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Attorney for Defendant

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA

United States of America,

Plaintiff,

v.

Jeremie Andrew Sowerby,

Defendant,

Case No. CR-23-01586-PHX-SMB

**MOTION TO CONTINUE TRIAL
(1st Request)**

**MOTION TO CONTINUE
PRETRIAL MOTIONS
DEADLINE
(1st Request)**

Defendant, Jeremie Andrew Sowerby, through undersigned counsel, respectfully requests that the Court extend the time for filing of pretrial motions for a period of at least ninety (90) days from the current deadline. Defendant also requests that the Court continue the trial date for a period of at least 90 days from the current date of January 9, 2024.

This request is made for the following reasons: This is the first trial setting. Discovery is pending. From the indictment and initial investigation, this case may end up needing a complex designation but that is unknown at this time. Certainly,

1 further investigation is needed to properly evaluate the evidence and possible
2 defenses.

3 Assistant U.S. Attorney Peter Sexton does not oppose this motion.

4 It is expected that excludable delay under Title 18 U.S.C. Section
5 3161 may occur as a result of this motion or from an order based thereon.

6 Respectfully submitted this 29 November 2023

7
8 /s/ Mark J. Andersen

9 Mark J. Andersen

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11 I hereby certify that on November 29, 2023, I filed the original with the Clerk of the
12 Court using the CM/ECF System for filing transmittal of a Notice of Electronic Filing to
13 the following ECF registrants:

14 Email to chambers with copy and proposed order to:

15 The Honorable Susan M. Brnovich
16 United States District Court
17 Sandra Day O'Connor U.S. Courthouse
18 401 West Washington Street
19 Phoenix, AZ 85003

20 By email:

21 Peter S. Sexton Peter.Sexton@usdoj.gov

22 /s/ Mark J. Andersen

23 Mark J. Andersen
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3 IN THE UNITED STATES DISTRICT COURT
4 FOR THE DISTRICT OF ARIZONA
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6 United States of America,

7 Plaintiff,

8 v.

9 Jeremie Andrew Sowerby,

10 Defendant

Case No. CR-23-01586-PHX-SMB

ORDER

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12 Upon motion of defendant Sowerby, no objection from the government, and
13 good cause appearing,

14 IT IS ORDERED granting Defendant's Motion.

15 IT IS HEREBY ORDERED continuing Trial from January 9, 2024, to

16 _____, 2024 at 9:00 a.m. .
17

18 This court specifically finds that the ends of justice served by taking this
19 action outweigh the best interest of the public and the defendant in a speedy trial.

20 This finding is based on the court's conclusion that the failure to grant such a
21 continuance would unreasonably deny the defendant continuity of counsel and
22 would deny the attorney for defendant the reasonable time necessary for effective
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1 preparation, taking into account the exercise of due diligence. 18 U.S.C. §
2 3161(h)(7)(B)(i) and (iv).

3 IT IS FURTHER ORDERED extending the current pretrial motions deadline
4 until _____, 2024.

5
6 The Court finds excludable delay under 18 U.S.C. § 3161(h)_____ from
7 January 9, 2024 to _____, 2024.

8 Dated this _____ day of _____, 2023.

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11 _____
12 Susan M. Brnovich
13 United States District Judge
14 District of Arizona
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