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9 IN THE UNITED STATES DISTRICT COURT
10 EASTERN DISTRICT OF CALIFORNIA

11 UNITED STATES OF AMERICA,
12 Plaintiff,
13 v.
14 LEON CURRIE FIELDS, JR.,
15 Defendant.
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CASE NO. 2:15-CR-00118-GEB

STIPULATION REGARDING EXCLUDABLE
TIME PERIODS UNDER SPEEDY TRIAL ACT;
[PROPOSED] FINDINGS AND ORDER

DATE: February 9, 2018
TIME: 9:00 a.m.
COURT: Hon. Garland E. Burrell, Jr.

17 **STIPULATION**

18 Plaintiff United States of America, by and through its counsel of record, and defendant, by and
19 through defendant's counsel of record, hereby stipulate as follows:

- 20 1. By previous order, this matter was set for status on February 9, 2018.
- 21 2. By this stipulation, defendant now moves to continue the status conference until March 2,
22 2018, and to exclude time between February 9, 2018, and March 2, 2018, under Local Code T4.
- 23 3. The parties agree and stipulate, and request that the Court find the following:
- 24 a) The government has represented that the discovery associated with this case
25 includes investigative reports, drug testing reports, and the prior dispositions of two co-
26 defendants. All of this discovery has been either produced directly to counsel and/or made
27 available for inspection and copying.
- 28 b) Counsel for defendant desires additional time to review the current charges,

review the discovery, and develop a strategy for trial and/or plea.

c) Counsel for defendant believes that failure to grant the above-requested continuance would deny him/her the reasonable time necessary for effective preparation, taking into account the exercise of due diligence.

d) The government does not object to the continuance.

e) Based on the above-stated findings, the ends of justice served by continuing the case as requested outweigh the interest of the public and the defendant in a trial within the original date prescribed by the Speedy Trial Act.

f) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161, et seq., within which trial must commence, the time period of February 9, 2018 to March 2, 2018, inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code T4] because it results from a continuance granted by the Court at defendant's request on the basis of the Court's finding that the ends of justice served by taking such action outweigh the best interest of the public and the defendant in a speedy trial.

4. Nothing in this stipulation and order shall preclude a finding that other provisions of the Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial must commence.

IT IS SO STIPULATED.

Dated: February 7, 2018

McGREGOR W. SCOTT
United States Attorney

/s/ PAUL HEMESATH
PAUL HEMESATH
Assistant United States Attorney

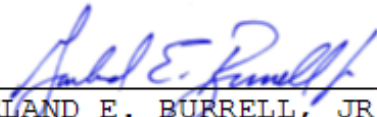
Dated: February 7, 2018

/s/ PHILIP COZENS
PHILIP COZENS
Counsel for Defendant
LEON CURRIE FIELDS, JR.

FINDINGS AND ORDER

IT IS SO FOUND AND ORDERED.

Dated: February 8, 2018



GARLAND E. BURRELL, JR.
Senior United States District Judge