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9 Attorneys for Defendant

10 UNITED STATES DISTRICT COURT

11 DISTRICT OF ARIZONA

12	United States of America,	)	CR-17-0585-02-PHX-JJT
13		)	
14	Plaintiff,	)	<b>MOTION FOR EXTENSION OF TIME</b>
15		)	<b>TO FILE PRETRIAL MOTIONS AND</b>
16	v.	)	<b>MOTION TO CONTINUE TRIAL</b>
17		)	
18	Peter Nathan Steinmetz, et al.,	)	(First Request)
19		)	
20	Defendant.	)	
21		)	

22 Defendant Peter Steinmetz, though undersigned counsel, respectfully requests that  
23 this Court continue the Trial, currently set for October 3, 2017, for a period of 60 days, or  
24 to a date thereafter convenient to the Court. Defendant also requests that the date for the  
25 filing of pretrial motions, currently set for September 5, 2017, be continued for 60 days.

26 Defense counsel has consulted with Assistant United States Attorney Matthew  
27 Binford, counsel for the Government, and Maria Weidner, counsel for co-defendant  
28 Thomas Costanzo, and can state that Mr. Binford and Ms. Weidner do not oppose the  
requested relief.

In support of this motion counsel notes that pursuant to this Court's Protective  
Order, counsel on August 17, 2017 received over three thousand pages of discovery,  
including audio and video recording and financial records, that require review.  
Accordingly, given the complexity of the charges, additional time is necessary for



1 defense counsel to review discovery, retain necessary experts, and prepare for a  
2 resolution or trial.

3 It is expected that excludable delay under U.S.C. § 3161(h) may occur as a result  
4 of this motion or an order based thereon.

5 RESPECTFULLY SUBMITTED on August 31, 2017.

6 MITCHELL | STEIN | CAREY, PC

7 By: /s/ Lee Stein

8 Lee Stein

9 Attorneys for Defendant

10  
11 I certify that on August 31, 2017, I electronically transmitted a PDF version of this  
12 document to the Clerk of Court, using the CM/ECF System, for filing and for transmittal  
13 of a Notice of Electronic Filing to the following CM/ECF registrants:

14 Clerk's Office  
15 United States District Court  
16 Sandra Day O'Connor Courthouse  
17 401 W. Washington  
18 Phoenix, Arizona 85003

19 Matthew Binford  
20 Assistant U.S. Attorney  
21 Two Renaissance Square  
22 40 North Central Avenue, Suite 1200  
23 Phoenix, AZ 85004  
24 Attorneys for Plaintiff

25 Maria Weidner  
26 Assistant Federal Public Defender  
27 850 W. Adams Street, Suite 201  
28 Phoenix, Arizona 85007

/s/ Stephanie King

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UNITED STATES DISTRICT COURT  
DISTRICT OF ARIZONA

United States of America,	)	CR-17-0585-02-PHX-JJT
	)	
Plaintiff,	)	
	)	
v.	)	<b>ORDER</b>
	)	
Peter Nathan Steinmetz, et al.,	)	(First Request)
	)	
Defendant.	)	
_____	)	

Upon motion of Defendant, and good cause appearing,

**IT IS ORDERED** granting the Motion for Extension of Time to File Pretrial Motions and Motion to Continue Trial for the reasons stated in Defendant’s motion, including that defense counsel needs additional time to prepare for trial.

This court specifically finds that the ends of justice served by granting a continuance outweigh the best interests of the public and the defendant in a speedy trial. The findings is based upon the Court’s conclusion that the failure to grant such a continuance would defy defendant reasonable time necessary for effective preparation, taking into account the exercise of due diligence. U.S.C. § 3161(h).

**IT IS FURTHER ORDERED** continuing the trial from October 3, 2017 to \_\_\_\_\_, and continuing the pretrial motion deadline until \_\_\_\_\_.

The Court finds excludable delay under U.S.C. § 3161(h) from \_\_\_\_\_ to \_\_\_\_\_.

**DATED \_\_\_\_\_, 2017.**

\_\_\_\_\_  
United States District Court Judge Tuchi

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