

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF GEORGIA
ATHENS DIVISION**

UNITED STATES OF AMERICA	:	
	:	
v.	:	
	:	No. 3:22-CR-9-CAR-CHW-10
	:	
JUSTIN CAPE,	:	
	:	
Defendant.	:	
	:	

ORDER ON UNOPPOSED MOTION TO CONTINUE

Before the Court is the Defendant Justin Cape’s Unopposed Motion to Continue [Doc. 199] the pretrial conference in this case presently scheduled for July 21, 2022, and the trial, which is set to begin on August 8, 2022, in Athens, Georgia. On April 12, 2022, the Grand Jury returned a multi-defendant, multi-count indictment charging Defendant with conspiracy to possess with intent to distribute methamphetamine and four counts of possession with intent to distribute methamphetamine. On June 15, 2022, Defendant was arrested, and on June 16, he was appointed counsel, pled not guilty at his arraignment, and ordered detained pending trial. This is Defendant’s first request for a continuance, and the Government does not oppose it.

In the Motion, defense counsel represents that additional time is needed for counsel to receive and review discovery, meet with Defendant, and engage in plea negotiations. Having considered the matter, the Court finds it serves the ends of justice

to grant Defendant and his counsel adequate time to address these matters. The ends of justice served by granting a continuance outweigh the interests of Defendant and the public in a speedy trial. Failure to grant a continuance would deny counsel reasonable time for effective preparation could result in a miscarriage of justice. Thus, Defendant's Unopposed Motion to Continue Trial [Doc. 199] is **GRANTED**, and **IT IS HEREBY ORDERED** that this case be continued until the October 24, 2022, the next regularly scheduled term of Court for the Athens Division. The delay occasioned by this continuance shall be deemed excludable pursuant to the provisions of the Speedy Trial Act, 18 U.S.C. § 3161.

SO ORDERED, this 15th day of July, 2022.

s/ C. Ashley Royal
C. ASHLEY ROYAL, SENIOR JUDGE
UNITED STATES DISTRICT COURT