

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA : Hon. Madeline Cox Arleo
v. : Crim. No. 21-807 (MCA)
CARMELO G. GARCIA : ORDER FOR CONTINUANCE

This matter having come before the Court on the joint application of Philip R. Sellinger, United States Attorney for the District of New Jersey (by Elaine K. Lou and Jihee G. Suh, Assistant U.S. Attorneys), and defendant Carmelo G. Garcia (Robert G. Stahl, Esq., appearing), for an order granting a continuance of the proceedings in the above-captioned matter from the date this Order is signed through and including June 1, 2022, to permit defense counsel the reasonable time necessary for effective preparation in this matter; the defendant being aware that he has the right to have this matter brought to trial within 70 days from the filing date (and making public) of the indictment, or from the date of his appearance before a judicial officer of this Court, whichever date last occurs, pursuant to Title 18, United States Code, Section 3161(c)(1); and two prior continuances having been entered; and the defendant, through his attorney, having consented to such continuance; and it appearing that the defendant waives such rights; and exclusions of time from the Speedy Trial Act having been ordered for the period of December 29, 2021, through and including January 31, 2022, due to the COVID-19 pandemic, pursuant to the Standing Order 2021-11, for the reasons referenced therein; and for good and sufficient cause shown,

IT IS THE FINDING OF THIS COURT that this action should be continued for the following reasons:

(1) The discovery in this matter involves numerous documents and materials that defense counsel requires adequate time to review;

(2) The grant of a continuance order will ensure that, taking into account the exercise of due diligence, defense counsel has sufficient time to review and inspect discovery and further investigate the charges in this matter;

(3) The failure to grant a continuance would deny counsel for the defendant the reasonable time necessary to effectively prepare for trial taking into account the exercise of due diligence; and

(4) As a result of the foregoing, pursuant to Title 18, United States Code, Section 3161(h)(7), the ends of justice served by granting the continuance outweigh the best interests of the public and the defendant in a speedy trial.

IT IS, therefore, on this 25th day of March, 2022,

ORDERED that this action be, and hereby is, continued from the date this Order is signed through and including June 1, 2022, and it is further

ORDERED that the period from the date this Order is signed through and including June 1, 2022, shall be excludable in computing time under the Speedy Trial Act of 1974.



HONORABLE MADELINE COX ARLEO
UNITED STATES DISTRICT JUDGE

Form and entry consented to:



ELAINE K. LOU
JIHEE G. SUH
Assistant U.S. Attorneys



ROBERT G. STAHL
Counsel for defendant Carmelo G. Garcia