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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA

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11 UNITED STATES OF AMERICA,) CASE NO. 1:11-CR-00213 AWI
12)
Plaintiff,) STIPULATION AND
13 v.) ORDER FOR EXTENSION OF BRIEFING
14) DEADLINES AND CONTINUANCE OF
BRANDON GREENE,) HEARING
15)
Defendant.)
16)

17 IT IS HEREBY STIPULATED by and between Benjamin B. Wagner,
18 United States Attorney and Kimberly A. Sanchez, Assistant U.S.
19 Attorney and Dale Blickenstaff, attorney for Brandon Greene, that the
20 due date for the government's response to defendant's motion to
21 dismiss counts 1-10 of the indictment be extended from May 3, 2013 to
22 May 10, 2013; that the due date for the defendant's reply to the
23 government's responses to the defendant's motions in limine be set
24 for May 24, 2013; and that the hearing on the motions be continued
25 from May 20, 2013 to June 3, 2013 at 1:30 p.m. The pending motion
26 schedule did not have a date set for defense replies, and the defense
27 needs additional time to prepare its response. The government filed
28 its responses to all defense motions, except for the motion to

1 dismiss counts 1-10 of the indictment, which was inadvertently
2 missed, and the government would also appreciate the additional time.

3 The parties further request the Court to enter an Order finding
4 that the "ends of justice" served by a continuance outweigh the
5 interest of the public and the defendant in a speedy trial, and that
6 the delay occasioned by such continuance is excluded from the Act's
7 time limits pursuant to 18 U.S.C. § 3161(h) (7) (A). In determining
8 whether such a continuance is warranted, the judge must consider,
9 among other things, "[w]hether the failure to grant such a
10 continuance in the proceeding would be likely to make a continuation
11 of such proceeding impossible, or result in a miscarriage of
12 justice." 18 U.S.C. § 3161(h) (7) (B) (I).

13 Dated: May 7, 2013

Respectfully submitted,

14 BENJAMIN B. WAGNER
15 United States Attorney

16 By /s/ Kimberly A. Sanchez
17 KIMBERLY A. SANCHEZ
Assistant U.S. Attorney

18 Dated: May 7, 2013

/s/ Dale Blickenstaff
19 DALE BLICKENSTAFF
Attorney for Brandon Greene

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23 IT IS SO ORDERED.

24 Dated: May 8, 2013



25 SENIOR DISTRICT JUDGE
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