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IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

ROBERT SALAZAR

Defendants.

CASE NO. 1:25-MJ-00092-BAM
1:25-MJ-00095-BAM

STIPULATION AND ORDER TO CONTINUE
PRELIMINARY HEARING

IT IS HEREBY STIPULATED by and between the parties that the preliminary hearing set for September 11, 2025, be reset for October 9, 2025. The parties request that the status of counsel hearing scheduled for September 11, 2025 remain on calendar as scheduled.

STIPULATION

Plaintiff United States of America, by and through its counsel of record, and defendant, by and through defendant's counsel of record, hereby stipulate as follows:

1. Defendant has been released pre-trial on the above cases and is seeking to consult with counsel prior to preliminary hearing or indictment.

2. By previous order, these matters were set for preliminary hearing and status of counsel on September 11, 2025.

3. By this stipulation, defendant now moves to continue the preliminary hearing and status of counsel hearing until **October 9, 2025, at 2:00 p.m.** and to exclude time between September 11, 2025, and October 9, 2025. The parties request the status of counsel hearing remain on calendar as scheduled.

4. The parties agree and stipulate, and request that the Court find the following:

1 a) Defendant is seeking to retain private counsel.

2 b) In the event that defendant does not retain private counsel, appointed counsel for
3 defendant desires additional time to consult with their client, conduct further investigation, and
4 discuss charges with the government. The parties anticipate that if defendant does retain private
5 counsel, he will need the additional time to consult with that counsel.

6 c) Counsel for defendant believes that failure to grant the above-requested continuance
7 would deny him the reasonable time necessary for effective preparation, taking into account the
8 exercise of due diligence.

9 d) The government does not object to the continuance.

10 e) Pursuant to F.R.Cr.P. 5.1(c) and (d), a preliminary hearing must be held “no later
11 than 14 days after initial appearance if the defendant is in custody,” unless the defendant consents
12 and there is a “showing of good cause”. Here, the defendant consents and there is good cause as set
13 forth herein.

14 f) Based on the above-stated findings, the ends of justice served by continuing the case
15 as requested outweigh the interest of the public and the defendant in an indictment or trial within the
16 original dates prescribed by the Speedy Trial Act.

17 g) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161, et
18 seq., within which an indictment must be filed and within which a trial must commence, the time
19 period of September 11, 2025 to October 9, 2025, inclusive, is deemed excludable pursuant to 18
20 U.S.C. § 3161(h)(7)(A), B(iv) because it results from a continuance granted by the Court at
21 defendant’s request on the basis of the Court’s finding that the ends of justice served by taking such
22 action outweigh the best interest of the public and the defendant in a speedy indictment/trial.

23
24 Nothing in this stipulation and order shall preclude a finding that other provisions of the Speedy Trial
25 Act dictate that additional time periods are excludable from the period within which an indictment must be
26 filed and a trial must commence.

1 Dated: September 2, 2025

Respectfully submitted,

2 ERIC GRANT
3 United States Attorney

4 By /s/ Robert L. Veneman-Hughes
5 ROBERT L. VENEMAN-HUGHES
6 Assistant United States Attorney

7 Dated: September 2, 2025

/s/ Kara Ottervanger
8 KARA OTTERVANGER
9 Attorney for Defendant Robert SALAZAR


10 **ORDER**

11 IT IS HEREBY ORDERED that the preliminary hearing scheduled for September 11, 2025 at 2:00
12 p.m. is continued to October 9, 2025 at 2:00 p.m. IT IS FURTHER ORDERED that the time between
13 September 11, 2025 and October 9, 2025 is excluded pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) because it
14 results from a continuance granted by the Court at defendant's request on the basis of the Court's finding that
15 the ends of justice served by taking such action outweigh the best interest of the public and the defendant in a
16 speedy indictment and trial.

17 The status of counsel hearing will remain as set on September 11, 2025.

18 IT IS SO ORDERED.

19 Dated: September 2, 2025

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21 STANLEY A. BOONE
22 United States Magistrate Judge
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