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IN THE UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA, Plaintiff, v. ROBERT CALDERON, Defendant.	CASE NO. 1:16-MJ-00020-SKO STIPULATION AND ORDER

STIPULATION

It is hereby stipulated and agreed to between the United States of America through VINCENZA RABENN, Assistant U.S. Attorney, and defendant, ROBERT CALDERON, by and through his counsel, DAVID W. DRATMAN, that the hearing of November 13, 2017, be vacated and continued for further hearing to January 16, 2018, at 2:00 p.m. for a status conference regarding Rule 20 proceedings.

The parties request this continuance to continue to discuss the possibility of a Rule 20 transfer to Sacramento, and for the government to obtain the necessary authorization to do so. Prosecutors in this district have spoken with the Assistant U.S. Attorney in Missouri who is prosecuting the case. Furthermore, since the last request for a continuance, Mr. Dratman and Mr. Calderon traveled to Missouri to meet in-person meeting in Missouri with the Assistant U.S. Attorney in that district regarding the status of reciprocal discovery, and other facts bearing on her disposition of the case. Mr. Dratman requires additional time to both provide reciprocal discovery and to seek and to review

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additional discovery and to negotiate a disposition of this case with the Assistant U.S. Attorney in Missouri. That Assistant U.S. Attorney is willing to reach a plea agreement and arrange for transfer of the case under Rule 20 for plea and sentencing in Sacramento.

To afford time to complete the necessary Rule 20 authorizations, review evidence, and complete a plea agreement, the parties agree that speedy trial time be excluded from the date of this order through the date of the hearing set for November 13, 2017, pursuant to pursuant to 18 U.S.C. § 3161(h)(7)(A) and 18 U.S.C. § 3161(h)(7)(B)(i).

IT IS SO STIPULATED.

Dated: November 9, 2017

PHILLIP A. TALBERT
Acting United States Attorney

/s/ VINCENZA RABENN
VINCENZA RABENN
Assistant United States Attorney

Dated: November 9, 2017

/s/ DAVID DRATMAN
DAVID DRATMAN
Counsel for Defendant
ROBERT CALDERON

ORDER

IT IS SO ORDERED.

Dated: **November 9, 2017**

UNITED STATES MAGISTRATE JUDGE