UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
SAN ANTONIO DIVISION

UNITED STATES OF AMERICA	**§**	
	§	
V.	**§**	**CRIM. NO.: SA-18-CR-00390 - OLG**
	§	
ROBERT MIKELL USSERY,	**§**	
	§	
	§	
Defendant	**§**	

MOTION FOR CONTINUANCE OF JURY SELECTION AND TRIAL SETTING

TO THE HONORABLE JUDGE OF SAID COURT:

COMES NOW counsel for ROBERT MIKELL USSERY, the Defendant in the above styled and numbered cause, and files this *Motion for Continuance of Jury Selection and Trial Setting* and for Good Cause and in support thereof would show this Honorable Court the following:

1. This matter is set for *Jury Selection and Trial* on August 16, 2021 at 9:30 A.M. in Courtroom One
2. Undersigned counsel ("Counsel") is CJA Court Appointed in this matter and files this his *Motion for Continuance of Jury Selection and Trial Setting*;
3. Several attorneys have preceded Counsel in this matter;
4. Discovery in this case is voluminous;
5. Legal issues abound which need to be vetted, understood and researched and because of these multitude of issues in existence in this case additional time is required to prepare for trial and or a case resolution;
6. Discovery is ongoing;

7. Undersigned Counsel and the government are continuing to discuss how to best address and accomplish production in this case, as both are committed to this goal;
8. Counsel respectfully requests additional time to meet with the Defendant, to review the government's evidence in his case, and to further confer with the government;
9. Defendant USSERY understands the complexity and myriad of issues in existence in his case and defers to this Court regarding the matter and timing of a fair and reasonable trial setting in this matter;
10. The government does not oppose a Countinuance of the August 16, 2021, trial setting; and
11. This motion is not sought for purposes of undue delay, but so that justice may be done.

WHEREFORE, PRESMISES CONSIDERED, the undersigned Counsel respectfully prays that this motion be Granted and that this matter be herein Continued to a date and time deemed appropriate by this Honorable Court.

Respectfully Submitted,

/s/ Thomas Joseph McHugh

THOMAS JOSEPH MCHUGH

6243 WEST IH-10, #503

SAN ANTONIO, TX 78201
TELEPHONE: (210) 227-4662
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STATE BAR NO. 13675000

ATTORNEY FOR ROBERT MIKELL USSERY

CERTIFICATE OF SERVICE

I hereby certify that on the 12th day of July, 2021, I electronically filed the foregoing Motion with the Clerk of Court using the CM/ECF system which will send notification of such filing to Karina O'Daniel, Assistant United States Attorneys, 601 N.W. Loop 410, Suite 600, San Antonio, Texas 78216, and a copy will be sent by Hand-Delivery to Defendant Robert Mikell Ussery.

/s/ Thomas Joseph McHugh
THOMAS JOSEPH MCHUGH

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Defendant	§	

ORDER

On this date this Court came on to be considered the Defendant's Motion to Continue *Jury Selection and Trial* and after considering same, is of the opinion and does so find that the Defendant's Motion is well taken and should be in all respects GRANTED.

IT IS THEREFORE ORDERED, ADJUDGED and DECREED that the Jury Selection and Trial be reset to the ____ day of _____, 2021.

SIGNED THIS _____ day of July, 2021.

_____
ORLANDO GARCIA
CHIEF UNITED STATES DISTRICT JUDGE