursuant to 18 U.S.C. § 3161(h)(1)(G), (h)(7)(A).

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Further, on August 15, 2022, the Defendant filed a pretrial motion that remains pending. Accordingly, the Court finds that time from August 15, 2022 to December 16, 2022 shall be excluded under the Speedy Trial Act on grounds that a pretrial motion is pending. 18 U.S.C. § 3161(h)(1)(D). 

IT IS SO ORDERED.

Dated: 10/24/22

  
Hon. Jinsook Ohta  
UNITED STATES DISTRICT JUDGE