IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND

UNITED STATES OF AMERICA	*	
	*	
v.	*	
	*	**CRIMINAL NO. GLR-23-026**
RYAN E. DALES,	*	
	*	
Defendant.	*	
	*	

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UNOPPOSED MOTION TO EXCLUDE TIME
PURSUANT TO THE SPEEDY TRIAL ACT

The United States of America, by and through its counsel, Erek L. Barron, the United States Attorney for the District of Maryland, and Paul A. Riley, Assistant United States Attorney for the District of Maryland, respectfully submits this Unopposed Motion to Exclude Time Pursuant to the Speedy Trial Act, and moves to exclude time from the speedy trial calculation pursuant to Title 18 U.S.C. § 3161(h).

1. On January 25, 2023, a federal grand jury sitting in the District of Maryland returned an indictment charging Defendant Ryan Dales with Wire Fraud (18 U.S.C. § 1343) and Possession of a Firearm by Prohibited Person (18 U.S.C. § 922(g)(1)).

2. On January 30, 2023, Defendant had his initial appearance and arraignment on the Indictment, and substantial discovery has to date been provided to the defense.

3. On May 15, 2023, the Office of the Federal Public Defender withdrew from this matter.

4. On May 17, 2023, the grand jury returned a superseding indictment charging Defendant with multiple additional offenses, including Aggravated Identity Theft (18 U.S.C. § 1028A(a)(1)), Wire Fraud (18 U.S.C. § 1343), as well as drug and firearm offenses in violation of

21 U.S.C. §§ 841(a)(1), and 924(c), respectively. The return of the Superseding Indictment of course had the effect of restarting the speedy trial clock in this matter.

5. On May 24, 2023, Defendant's new counsel was appointed.

6. The Court previously issued multiple Orders excluding time under the Speedy Trial Act for a period from March 3, 2023 through November 10, 2023. ECF Nos. 25, 29, 43, 53.

7. On March 10, 2023, Defendant filed a Motion to Suppress Evidence and Motion to Sever Counts, ECF Nos. 49, 50, which had the effect of tolling the speedy trial clock through the disposition of the motions. *See* 18 U.S.C. § 3161(h)(1)(D).

8. On May 3, 2024, the Court held a Motions hearing and resolved the pending motions. Thereafter, the parties have continued discussions regarding resolution of this matter short of trial.

9. After multiple emails with the parties concerning scheduling, the Court's chambers on May 23, 2024 confirmed a trial date of December 2, 2024.

10. On May 23, 2024, Defendant's counsel informed Government counsel that Defendant does not object to the tolling of the Speedy Trial clock through the newly scheduled trial date of December 2, 2024.

11. In light of the above, the Government respectfully requests an exclusion of all time under the Speedy Trial Act for the entire period from the date the Court resolved all pending motions (May 3, 2024) through the date of Defendant's trial in this matter—December 2, 2024.

12. The Speedy Trial Act permits a trial court to continue a trial date beyond the seventy-day limit if such continuance is granted by the Court on the basis of a finding that the ends of justice served by taking such action outweigh the best interest of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A). In deciding whether to grant such a continuance, the

Court may consider, *inter alia*, whether the failure to grant the continuance would deny counsel for the defendant or the attorney for the government the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(B)(iv).

13. The Government submits that the ends of justice served by continuing the trial of this matter beyond the speedy trial date outweigh the interests of Defendant and the public in a speedy trial, and, therefore, the resulting delay is permissible pursuant to 18 U.S.C. § 3161(h)(7). Indeed, after consulting their schedules, the parties agreed to the Court's proposed December 2, 2024 trial date.

14. In light of the foregoing facts, the Government respectfully requests that the Court issue an Order finding that the interests of justice served by excluding the time from May 3, 2024, through and including December 2, 2024, including preparation for trial, outweighs Defendant's and the public's interests in a speedy trial. *See* 18 U.S.C. § 3161(h)(7).

15. A proposed Order for the Court's consideration is attached.

Respectfully submitted,

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United States Attorney

By: /s/

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