

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA**

**UNITED STATES OF AMERICA**

**v.**

**ABU AGILA MOHAMMAD  
MAS'UD KHEIR AL-MARIMI,**

**Defendant.**

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**Case No. 22-cr-392 (DLF)**

**UNOPPOSED MOTION TO CONTINUE FILING DEADLINE**

The United States of America, by and through its attorney, the United States Attorney for the District of Columbia, respectfully submits this unopposed motion to continue the filing deadline to file a supplemental brief that identifies a comprehensive list of witnesses for whom the government anticipates introducing Rule 15 depositions and/or live testimony at trial, as well as the government's legal position as to why such testimony would not violate the defendant's rights under the Confrontation Clause. *See* ECF 254, ¶ 10. Undersigned counsel have consulted with counsel for the defendant, and defense counsel has indicated that the defense does not oppose this request. In support of this request, the government states as follows:

On January 12, 2026, the Court issued a partial oral ruling on the government's Motion to Admit Foreign Records, ECF 148. The government ordered the transcript on the day of the hearing, and it was able to download a copy of that transcript on January 15, 2026. The government's brief regarding Rule 15 and/or remote testimony and the Confrontation Clause is due today. The government requests the additional time to file its brief so that it may incorporate the Court's ruling into its analysis of which witnesses it may seek Rule 15 depositions and/or video testimony for, as well as its analysis of how the Confrontation Clause would affect any such testimony of those witnesses.

The government proposes that it file its opening brief on Rule 15 and/or live video testimony and the Confrontation Clause implications thereof no later than January 29, 2026. The defense would have until February 20, 2026, to respond, and the government would file any reply by February 26, 2026. Counsel for the defendant has indicated that the defendant does not object to this proposed schedule

Wherefore, for the foregoing reasons, the government requests that the Court continue the deadline by which the government must file a brief as described in ECF 254, ¶ 10 as proposed above and in the attached proposed order.

Respectfully submitted,

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