

1 ANDRÉ BIROTTE JR.
United States Attorney
2 ROBERT E. DUGDALE
Assistant United States Attorney
3 Chief, Criminal Division
BRANDON D. FOX (Cal. Bar No. 290409)
4 Assistant United States Attorney
Deputy Chief, Public Corruption & Civil Rights Section
5 1300 United States Courthouse
312 North Spring Street
6 Los Angeles, California 90012
Telephone: (213) 894-0284/2253
7 Facsimile: (213) 894-6436
E-mail: Brandon.Fox@usdoj.gov

8 Attorneys for Plaintiff
9 UNITED STATES OF AMERICA

10 UNITED STATES DISTRICT COURT
11 FOR THE CENTRAL DISTRICT OF CALIFORNIA

12 UNITED STATES OF AMERICA,

13 Plaintiff,

14 v.

15 GARY EDWARD KOVALL and
16 PEGGY ANNE SHAMBAUGH,

17 Defendants.

No. CR 12-441A-MWF

ORDER CONTINUING TRIAL DATE AND
FINDINGS REGARDING EXCLUDABLE
TIME PERIOD PURSUANT TO PURSUANT
TO SPEEDY TRIAL ACT FOR DEFENDANT
PEGGY ANNE SHAMBAUGH

CURRENT TRIAL DATE: 06-02-2014
[PROPOSED] TRIAL DATE: 12-02-2015

18
19 The Court has read and considered the Stipulation Regarding
20 Request for (1) Continuance of Trial Date and (2) Findings of
21 Excludable Time Periods Pursuant to Speedy Trial Act, filed by the
22 parties in this matter on June 9, 2014. The Court hereby finds that
23 the Stipulation, which this Court incorporates by reference into
24 this Order, demonstrates facts that support a continuance of the
25 trial date in this matter, and provides good cause for a finding of
26 excludable time pursuant to the Speedy Trial Act, 18 U.S.C. § 3161.

27 cc. PSA
28

1 The Court further finds that: (i) the ends of justice served by
2 the continuance outweigh the best interest of the public and
3 defendants in a speedy trial; (ii) failure to grant the continuance
4 would be likely to make a continuation of the proceeding impossible,
5 or result in a miscarriage of justice.

6 GOOD CAUSE THEREFOR HAVING BEEN SHOWN, THE COURT HEREBY MAKES
7 THE FOLLOWING ORDERS AND FINDINGS:

8 1. The trial in this matter with respect to defendant Peggy
9 Shambaugh is continued from June 2, 2014, to December 2, 2015.

10 2. The time period of June 2, 2014, to December 2, 2015,
11 inclusive, is excluded in computing the time within which the trial
12 must commence, pursuant to 18 U.S.C. §§ 3161(h)(7)(A) and
13 (h)(7)(B)(I).

14 3. Defendants shall appear in Courtroom 1600 of the Federal
15 Courthouse, 312 North Spring Street, Los Angeles, California on
16 December 2, 2015, at 8:30 a.m. without further order of the Court.

17 Nothing in this Order shall preclude a finding that other
18 provisions of the Speedy Trial Act dictate that additional time
19 periods are excluded from the period within which trial must
20 commence. Moreover, the same provisions and/or other provisions of
21 the Speedy Trial Act may in the future authorize the exclusion of
22 additional time periods from the period within which trial must
23 commence.

24 IT IS SO ORDERED.



25 Dated: June 9, 2014

26 THE HONORABLE MICHAEL W. FITZGERALD
27 UNITED STATES DISTRICT COURT JUDGE
28