JODI LINKER
Federal Public Defender
VARELL L. FULLER
Assistant Federal Public Defender
55 S. Market Street, Suite 820
San Jose, CA 95113
Telephone: (408) 291-7753
Fax: (408)-291-7399
Varell_Fuller@fd.org

Counsel for Defendant WILL-DARNALL

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

UNITED STATES OF AMERICA, Plaintiff, v. CASSIE WILL-DARNALL, Defendant.	No. CR 24-00292 PCP STIPULATION AND [PROPOSED] ORDER TO CONTINUE CHANGE OF PLEA HEARING

STIPULATION

The parties, acting through their respective counsel, hereby stipulate, subject to the Court's approval, that the change of plea hearing currently set for October 9, 2024, at 10:00 a.m., be continued to October 30, 2024, at 10:00 a.m. The reason for the continuance is that defense counsel is unavailable on the current date due to a family medical emergency. Additionally, defense counsel requires additional time to research and investigate an issue that is material to a possible negotiated disposition

Accordingly, the parties stipulate and agree that time may be excluded under the Speedy Trial Act between October 9, 2024, and October 30, 2024, for effective preparation of counsel and in the interest of justice. 18 U.S.C. § 3161(h)(7)(A).

IT IS SO STIPULATED.

Dated: October 8, 2024

JODI LINKER
Federal Public Defender
_____/s/_____
VARELL L. FULLER
Assistant Federal Public Defender

Dated: October 8, 2024,

ISMAIL J. RAMSEY
United States Attorney
_____/s/_____
SARAH E. GRISWOLD
Assistant United States Attorney

[PROPOSED] **ORDER**

GOOD CAUSE APPEARING, and upon stipulation of the parties, IT IS HEREBY ORDERED that the change of plea hearing currently set for October 9, 2024, at 10:00 a.m., shall be continued to October 30, 2024, at 10:00 a.m.

IT IS FURTHER ORDERED that the time from October 9, 2024, through and including October 30, 2024, is excluded under the Speedy Trial Act, 18 U.S.C. § 3161(h)(7)(A) and 3161(h)(7)(B)(iv).

THE COURT FINDS that failing to exclude the time from October 9, 2024, through and including October 30, 2024, would unreasonably deny defense counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. *See* 18 U.S.C. §3161(h)(7)(B)(iv).

THE COURT FURTHER FINDS that the ends of justice served by excluding the time from October 9, 2024, through and including October 30, 2024, from computation under the Speedy Trial Act outweigh the interests of the public and the defendant in a speedy trial. The Court therefore excludes this time pursuant to 18 U.S.C. § 3161(h)(7)(A) and 3161(h)(7)(B)(iv).

IT IS SO ORDERED.

DATED: _____

_____
HONORABLE P. CASEY PITTS
United States District Judge