

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF KANSAS

UNITED STATES OF AMERICA,	)	
Plaintiff,	)	
	)	
vs.	)	Case No. 12-40051-01-RDR
	)	
PATRICK SMITH,	)	
Defendant.	)	
_____	)	

**ORDER**

**NOW** on this 12<sup>th</sup> day of July, 2012, the above-entitled matter comes before the Court upon the motion of counsel for the accused for an order granting additional time of three (3) weeks within which to file motions. The Court has reviewed the motion and is fully advised of the premises.

The Court further finds that the reasons set forth in the motion justify a delay, and that the additional time granted pursuant to this Order shall be excludable time as provided for in 18 U.S.C. 3161(h)(7). See *United States v. Toombs*, 574 F.3d 1262 (10<sup>th</sup> Cir. 2009).

**IT IS THEREFORE ORDERED** that the accused shall have additional time up to and including August 3, 2012 to file motions in the above-entitled action, and the government shall have until August 13, 2012 to file responses. The motions hearing/status conference shall be held on August 20, 2012 at 9:30 a.m. The period of delay resulting from such continuance shall be excludable time as provided for by the Speedy Trial Act, 18 U.S.C. 3161(h)(7).

s/Richard D. Rogers  
United States District Judge