IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA
CHARLESTON DIVISION

UNITED STATES OF AMERICA

v. **Criminal No. 2:23-00123**

SEAN PATRICK BOYD, JR.

MOTION TO CONTINUE TRIAL
AND RELATED PRETRIAL DEADLINES

The defendant, Sean Patrick Boyd, Jr., by Assistant Federal Public Defender Emily L. Szopinski, hereby moves the Court for an Order continuing the trial and related pretrial deadlines for a period of forty-five days and finding excludable time under the Speedy Trial Act, 18 U.S.C. §§ 3161, *et seq*. In support thereof, the defendant states as follows:

1. Per the Arraignment Order entered on September 8, 2023, pretrial motions are due to be filed October 4, 2023, the pretrial motions hearing is scheduled for October 17, 2023, and the trial is scheduled to commence on October 31, 2023, at 9:30 a.m., before Senior United States District Court Judge John T. Copenhaver, Jr. in Charleston. Dkt. Nos. 16, 22.

2. The government's standard discovery responses, as well as a supplemental discovery response, have been received but additional time is needed for undersigned counsel and Mr. Boyd to independently review the material prior to confer regarding the same.

3. Further, investigation and necessary research may need to be conducted prior to determining what, if any, pretrial motions need to be filed on his behalf.

4. These matters cannot be completed with the current pretrial and trial schedule.

5. As Mr. Boyd is presently on bond, he will not be prejudiced by a continuance in this matter.

6. Undersigned counsel is authorized to state that the government does not object to the requested continuance.

7. The ends of justice outweigh the best interests of the public and the defendant in a speedy trial as the same is specifically defined in the aforesaid Act.

The defendant certifies that the reasons for the request do not include general congestion of the Court's calendar, or lack of diligent preparation on the part of the parties involved.

WHEREFORE, defendant respectfully requests that this Honorable Court enter an Order continuing the trial and related pretrial deadlines in this matter for a period of forty-five days.

Date: October 3, 2023.

Respectfully submitted,

SEAN PATRICK BOYD, JR.

By Counsel

WESLEY P. PAGE
FEDERAL PUBLIC DEFENDER

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