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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

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

Defendant Cassie Will-Darnall, by and through counsel, respectfully requests that the Court continue the change of plea hearing currently set for December 11, 2024, at 10:00 a.m., to January 15, 20204, at 10:00 a.m. The reason for the continuance is that defense counsel is reasonably informed that Ms. Will-Darnell was recently hospitalized for a septic infection stemming from a recent hip replacement surgery. Counsel is further reasonably informed that Ms. Will-Darnell is presently home receiving care for her illness. Additionally, defense counsel recently returned to the office from extended leave due to a family death and respectfully requests additional time to confer with Ms. Will-Darnel about her change of plea.

Counsel for Ms. Will-Darnall has conferred with Assistant United States Attorney Sarah Griswold, and the government has no objection to this continuance.

Dated: December 10, 2024

JODI H. LINKER
FEDERAL PUBLIC DEFENDER

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

~~[PROPOSED]~~ ORDER

GOOD CAUSE APPEARING, upon the unopposed motion of the defense, IT IS HEREBY ORDERED that the change of plea hearing currently set for December 11, 2024, at 10:00 a.m., shall be continued to January 15, 2025, at 10:00 a.m.

IT IS FURTHER ORDERED that the time from December 11, 2024, through and including January 15, 2025, 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 December 11, 2024, through and including January 15, 2025, 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 December 11, 2024, through and including January 15, 2025, 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: December 11, 2024

THE HONORABLE P. CASEY PITTS
United States District Judge