

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

UNITED STATES OF AMERICA

v.

JAVIOUS MATTOX, *and*,
MALIK TUCKER,

Defendants.

CRIMINAL ACTION NO.
3:25-cr-00006-TES-CHW

ORDER GRANTING UNOPPOSED MOTION TO CONTINUE

Before the Court is Defendant Javious Mattox’s Unopposed Motion to Continue Trial in the Interest of Justice [Doc. 59]. On March 12, 2025, the Grand Jury returned a three-count Indictment [Doc. 33] charging Defendant and his co-defendant, Malik Tucker, with Conspiracy to Interfere with Commerce by Robbery in violation of 18 U.S.C. § 1951, Interference with Commerce by Robbery in violation of 18 U.S.C. §§ 1951 and 2, and Use of a Firearm During and in Relation to a Crime of Violence in violation of 18 U.S.C. §§ 924(c)(1)(A) and 2. Defendant pleaded “not guilty” at his arraignment on March 26, 2025, and was released on a secured bond pending trial. [Doc. 43]; [Doc. 44]; [Doc. 45]; [Doc. 31]; [Doc. 32]. The Court has continued this case twice, most recently scheduling the Pretrial Conference for June 4, 2025, and the trial for July 8, 2025. *See* [Doc. 55, p. 2].

Defense counsel seeks a third continuance, explaining his co-counsel—who

recently entered her appearance to handle this matter during his upcoming paternity leave—needs additional time “to familiarize herself with this case and to receive and review a potential plea resolution.” [Doc. 59, pp. 2–3]. The Government does not oppose the requested continuance. [*Id.*].

The Court finds that granting Defendant’s request serves the ends of justice. *See* 18 U.S.C. § 3161(h)(7)(A). The Court further finds that the ends of justice served by granting the requested continuance outweigh the interests of Defendant and the public in a speedy trial. *See id.* Failure to grant this continuance would deny defense counsel “the reasonable time necessary for effective preparation, taking into account the exercise of due diligence.” *Id.* § 3161(h)(7)(B)(iv).

Accordingly, the Court **GRANTS** Defendant Mattox’s Motion [Doc. 59]. Additionally, since “the time for trial has not yet run” with respect to his co-defendant and “no motion for severance has been granted,” *see* 18 U.S.C. § 3161(h)(6), the Court **CONTINUES** the Pretrial Conference until **July 7, 2025**, and the trial of this matter until **August 11, 2025, as to both Defendants**. The delay occasioned by this continuance shall be deemed excludable pursuant to the provisions of the Speedy Trial Act, 18 U.S.C. §§ 3161(h)(7)(A) and 3161(h)(7)(B)(iv).

SO ORDERED, this 20th day of May, 2025.

S/ Tilman E. Self, III
TILMAN E. SELF, III, JUDGE
UNITED STATES DISTRICT COURT