

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

UNITED STATES OF AMERICA

v.

DANIEL ERIC JAY (2)

Defendant.

CRIMINAL ACTION FILE NO.

1:20-CR-228-MHC-JKL-2

ORDER

This case is before the Court on Defendant Daniel Jay's oral motion to continue the pretrial conference scheduled for April 14, 2021. On April 12, 2021, chambers staff emailed Mr. Jay and copied standby counsel, Leigh Finlayson, to state whether Mr. Jay would be moving forward with the pretrial conference. Mr. Jay responded as follows:

third party intervenor, real party in interest, being harmed. Agent of record for the Private Business Trust DANIEL·ERIC·JAY, as the Internationally Protected Person, the name being surrendered to the Office of The Commander in Chief of the United States Army and Navy, appreciates and accepts the

offer of continuance, and will need ninety days for preparation. (see attached)¹

The Court interprets this response as an oral motion to continue the pretrial deadlines. Upon consideration, Mr. Jay's request as to continuing the pretrial deadlines is **GRANTED**. However, the request is **DENIED** as to Mr. Jay's request for a ninety days extension. Mr. Jay has had since February 12, 2021, to mail a two terabyte hard drive to the government in order to obtain the discovery in this case.

Defendant Daniel Jay shall have until **May 18, 2021** to file any necessary pretrial motions. The pretrial conference is hereby rescheduled to **Wednesday, May 19, 2021, at 10:00 a.m.**²

¹ Mr. Jay also attached three images to his email that appear to show tracking information for a package he sent to Assistant U. S. Attorney, Russell Phillips. The Court attaches those images as Attachment A.

² In light of the Public Health State of Emergency that currently exists in the State of Georgia due to the spread of the Coronavirus/COVID-19, the pretrial conference will be conducted via Zoom. The Court will send meeting instructions to all parties via email and/or docket entry in CM/ECF a week prior to the pretrial conference.

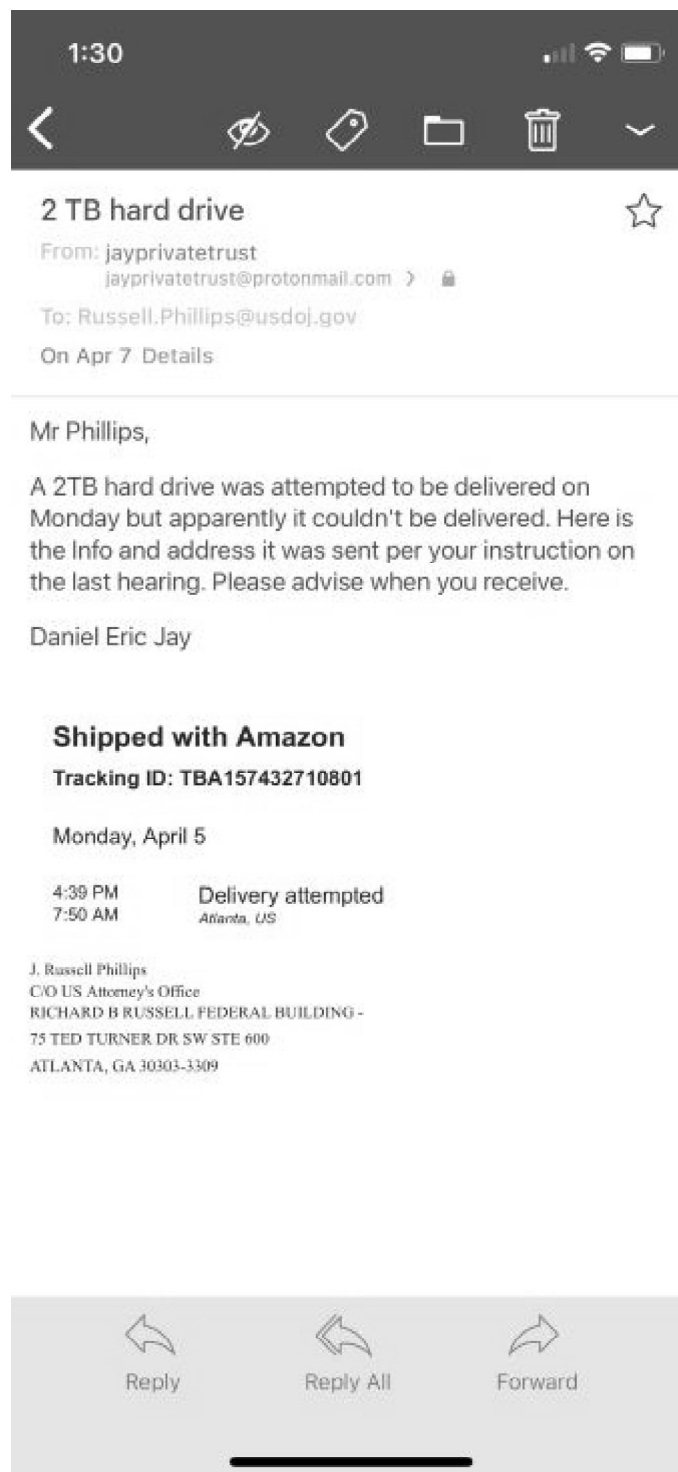
The Clerk is DIRECTED to exclude time between the original and the rescheduled pretrial conference hearing, under the Speedy Trial Act because the ends of justice outweigh the best interest of the public and the defendant in a speedy trial pursuant to Title 18 United States Code, Section 3161(h)(7)(A) and (B)(i).

