

REFERENCE 5.4
(Rule Number/Section)

1 Daniel Rigmaiden
2 Agency # 10966111
3 CCA-CADC
4 PO Box 6300
5 Florence, AZ 85132
6 Telephone: none
7 Email: none

8 Daniel David Rigmaiden
9 Pro Se, Defendant

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JUL 07 2011	
CLERK U S DISTRICT COURT DISTRICT OF ARIZONA	
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UNITED STATES DISTRICT COURT
DISTRICT OF ARIZONA

United States of America,
Plaintiff,
v.
Daniel David Rigmaiden, et al.,
Defendant.

No. CR08-814-PHX-DGC
MOTION TO CONTINUE
JULY 8, 2011 FILING
DEADLINE FOR MOTION TO
COMPEL DISCLOSURE OF EVIDENCE

DEPENDANT DANIEL DAVID RIGMAIDEN, appearing pro se,
respectfully requests that the Court extend the July 8, 2011 filing
deadline set by Dkt. #546. The defendant cannot meet the
deadline due to reasons out of his control and is requesting a 14 day
extension of all filing deadlines and the scheduled hearing. Such
an extension will benefit all parties involved. In support of this
request, the defendant sets forth the following reasons:

1) The defendant initially asked for 3 months and the Court
ordered a 2 month time frame for the defendant to write his
motion and file it. When the filing deadline was discussed in court,
the defendant assumed that he would gain access to the laptop at
CCA-CADC within a few days, i.e., May 8th, 2011. However, the
defendant did not gain access to the laptop until June 13, 2011.
Furthermore, the 8:00am to 6:00pm daily access time discussed

1 at the hearing with Chief of Security at CCA-CADC, Harold Newton,
2 was changed by CCA-CADC to 5 days a week 8:00am to
3 whatever time the last attorney at CCA-CADC finishes his
4 visits. On average this amounts to the defendant arriving at
5 the visitation room at 8:15am and leaving at 4:15pm. The
6 defendant had anticipated 10 hour work days with the laptop,
7 six days a week, for 53 days from May 8-9, 2011 to July
8 8, 2011. The defendant is now only being given 8 hour work
9 days, 5 days a week, and only has/had 23 days from
10 June 13, 2011 to July 8, 2011. The defendant was/is provided
11 with 346 hours less to prepare his motion than what he
12 reasonably anticipated would be provided based off of discussions
13 during the May 5, 2011 hearing. Through this motion, the
14 defendant is asking for a mere 80 additional hours which
15 still leaves him 266 hours of preparation time short of what
16 he reasonably anticipated.

17 2) The defendant had his draft version of his 55
18 proposed stipulations finished on June 27, 2011, however, none
19 of the defendant's defense members were willing to pick up the
20 PDF document from the defendant at CCA-CADC until
21 July 1, 2011. The defendant originally asked to be able to
22 burn CDs and mail them to the government in order to
23 facilitate a speedy resolution of the case but somewhere along
24 the line, the defendant's request was disregarded. The
25 defendant is not permitted to burn CDs and mail them to
26 the government. Granting the 14 day extension will allow
27 the government time to informally address the proposed

1 stipulations prior to the defendant finalizing and filing his
2 motion to compel. By informally addressing the stipulations, the
3 government and the defendant may be able to narrow the
4 issues and minimize the use of court time and resources.

5
6 3) The court approved funding for the defense to purchase
7 PDF authoring software that would speed up defense preparation
8 significantly. The defendant's defense members refuse to
9 purchase the software because they claim they will not be
10 reimbursed for three or more months. The defendant has been
11 using inadequate PDF authoring software and freeware programs
12 causing great delays in the preparation of his motion.

13 4) The defendant's mobile telecommunications expert is too
14 busy to assist the defendant and this forces the defendant to
15 spend at least 2 hours a day on average (while using the
16 laptop) trying to understand highly complex technical material regarding
17 cellular networks so that he can find answers to the questions
18 that ~~his~~ his expert is too busy to address (due to being in high
19 demand and having to testify in different locations around the country
20 on ~~an~~^a regular basis. The technical material relating to cellular
21 networks, for the most part, amounts to gibberish to the
22 defendant and to other members of the defense.

23 5) There is recent discovery that relates to the aircard
24 locating mission that the defendant needs brought to him at
25 CIA-CADC. No defense members are willing to bring the defendant
26 his discovery CDs and the defendant assumes that it has
27 something to do with the CIA not paying outstanding vouchers

1 in a timely manner or whatever excuses relating to money they
2 may have, such as, there isn't any. Granting the 14 day
3 extension will provide the defendant time to repeatedly request
4 that people bring him his discovery CDs ~~_____~~
5 ~~_____~~
6 ~~_____~~ resulting in the defendant receiving
7 his CDs.

8 NO service on any other parties due to non-existent
9 legal copy service at CIA-CADC. The defendant respectfully
10 requests that the court send copies of this motion on all parties
11 via the ECF system.

12 The defendant respectfully requests a 14 day extension
13 of the July 8, 2011 deadline, etc., and that this motion be
14 granted.

15
16
17 Respectfully Submitted
18 July 4, 2011
19 Daniel Rymal
20 DANIEL RYMALEN

1 Respectfully Submitted:

2 DANIEL DAVID RIGMAIDEN
3 Pro Se, Defendant

4
5
6 Daniel D. Rigmaiden
7 Defendant

8 CERTIFICATE OF SERVICE

9 I, Daniel David Rigmaiden, certify under penalty of perjury
10 under the laws of the United States of America (see 28 U.S.C. §
11 1746; 18 U.S.C. § 1621) that on July 4, 2011 at
12 approximately 10:00 pm I caused the following to be placed into
13 the CCA-CADC mailing system for United States Postal Service
14 delivery with first-class postage prepaid by CCA-CADC:

15 Original attached document plus 0 copy(s) addressed to:
16 Clerk, United States District Court
17 Sandra Day O'Connor U.S. Courthouse, Suite 130
18 401 W. Washington St., SPC 1
19 Phoenix, AZ 85003

20 One copy each of original document addressed to:

21 _____
22 _____
23 _____
24 _____
25 _____
26 _____

27 By: Dan Rigmaiden