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8 UNITED STATES DISTRICT COURT
9 EASTERN DISTRICT OF CALIFORNIA
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11 UNITED STATES OF AMERICA,
12 Plaintiff,
13 v.
14 EDGAR JIMENEZ,
15 Defendant.
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CASE NO. 2:23-CR-00007-TLN
2:18-CR-00010-TLN

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

DATE: March 9, 2023
TIME: 9:30 a.m.
COURT: Hon. Troy L. Nunley

17 **STIPULATION**

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

- 20 1. By previous order, this matter was set for status on March 9, 2023.
21 2. By this stipulation, defendant now moves to continue the status conference
22 until May 4, 2023, at 9:30 a.m., and to exclude time between March 9, 2023, and May 4,
23 2023, under Local Code T4. In addition, the parties jointly request to continue the related
24 Admit/Deny Hearing currently set for March 16, 2023, to May 4, 2023, at 9:30 a.m., so that
25 both matters may be resolved together.
26 3. The parties agree and stipulate, and request that the Court find the
27 following:
28 a) The government has represented that the discovery associated with

1 this case includes audio and video recordings of undercover drug transactions, law
2 enforcement reports, and cellular telephone extractions. All of this discovery has
3 been either produced directly to counsel and/or made available for inspection and
4 copying.

5 b) Counsel for defendant desires additional time consult with her client,
6 review the charges, review the discovery, conduct defense investigation, discuss
7 potential resolution options, and otherwise prepare for trial.

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

11 d) The government does not object to the continuance.

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

15 f) For the purpose of computing time under the Speedy Trial Act, 18
16 U.S.C. § 3161, et seq., within which trial must commence, the time period of March
17 9, 2023 to May 4, 2023, inclusive, is deemed excludable pursuant to 18 U.S.C. §
18 3161(h)(7)(A), B(iv) [Local Code T4] because it results from a continuance granted
19 by the Court at defendant's request on the basis of the Court's finding that the ends
20 of justice served by taking such action outweigh the best interest of the public and
21 the defendant in a speedy trial.

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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 21, 2023

PHILLIP A. TALBERT
United States Attorney

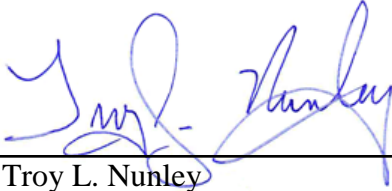
/s/ JUSTIN L. LEE
JUSTIN L. LEE
Assistant United States Attorney

Dated: February 21, 2023

/s/ TAMARA SOLOMAN
TAMARA SOLOMAN
Counsel for Defendant
EDGAR JIMENEZ

ORDER

IT IS SO FOUND AND ORDERED this 21st day of February, 2023.


Troy L. Nunley
United States District Judge