



U.S. Department of Justice  
United States Attorney  
Southern District of New York

DATE: Jan 29, 2008

The Silvio J. Mollo Building  
One Saint Andrew's Plaza  
New York, New York 10007

MEMO ENDORSED

January 24, 2008

BY FAX

The Honorable Deborah A. Batts  
United States District Judge  
Southern District of New York  
500 Pearl Street  
New York, NY 10007

MEMO ENDORSED

Re: United States v. Juan Garcia Sanchez  
07 Cr. 351 (DAB)

Dear Judge Batts:

I write to confirm the adjournment of the pre-trial conference until February 11, 2008 at 11:30 am. The adjournment was necessary because Mr. Garcia Sanchez's new counsel was on trial on the date of the previously scheduled conference.

The Government also requests that the Court exclude time until February 11, 2008. The Government submits that such exclusion is warranted pursuant to 18 U.S.C. § 8161(h)(8)(A). Specifically, the ends of justice outweigh the best interest of the public and the defendant in a speedy trial because it affords the defendant and his new counsel the needed time to consider the evidence produced and to discuss a potential disposition in the case, thus helping ensure the effective assistance of defendant's counsel.

granted  
DAB  
1/29/08

I have tried to reach Mr. Garcia Sanchez's new counsel, Michael Mays, on numerous occasions in order to learn his position on this request, but I have not received a response from him about whether he consents to the Government's request. I had previously spoken to John F. Kaley, former counsel for the

**SO ORDERED**

MEMO ENDORSED

Deborah A. Batts  
DEBORAH A. BATTS 1/29/08  
UNITED STATES DISTRICT JUDGE

The Honorable Deborah Batts  
January 25, 2008  
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defendant, who told me that he consents to this exclusion of time.

Very truly yours,

MICHAEL J. GARCIA  
United States Attorney

By: William J. Harrington  
William J. Harrington  
Assistant United States Attorney  
212-637-2331

cc: John F. Kaley  
Prior counsel for the defendant  
(By fax: (212) 962-5037)

Michael Mays  
New counsel for the defendant  
(By fax: 718-206-0403)