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IN THE UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

| | |
|---|---|
| UNITED STATES OF AMERICA,<br>Plaintiff,<br>v.<br>CASSIE WILL-DARNALL,<br>Defendant. | Case No. CR 24–00292 PCP<br>**STIPULATION AND [~~PROPOSED~~] ORDER TO CONTINUE CHANGE OF PLEA HEARING** |

**STIPULATION**

The parties, by and through their respective counsel, hereby stipulate, subject to the Court's approval, that the change of plea hearing currently set for October 30, 2024, at 10:00 a.m., shall be continued to December 11, 2024, at 10:00 a.m. The reason for the continuance is that defense counsel is unavailable on the current date due to a death in the family. Additionally, defense counsel requires additional time to research and investigate an issue material to a possible negotiated resolution.

For the reasons set forth above, the parties stipulate and agree that time may be excluded under the Speedy Trial Act between October 30, 2024, and December 11, 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 24, 2024

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

Dated: October 24, 2024

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

**[~~PROPOSED~~] ORDER**

GOOD CAUSE APPEARING, upon stipulation of the parties, IT IS HEREBY ORDERED that the change of plea hearing currently set for October 30, 2024, at 10:00 a.m., shall be continued to December 11, 2024, at 10:00 a.m.

IT IS FURTHER ORDERED that the time from October 30, 2024, through and including December 11, 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 30, 2024, through and including December 11, 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 30, 2024, through and including December 11, 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: October 24, 2024

_____
THE HONORABLE P. CASEY PITTS
United States District Judge