IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,	)	
	)	**8:16CR197**
Plaintiff,	)	
	)	
vs.	)	**ORDER**
	)	
ARTURO IVAN RIVAS-SANTIESTEBAN,	)	
	)	
Defendant.	)	

This matter is before the court on the motion for an extension of time by defendant Arturo Ivan Rivas-Santiesteban (Rivas-Santiesteban) (Filing No. 41). Rivas-Santiesteban seeks until October 17, 2016, in which to file pretrial motions in accordance with the progression order. Rivas-Santiesteban's counsel represents that Rivas-Santiesteban will file an affidavit wherein he consents to the motion and acknowledges he understands the additional time may be excludable time for the purposes of the Speedy Trial Act. Rivas-Santiesteban's counsel represents that government's counsel has no objection to the motion. Upon consideration, the motion will be granted

IT IS ORDERED:

Defendant Rivas-Santiesteban's motion for an extension of time (Filing No. 41) is granted. Rivas-Santiesteban is given until **on or before October 17, 2016,** in which to file pretrial motions pursuant to the progression order. The ends of justice have been served by granting such motion and outweigh the interests of the public and the defendant in a speedy trial. The additional **time** arising as a result of the granting of the motion, i.e., **the time between September 19, 2016, and October 17, 2016**, shall be deemed **excludable** time in any computation of time under the requirement of the Speedy Trial Act for the reason defendant's counsel requires additional time to adequately prepare the case, taking into consideration due diligence of counsel, and the novelty and complexity of this case. The failure to grant additional time might result in a miscarriage of justice. 18 U.S.C. § 3161(h)(7)(A) & (B).

DATED this 19th day of September, 2016.

BY THE COURT:

s/ Thomas D. Thalken
United States Magistrate Judge

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