

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

| | | |
|--------------------------|---|-------------------------|
| UNITED STATES OF AMERICA | § | |
| | § | |
| V. | § | Criminal No. H-09-00342 |
| | § | |
| ROBERT ALLEN STANFORD | § | |
| LAURA PENDERGEST-HOLT | § | |
| GILBERT LOPEZ, | § | |
| MARK KUHRT | § | |
| and | § | |
| LEROY KING | § | |

1.

ORDER GRANTING CONTINUANCE

On the Unopposed Motion for Continuance, the Court finds:

- (1) The Defendants have been charged in an indictment with one count of conspiracy to commit mail, wire, and securities fraud under 18 U.S.C. § 371, seven counts of wire fraud under 18 U.S.C. §§ 1343 and 2, ten counts of mail fraud under 18 U.S.C. §§ 1341 and 2, one count of conspiracy to obstruct SEC investigation under 18 U.S.C. § 371, one count of obstruction of SEC investigation under 18 U.S.C. §§ 1505 and 2, and one count of conspiracy to commit money laundering under 18 U.S.C. § 1956(h).
- (2) Because of the complex nature of this case and the desire to be represented by counsel who are prepared for trial, the Defendants have waived their rights under the Speedy Trial Act, 18 U.S.C. § 3161-3174 and have requested a continuance.
- (3) The Government does not oppose this Motion for Continuance.
- (4) The Defendants' request and motion are made knowingly, intelligently, and voluntarily.
- (5) Under 18 U.S.C. § 3161(h)(7)(A), this Court finds that the ends of justice served by the granting of the motion outweigh the best interests of the public and the Defendants in a speedy trial.
- (6) Under 18 U.S.C. § 3161(h)(7)(A), and in particular § 3161(h)(7)(B)(ii), this Court finds that this case is so unusual and so complex that it is unreasonable

to expect adequate preparation for pretrial proceedings or for the trial itself within the time limits set out by the Speedy Trial Act.

- (7) A continuance is required to assure the necessary time for counsel to effectively prepare for trial, taking into account the exercise of due diligence.
- (8) The ends of justice are best served by granting the continuance.
- (9) The period of delay due to this Motion for Continuance is the period from the date of the Motion through the date of a new trial setting, and this is excludable time under the Speedy Trial Act.

The Unopposed Motion for Continuance is GRANTED. A status conference is set for AUG. 17, 2009 10:00AM 2009. After that status conference, a new docket control order will be entered.

Signed in Houston, Texas, on July 16, 2009.



DAVID HITTNER
UNITED STATES DISTRICT JUDGE