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Attorneys for Plaintiff  
10 UNITED STATES OF AMERICA

11 UNITED STATES DISTRICT COURT

12 FOR THE CENTRAL DISTRICT OF CALIFORNIA

13 UNITED STATES OF AMERICA,

14 Plaintiff,

15 v.

16 WESTERN DISTRIBUTION, LLC,  
aka "Advanced Distribution  
17 Inc.," and  
CARL BRADLEY JOHANSSON,  
18 aka "Brad Johnson,"  
aka "Carl Johnson,"  
19 aka "C. Brad Johanson,"  
aka "Jay Johnson,"  
20 aka "Keith Golatta,"

21 Defendants.  
22

ED CR No. 5:21-00170-VAP

[PROPOSED] ORDER CONTINUING TRIAL  
DATE AND FINDINGS REGARDING  
EXCLUDABLE TIME PERIODS PURSUANT  
TO SPEEDY TRIAL ACT

**[PROPOSED] TRIAL DATE: 3-1-2022**

23 The Court has read and considered the Stipulation Regarding  
24 Request for (1) Continuance of Trial Date and (2) Findings of  
25 Excludable Time Periods Pursuant to Speedy Trial Act, filed by the  
26 government and defendant CARL BRADLEY JOHANSSON ("defendant") on  
27 August 24, 2021. The Court hereby finds that the Stipulation, which  
28 this Court incorporates by reference into this Order, demonstrates

1 facts that support a continuance of the trial date in this matter,  
2 and provides good cause for a finding of excludable time pursuant to  
3 the Speedy Trial Act, 18 U.S.C. § 3161.

4 The Court further finds that: (i) defendant is absent or  
5 unavailable due to restrictions or limitations resulting from the  
6 COVID-19 pandemic; (ii) the ends of justice served by the continuance  
7 outweigh the best interest of the public and defendant in a speedy  
8 trial; (iii) failure to grant the continuance would be likely to make  
9 a continuation of the proceeding impossible, or result in a  
10 miscarriage of justice; and (iv) failure to grant the continuance  
11 would unreasonably deny defendant continuity of counsel and would  
12 deny defense counsel the reasonable time necessary for effective  
13 preparation, taking into account the exercise of due diligence.

14 THEREFORE, FOR GOOD CAUSE SHOWN:

15 1. The trial in this matter is continued from September 14,  
16 2021 to March 1, 2022. The status conference hearing is continued to  
17 February 14, 2022.

18 2. The time period of September 14, 2021 to March 1, 2022,  
19 inclusive, is excluded in computing the time within which the trial  
20 must commence, pursuant to 18 U.S.C. §§ 3161(h)(3)(A), (h)(7)(A),  
21 (h)(7)(B)(i), and (B)(iv).

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1           3.    Nothing in this Order shall preclude a finding that other  
2 provisions of the Speedy Trial Act dictate that additional time  
3 periods are excluded from the period within which trial must  
4 commence. Moreover, the same provisions and/or other provisions of  
5 the Speedy Trial Act may in the future authorize the exclusion of  
6 additional time periods from the period within which trial must  
7 commence.

8           IT IS SO ORDERED.

9  
10           \_\_\_\_\_  
11           DATE

\_\_\_\_\_  
HONORABLE VIRGINIA A. PHILLIPS  
UNITED STATES DISTRICT JUDGE

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13  
14 Presented by:

15           \_\_\_\_\_  
16           /s/  
MATTHEW W. O'BRIEN  
Assistant United States Attorney