

<input checked="" type="checkbox"/> FILED	<input type="checkbox"/> LODGED
<input type="checkbox"/> RECEIVED	<input type="checkbox"/> COPY
APR 24 2009	
CLERK U S DISTRICT COURT DISTRICT OF ARIZONA	
BY	Z DEPUTY

1 **MARK PAIGE**
2 **111 West Monroe**
3 **Suite #1212**
4 **Phoenix, AZ 85003-2317**
5 **mpaige@paigelawfirm.com**
6 **(602) 254-5457**
7 **State Bar #020902**
8 **Attorney for Defendant**

9 **UNITED STATES DISTRICT COURT**
10 **DISTRICT OF ARIZONA**

SEALED

11 UNITED STATES,
12
13 Plaintiff,
14
15 v.
16 Daniel Rigmaiden,
17
18 Defendant.

No.: CR-08-814-PHX-DGC

DEFENDANT'S MOTION TO
CONTINUE TRIAL AND EXTEND
PRETRIAL MOTIONS AND ALL
OTHER DEADLINES
(First Request)

The defendant, Daniel Rigmaiden, by and through counsel respectfully moves the Court for a continuance of the presently set trial date of May 12, 2009 and extension of the deadline for pretrial motions on the following grounds:

1. The defendant is charged by Indictment with wire fraud and conspiracy, and aggravated identity theft. The defendant was Indicted on or about July 23, 2008 and arraigned on September 8, 2008. Counsel was appointed on or about late February 2009. Counsel has received from prior counsel a good deal of discovery material and has received several thousand additional pages of discovery from the government. Counsel expects that there will be additional discovery in the days and weeks ahead.
2. Counsel is still in the process of evaluating the case to determine the appropriate course for investigation, experts and other matters. Additional time is necessary for this purpose. This case is very complex and involves a complex scheme and complex technology.
3. Counsel is in need of additional time to receive, review and discuss the discovery with

LA

1 the client and explore the options available.

2 4. This defendant is in custody.

3 At the time of this filing, counsel for the Government, Fred Battista, has no objection to
4 this request.


5 The defendant requests a continuance of this matter for ninety (90) days to allow
6 undersigned counsel to be prepared and able to render effective assistance of counsel consistent
7 with the Sixth Amendment guarantee for every defendant.

8
9 Respectfully submitted this 24th day of April, 2009.

10
11 S/ Mark A. Paige 
12 MARK PAIGE
13 Attorney for Defendant

14 A copy of the foregoing was
15 mailed this 24th day of April, 2009 to:

16 Fred Battista
17 Assistant U.S. Attorney
18 Two Renaissance Square
19 40 N. Central Avenue
20 Suite 1212
21 Phoenix, AZ 85004-4408

22
23 S/ Mark A. Paige 
24 Mark A. Paige

25 //

26 //

27
28