

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF GEORGIA  
SAVANNAH DIVISION**

UNITED STATES OF AMERICA

v.

BERNARD OKOJIE,

Defendant.

CASE NO.: 4:22-cr-84

**ORDER**

This matter is before the Court on the Defendant Bernard Okojie's Unopposed Motion for Extension of Time to File Motions. Doc. 25. Counsel for Defendant requests additional time to review the discovery in this case and file pretrial motions. Counsel for Defendant states the Government does not oppose this request. After careful consideration and for good cause shown, the Court **GRANTS** Defendant's Motion and enters the following amended Scheduling Order.

Defendant shall file pretrial motions on or before **September 17, 2022**. The Government shall file its response to any pending motion in this matter on or before **October 1, 2022**. The Court finds, as a matter of fact and law, the extension is not for the purpose of delay but in the furtherance of justice and to protect Defendant's right to a fair trial. The Court also finds the extension is for the purpose of allowing reasonable time necessary, assuming the exercise of due diligence, for the effective preparation of defense counsel in that counsel needs additional time to file Defendant's pretrial motions. Therefore, pursuant to 18 U.S.C. § 3161(h)(7), and on the basis of the Court's finding the ends of justice will be served by granting the continuance outweigh the best interests of the public and Defendant in a speedy trial, the Court grants this additional time for filing the Defendant's pretrial motions. The period of delay resulting from

this extension—August 16, 2022 through and including September 17, 2022—is excluded in computing the time within which the trial of this matter may commence.

**Joint Status Report.** The Court **ORDERS** the parties to file a joint status report on or before **October 17, 2022**. For the convenience of the parties, the Court has attached to this Order two sample formats for the joint status report. In the joint status report, the parties must either state that all pretrial motions have been resolved or identify the motions that require a Court ruling. All motions requiring a ruling by the Court must be identified by title and docket number. For any such motions, the parties must state: (a) whether the motion is opposed; (b) whether any party requests oral argument on the motion; and (c) whether any party requests an evidentiary hearing on the motion.

**Motions Hearing.** The Motions Hearing currently scheduled for September 22, 2022 at 10:00 a.m., as it pertains to Defendant Bernard Okojie, is rescheduled for October 24, 2022 at 10:00 a.m., Courtroom 2, Brunswick Federal Courthouse. The Court will conduct a hearing on all pending motions listed in the joint status report. Unless ordered otherwise, Defendant, his counsel, and counsel for the Government shall attend the hearing.

Additionally, in accordance with Federal Rule of Criminal Procedure 5(f)(1), the Court confirms the prosecutor's disclosure obligations under Brady v. Maryland, 373 U.S. 83 (1963) and its progeny. Failure to timely perform these obligations may result in various consequences, including, but not limited to, exclusion of evidence, adverse jury instructions, dismissal of charges, contempt proceedings, or sanctions.

**SO ORDERED**, this 16<sup>th</sup> day of August, 2022.

A handwritten signature in blue ink, appearing to read 'B. Cheesbro', is positioned above a horizontal line.

BENJAMIN W. CHEESBRO  
UNITED STATES MAGISTRATE JUDGE  
SOUTHERN DISTRICT OF GEORGIA

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

v.

DEFENDANT A

Defendant.

CASE NO.: #-##-CR-##

**JOINT STATUS REPORT**

The United States of America, through the undersigned Assistant United States Attorney, and Defendant, through his attorney, state that all pretrial motions have been satisfied or otherwise resolved.

This \_\_\_\_ day of \_\_\_\_\_, 2022.

/s/ Assistant United States Attorney

/s/ Defense Counsel

**EXHIBIT A**

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF GEORGIA  
SAVANNAH DIVISION**

UNITED STATES OF AMERICA

v.

DEFENDANT A,

Defendant.

CASE NO.: #-##-CR-##

**JOINT STATUS REPORT**

The United States of America, through the undersigned Assistant United States Attorney, and Defendant, through his attorney, state that they have not been able to resolve the following pretrial motions(s) and will require a ruling from the Court to settle the actual controversy or dispute:

| <u>Motion Title</u>                              | <u>Opposed</u> | <u>Oral Argument<br/>Requested</u> | <u>Evidentiary<br/>Hearing Requested</u> |
|--------------------------------------------------|----------------|------------------------------------|------------------------------------------|
| Def.'s Mot. to Suppress, Doc. 137                | Y              | Y                                  | Y                                        |
| Def.'s Mot. for <u>Brady</u> Materials, Doc. 136 | N              | Y                                  | N                                        |
| Gov't.'s Mot. for Discovery, Doc. 141            | N              | N                                  | N                                        |

This \_\_\_\_ day of \_\_\_\_\_, 2022.

/s/ Assistant United States Attorney

/s/ Defense Counsel

**EXHIBIT B**