

U.S.A. vs Rogelio Rodriguez-Salsada No. 08mj0890

The Court finds excusable delay, under the section codified by these rules, commenced on 3/24/08 and ended on 3/27/08 xm
and ended on _____

- 3161(h)
- (1) (A) Exam or hrg for mental or physical incapacity
- (1) (B) NARA examination (28:2902)
- (1) (D) State or Federal trials or other charges pending
- (1) (E) Interlocutory appeals
- (1) (F) Pretrial motions (from filing to hearing or other pretrial filing)
- (1) (G) Transfers from other district (per 28:2101(a), 2101(b))
- (1) (J) Proceedings under advisement not to exceed thirty days
- Misc proc: Bail or prob sev, deportation, extradition
- (1) (H) Transportation from another district or return, examination, or hospitalization in ten days or less
- (1) (I) Consideration by Court of proposed plea agreement
- (2) Prosecution deferred by mutual agreement
- (3) (A) (B) Unavailability of defendant or essential witness
- (4) Period of mental or physical incompetence of defendant to stand trial
- (5) Period of NARA commitment or treatment
- (6) Superseding indictment and/or new charges
- (7) Defendant awaiting trial of co-defendant when no severance has been granted
- (8) (A) (B) Continuances granted per (h)(3)-use "T" alone if more than one of the reasons below are given in support of continuance.
- (8) (B) (i) 1) Failure to grant a continuance in the proceeding would result in a miscarriage of justice and the ends of justice outweigh the best interest of the public and the defendant in a speedy trial. (Continuance - miscarriage of justice)
- 2) Failure to grant a continuance of the trial would result in a miscarriage of justice as the defendant has tendered a guilty plea to a magistrate judge and is awaiting a determination as to whether the plea will be accepted. (Continuance - tendered a guilty plea)
- (8) (B) (ii) 2) Case unusual or complex
- (8) (B) (iii) 3) Indictment following arrest cannot be filed in violation of rule 31
- (8) (B) (iv) 4) Continuance granted in order to obtain or consult with counsel, or give reasonable time to prepare- (Continuance re counsel)
- 3161(i) Time up to withdrawal of guilty plea
- 3161(b) Grand jury indictment time extended thirty (30) more days

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Date 3-26-08

WMe
Judge's Initials