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Attorney for the Defendant

**IN THE UNITED STATES DISTRICT COURT
DISTRICT OF ARIZONA**

UNITED STATES OF AMERICA,
Plaintiff,

v.

JAMES PARKER, et. al,
Defendants.

No. 10-CR-757-PHX-ROS

**DEFENDANTS’ JOINT MOTION TO
EXTEND THE TIME TO FILE
PROCEDRAL MOTIONS**

NOW COMES the Defendants to Move this Court to extend the parties’ procedural motions deadlines to thirty days after the later of either (1) the Court’s denial of the Defendants’ pending Motion to Compel (ECF Doc. 44) and Motion for Bill of Particulars (ECF Doc. 48), or (2) the deadline set by the Court for the Government to produce the materials sought in those Motions. As further grounds therefore, the Defendants submit the following:

As the Court may recall, its current scheduling order (doc #39), sets February 7, 2011 as the deadline for all procedural motions—the only exception is for objections to rebuttal experts, which are due on February 14, 2011.

The Defendants’ replies in support of their discovery-related Motions are due on February 14, 2011. (L.R.Civ. 7.2) The parties currently do not know when we they will receive

1 rulings on the pending Motions. The result of those Motions could affect what procedural
2 motions the parties file. Therefore, Defendants ask this Court to extend the time to file
3 procedural motions to thirty days after the latest of either (1) the Court's denial of one or both of
4 the two pending motions, or (2) any deadline the Court sets for the Government's production of
5 the discovery sought by the Defendants.

6 The Government does not oppose this Motion.

7 The Court will find attached a proposed Order.

8 RESPECTFULLY SUBMITTED this Seventh day of February, 2011.
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11 By: s/Joy Bertrand
12 Joy Bertrand
Attorney for Defendant Jacqueline Parker

13 s/Rain Minns
14 Rain Minns
Attorney for Defendant James Parker

15 s/John McBee
16 John McBee
Attorney for Defendant James Parker
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CERTIFICATE OF SERVICE

On February 7, 2011, I, Joy Bertrand, attorney for the Defendant, Jacqueline Parker, filed the Defendant’s Motion to Extend the Parties’ Procedural Motions Deadlines *via* ECF. Based on my training and experience with electronic filing in the federal courts, it is my understanding that a copy of this request will be electronically served upon opposing counsel, Peter Sexton, and co-counsel, Michael Minns, Rain Minns, and John McBee, upon its submission to the Court.

Respectfully submitted this Seventh day of February, 2011.

s/Joy Bertrand
Joy Bertrand
Attorney for Defendant

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**IN THE UNITED STATES DISTRICT COURT
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UNITED STATES OF AMERICA,
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No. 10-CR-757-PHX-ROS

ORDER

Upon Joint Motion of the Defendants, and with good cause appearing, to wit: an extension of the Parties' February 7, 2011 filing deadline is warranted in light of the pending decision on the Defendants' discovery motions.

IT IS ORDERED, granting the Defendants' Motion to Extend the Parties' Pretrial Motions Deadline.

IT IS FURTHER ORDERED that pretrial motions shall be due within thirty days of the later of the Court's denial of either or both of the Defendants' Motions (ECF Doc. 44 and 48), or the deadline set by the Court for the Government to disclose the discovery sought in those Motions.

SO ORDERED, this _____ day of _____, 2011.

Roslyn O. Silver
District Court Judge