

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA

v.

Order of Continuance

CHANETTE LEWIS,
a/k/a “Netty Hott,” and

21 Mag. 9354

TATIANA DANIEL,
a/k/a “Kimora Daniel,”

Defendants.

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Upon the application of the United States of America and the affirmation of Michael D. Neff, Assistant United States Attorney for the Southern District of New York, it is found that both defendants were charged with violations of 18 U.S.C. §§ 1343, 1349, and 2, and that one defendant, CHANETTE LEWIS, was also charged with violations of 18 U.S.C. §§ 1346, 1028A, and 641, in a complaint dated September 28, 2021, and both defendants were arrested on October 5, 2021;

It is further found that the defendants were presented before Magistrate Judge Katharine H. Parker, on October 5, 2021, and were ordered released on bail;

It is further found that counsel for the defendants and Assistant United States Attorney Michael D. Neff have been engaged in, and are continuing, discussions concerning a possible disposition of this case;

It is further found that the Government has requested a continuance of 30 days to engage in further discussions with counsel about the disposition of this case and that the defendants, through counsel, have consented that such a continuance may be granted for that purpose and have

specifically waived their right to be charged in an indictment or information for an additional 30 days; and

It is further found that the granting of such a continuance best serves the ends of justice and outweighs the best interests of the public and the defendants in a speedy trial; and therefore it is

ORDERED that the request for a continuance pursuant to 18 U.S.C. § 3161(h)(7)(A) is hereby granted until December 6, 2021, and that a copy of this Order and the affirmation of Assistant United States Attorney Michael D. Neff be served by mail on this date on counsel for the defendants by the United States Attorney's Office.

Dated: New York, New York
November 4, 2021



THE HONORABLE SARAH L. CAVE
UNITED STATES MAGISTRATE JUDGE
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA

v.

**Affirmation in Support of Application
for Order of Continuance**

CHANETTE LEWIS,
a/k/a “Netty Hott,” and

21 Mag. 9354

TATIANA DANIEL,
a/k/a “Kimora Daniel,”

Defendants.

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State of New York)
County of New York : ss.:
Southern District of New York)

MICHAEL D. NEFF, pursuant to Title 28, United States Code, Section 1746, hereby declares under penalty of perjury:

1. I am an Assistant United States Attorney in the Office of Damian Williams, United States Attorney for the Southern District of New York. I submit this affirmation in support of an application for an order of continuance of the time within which an indictment or information would otherwise have to be filed, pursuant to 18 U.S.C. § 3161(h)(7)(A).

2. Both defendants were charged in a Complaint dated September 28, 2021. Defendant CHANETTE LEWIS was charged with five counts—specifically, violations of 18 U.S.C. §§ 1343, 1349, 1346, 1028A, 641, and 2. Defendant TATIANA DANIEL was charged with two counts—specifically, violations of 18 U.S.C. §§ 1343, 1349, and 2.¹ On October 5, 2021, both defendants were arrested, presented before Magistrate Judge Katharine H. Parker, and ordered released on

¹ Two other defendants are charged in the same Complaint, but their respective Indictment deadlines are later than the deadline for defendants LEWIS and DANIEL.

bail. At the presentment, LEWIS was appointed Federal Defenders of New York by Mark Gombiner, Esq., and DANIEL was appointed Ezra Spilke, Esq.

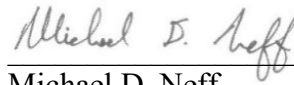
3. At the initial presentment, defense counsel for both defendants consented to a waiver of their clients' right pursuant to Rule 5.1 of the Federal Rules of Criminal Procedure to a preliminary hearing within 21 days of the initial appearance. Accordingly, under the Speedy Trial Act the Government initially had until November 4, 2021, within which to file an indictment or information.

4. Defense counsel and I have begun discussions regarding a possible disposition of this case. The negotiations have not been completed and we plan to continue our discussions, but do not anticipate a resolution before the deadline under the Speedy Trial Act expires on November 4, 2021.

5. Therefore, the Government is requesting a 30-day continuance until December 6, 2021, to continue the foregoing discussions and reach a disposition of this matter. On or about October 27, 2021, I conferred with counsel for both defendants, who each consented to this request.

6. For the reasons stated above, the ends of justice served by the granting of the requested continuance outweigh the best interests of the public and defendant in a speedy trial.

Dated: New York, New York
November 3, 2021



Michael D. Neff
Assistant United States Attorney
(212) 637-2107