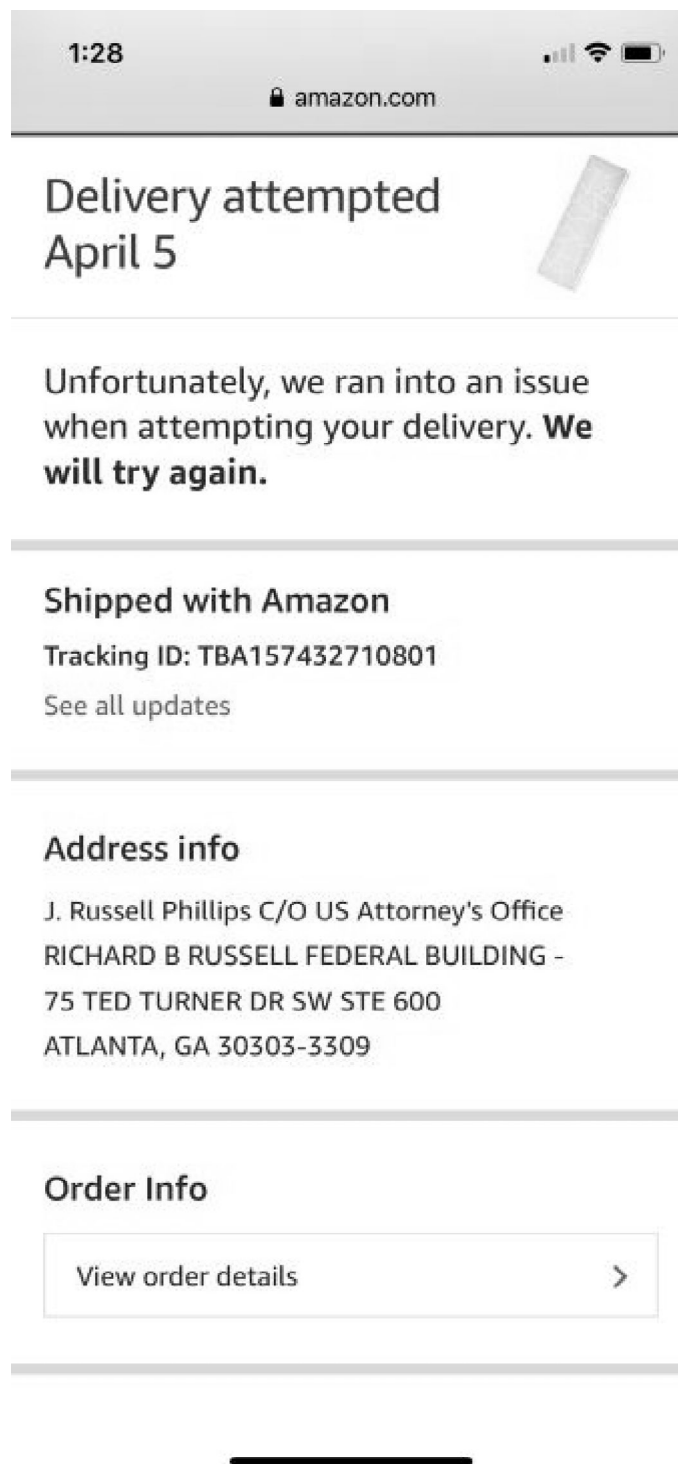
IT IS SO ORDERED this 13th day of April, 2021.



JOHN K. LARKINS III
United States Magistrate Judge

ATTACHMENT A





1:29

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SAMSUNG

SAMSUNG 870 EVO 1TB 2.5 Inch
SATA III Internal SSD (MZ-...
\$119.99 ✓prime

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2TB , Gold-D

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Color: **Gold-D**