

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
CASE NO. 22-20290-CR-BLOOM/OTAZO-REYES**

UNITED STATES OF AMERICA,

v.

ERIC DEAN SHEPPARD,

Defendant.

UNITED STATES' SPEEDY TRIAL REPORT

The United States, by and through the undersigned Assistant United States Attorney, hereby provides the Court with the following Speedy Trial Report:

1. The Defendant, Eric Dean Sheppard, was arrested and made his initial appearance on Tuesday, July 12, 2022. ECF No. [6].

2. On July 14, 2022, the Defendant filed an Unopposed Motion to Reschedule Arraignment and Report re Counsel in which he requested a continuance of the arraignment date and entered a speedy trial waiver for the period of the continuance. ECF No. [10]. The filing of pretrial motions automatically stops the speedy trial clock. *See* 18 U.S.C. § 3161(h)(1)(D); *United States v. Tinklenberg*, 563 U.S. 647, 650 (2011). When computing time, neither the day on which a motion is filed, nor the day on which the court disposes of the motion, are counted. *See United States v. Yunis*, 723 F.2d 795 (11th Cir. 1984). Thus, the speedy trial clock stopped on July 13, 2022, and only one (1) day had elapsed as of that point in time. The speedy trial clock did not resume until the day after the Defendant's arraignment, which took place on July 19, 2022, ECF

No. [22]. *Id.* at 797 (stating that the date of a defendant's arraignment is excluded from the speedy trial computation).

3. On July 29, 2022, the United States filed an Unopposed Motion for Disclosure of Tax Returns and Tax Return Information. ECF No. [24]. Thus, the speedy trial clock again stopped on July 28, 2022, and as of that date, an additional nine (9) days had elapsed. The Court ruled upon this motion on August 1, 2022; therefore, the speedy trial clock resumed on August 2, 2022. Since then, an additional three (3) days have elapsed.

4. Thus, as of the date of this Speedy Trial Report, a total of 13 days have elapsed under the speedy trial clock and 57 days remain.

Respectfully submitted,

JUAN ANTONIO GONZALEZ
UNITED STATES ATTORNEY

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on August 4, 2022, I electronically filed the foregoing document with the Clerk of the Court using CM/ECF, which will send Notices of Electronic Filing to all counsel of record.

/s Marty Fulgueira Elfenbein
MARTY FULGUEIRA ELFENBEIN
Assistant United States Attorney