

U.S.A. vs JUAN MARTINEZ-RAMIREZ

No. 08CR2329-DMS

The Court finds excludable delay, under the section indicated by check (),
 commenced on 8/19/08 and ended on 8/28/08; (X7,XT1)
 _____ and ended on _____.

- | | | |
|---|--|-----------|
| <u>3161(h)</u> | | |
| <input type="checkbox"/> (1) (A) | Exam or hrg for mental or physical incapacity | A |
| <input type="checkbox"/> (1) (B) | NARA examination (28:2902) | B |
| <input type="checkbox"/> (1) (D) | State or Federal trials or other charges pending | C |
| <input type="checkbox"/> (1) (E) | Interlocutory appeals | D |
| <input type="checkbox"/> (1) (F) | Pretrial motions (from flg to hrg or other prompt dispo) | E |
| <input type="checkbox"/> (1) (G) | Transfers from other district (per FRCrP 20, 21 & 40) | F |
| <input type="checkbox"/> (1) (J) | Proceedings under advisement not to exceed thirty days | G |
| <input type="checkbox"/> | Misc proc: Parole or prob rev, deportation, extradition | H |
| <input type="checkbox"/> (1) (H) | Transportation from another district or to/from examination or hospitalization in ten days or less | 6 |
| <input checked="" type="checkbox"/> (1) (I) | Consideration by Court of proposed plea agreement | <u>7</u> |
| <input type="checkbox"/> (2) | Prosecution deferred by mutual agreement | I |
| <input type="checkbox"/> (3) (A) (B) | Unavailability of defendant or essential witness | M |
| <input type="checkbox"/> (4) | Period of mental or physical incompetence of defendant to stand trial | N |
| <input type="checkbox"/> (5) | Period of NARA commitment or treatment | O |
| <input type="checkbox"/> (6) | Superseding indictment and/or new charges | P |
| <input type="checkbox"/> (7) | Defendant awaiting trial of co-defendant when no severance has been granted | R |
| <input type="checkbox"/> (8) (A) (B) | Continuances granted per (h) (8)-use "T" alone if more than one of the reasons below are given in support of continuance | T |
| <input type="checkbox"/> (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) | <u>T1</u> |
| <input checked="" type="checkbox"/> | 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) | |
| <input type="checkbox"/> (8) (B) (ii) | 2) Case unusual or complex | T2 |
| <input type="checkbox"/> (8) (B) (iii) | 3) Indictment following arrest cannot be filed in thirty (30) days | T3 |
| <input type="checkbox"/> (8) (B) (iv) | 4) Continuance granted in order to obtain or substitute counsel, or give reasonable time to prepare
(Continuance re counsel) | T4 |
| <input type="checkbox"/> 3161(I) | Time up to withdrawal of guilty plea | U |
| <input type="checkbox"/> 3161(b) | Grand jury indictment time extended thirty (30) more days | W |

Date 8/19/08

NCS
 Judge's Initials