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Attorneys for Plaintiff  
United States of America

IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,  
  
Plaintiff,  
  
v.

DONTE ROBINS,  
ISAIAH BURKS,  
RAYSHAWN WRAY, and  
JOSHUA MARKANSON,  
  
Defendants.

CASE NO. 2:18-CR-0024-GEB

STIPULATION AND (PROPOSED) ORDER  
TO CONTINUE STATUS CONFERENCE AS  
TO DEFENDANTS ROBINS, BURKS, AND  
MARKANSON

Date: June 14, 2019  
Time: 9:00 a.m.  
Judge: Hon. Garland E. Burrell, Jr.

The United States of America, through its undersigned counsel, and defendants Donte Robins, Isaiah Burks, and Joshua Markanson,<sup>1</sup> through their counsel of record, stipulate that the status conference currently set for June 14, 2019, be continued to August 16, 2019, at 9:00 a.m.

In March 2018, Mr. Robins and Mr. Markanson were arraigned on the nine-count Superseding Indictment. (ECF Nos. 15, 21, 22.) Mr. Burks and Mr. Wray were arraigned separately, in May and November 2018, respectively. (ECF Nos. 37, 64.) The government has produced discovery to defense counsel that includes 139 pages of written materials and roughly 130 photos, as well as fifteen compact disks containing dozens of audio and video files.

<sup>1</sup> Please note: defendant Rayshawn Wray is asking to appear as scheduled for the June 14, 2019 status hearing.

In the coming weeks, the government anticipates producing additional discovery to all defense counsel, with documents potentially relevant to each defendant under *Brady v. Maryland*, 373 U.S. 83 (1963), and *Giglio v. United States*, 405 U.S. 150 (1972). Defense counsel will require time to review these new materials, as well as the materials already produced, time to conduct research and investigation about the charged offenses and potential defenses, and time to otherwise prepare for trial.

Last, the parties are coordinating a time for defense counsel to inspect the physical evidence collected in this case.

Based on the foregoing, defendants Robins, Burks, and Markanson (through counsel) stipulate that the status conference currently set for June 14, 2019, be continued to August 16, 2019, at 9:00 a.m. The parties further agree that time under the Speedy Trial Act should be excluded from the date the parties stipulated, up to and including August 16, 2019, under 18 U.S.C. § 3161(h)(7)(A) and (B)(iv) [reasonable time to prepare], and General Order 479 [Local Code T4], based on continuity of counsel and defense preparation.

The parties agree that the failure to grant a continuance in this case would deny defense counsel reasonable time necessary for effective preparation, taking into account the exercise of due diligence. The parties also agree that the ends of justice served by the Court granting the requested continuance outweigh the best interests of the public and the defendants in a speedy trial.

Respectfully submitted,

Dated: June 13, 2019

/s/ Timothy H. Delgado  
TIMOTHY H. DELGADO  
Assistant United States Attorney  
Attorney for Plaintiff United States

Dated: June 13, 2019

/s/ THD for Linda C. Allison  
LINDA C. ALLISON  
Assistant Federal Defender  
Attorney for Defendant Donte Robins

Dated: June 13, 2019

/s/ THD for Philip Cozens  
PHILIP COZENS  
Attorney for Defendant Isaiah Burks

Dated: June 13, 2019

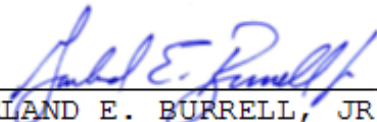
/s/ THD for Etan Zaitso  
ETAN ZAITSU  
Attorney for Defendant Joshua Markanson

ORDER

The Court, having received and considered the parties' stipulation, and good cause appearing therefore, adopts the parties' stipulation in its entirety as its order. The Court specifically finds that the failure to grant a continuance in this case would deny counsel reasonable time necessary for effective preparation, taking into account the exercise of due diligence. The Court also finds that the ends of justice served by granting the requested continuance outweigh the best interests of the public and the defendant in a speedy trial.

The Court orders that the time from the date the parties stipulated, up to and including August 16, 2019, shall be excluded from computation of time within which the trial in this case must begin under the Speedy Trial Act, 18 U.S.C. § 3161(h)(7)(A) and (B)(iv) [reasonable time to prepare], and General Order 479 [Local Code T4]. It is further ordered that the June 14, 2019 status conference be continued until August 16, 2019, at 9:00 a.m.

Dated: June 13, 2019

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