

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

UNITED STATES OF AMERICA	)	
	)	
v.	)	CRIMINAL ACTION
	)	NO. 1:20-CR-296-JPB-AJB
ANDRE LEE GAINES	)	
_____	)	

MOTION FOR EXTENSION OF TIME TO FILE MOTIONS

COMES NOW, Defendant, ANDRE LEE GAINES, by and through undersigned counsel and files this motion for extension of time to file motions. Pretrial motions are due on October 21, 2020. A pretrial conference is set for October 23, 2020. Defendant requests that the Court allow him an additional 60 days to file pretrial motions. This would make motions due on December 21, 2020. Defendant further requests that the pretrial conference be scheduled on December 22, 2020. For cause, Defendant shows the following:

1) Defendant has been charged in an indictment with conspiracy, bank fraud, wire fraud, and money laundering. He entered a not guilty plea at his first appearance on August 6, 2020.

2) The Government informed counsel this week that it is preparing a new set of discovery that it intends to turn over shortly. Because defense counsel will need time to review this new discovery prior to filing motions, it makes sense to continue the current motions deadline.

3) Counsel for the Government, Assistant United States Attorney Nathan Kitchens, has no objection to the granting of this motion.

4) The period from the filing of this motion through the pretrial conference is properly excluded from the speedy trial clock because the ends of justice served by the granting this extension of time outweigh the best interest of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A).

WHEREFORE, the defendant respectfully requests that the Court continue the pretrial conference and allow him an additional 60 days to file motions.

Dated: This 20th day of October, 2020.

Respectfully submitted,

s/BRIAN MENDELSON, Esq.
STATE BAR NO. 502031
ATTORNEY FOR ANDRE LEE GAINES

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CERTIFICATE OF SERVICE

I hereby certify that on October 20, 2020, I electronically filed this pleading with the Clerk of Court using the CM/ECF system which will automatically send email notification of such filing to the following attorneys of record:

Tal Chaiken, Esq.
Nathan Kitchens, Esq.
Assistant United States Attorney
600 Richard B. Russell Building
75 Ted Turner Drive S.W.
Atlanta, GA 30303

Dated: This 20th day of October, 2020.

s/BRIAN MENDELSON, Esq.
ATTORNEY FOR ANDRE LEE GAINES
STATE BAR NO. 502031