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6 Attorneys for Plaintiff  
United States of America  
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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: November 2, 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 November 2, 2018.
- 21 2. By this stipulation, the parties now move to continue the status conference until  
22 November 16, 2018, and to exclude time between November 2, 2018, and November 16, 2018, under  
23 Local Code T4.
- 24 3. The parties agree and stipulate, and request that the Court find the following:
- 25 a) The government has represented that the discovery associated with this case  
26 includes hundreds of pages of discovery, financial reports and other documents. All of this  
27 discovery has been either produced directly to counsel and/or made available for inspection and  
28 copying.

b) Counsel for defendant desires additional time to consult with his client and to compare the fact in this discovery with the proposed disposition in the case. In particular, counsel requires time to apply the proposed sentencing guidelines to the proposed plea agreement to confirm whether trial preparation should continue.

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 November 2, 2018 to November 16, 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: November 9, 2018

MCGREGOR W. SCOTT  
United States Attorney

/s/ PAUL HEMESATH  
PAUL HEMESATH  
Assistant United States Attorney

1 Dated: November 9, 2018

/s/ PHILIP COZENS

PHILIP COZENS

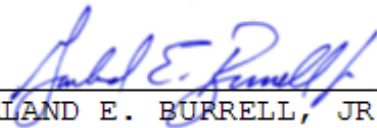
Counsel for Defendant

Leon Currie Fields, Jr.

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4 **FINDINGS AND ORDER**

5 IT IS SO FOUND AND ORDERED.

6 Dated: November 15, 2018

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