

1  
2  
3  
4  
5  
6 IN THE UNITED STATES DISTRICT COURT  
7  
8 DISTRICT OF ARIZONA

9  
10 United States of America,  
11 Plaintiff,  
12 vs.  
13 Thomas Mario Costanzo,  
14 Defendant

No. CR-17-0585-01-PHX-JJT  
**ORDER**  
**(Second Request)**

15 Upon motion of the defendant and no objection from the  
16 Government and good cause appearing,

17 IT IS ORDERED granting the defendant's Motion to Continue Trial  
18 and Pretrial Deadlines for the reasons stated in defendant's motion, including that  
19 defense counsel needs additional time to prepare for trial.

20 This court specifically finds that the ends of justice served by taking  
21 this action outweigh the best interest of the public and the defendant in a speedy  
22 trial. This finding is based on the court's conclusion that the failure to grant such  
23 a continuance would unreasonably deny the defendant continuity of counsel and  
24 would deny the attorney for defendant the reasonable time necessary for effective  
25 preparation, taking into account the exercise of due diligence. 18 U.S.C. §  
26 3161(h)(7)(B)(iv).  
27  
28

1 IT IS FURTHER ORDERED continuing the trial of this case from  
2 August 1, 2017, to \_\_\_\_\_, 2017, at \_\_\_\_\_ in Phoenix,  
3 Arizona, and continuing the pretrial motions deadline until \_\_\_\_\_,  
4 2017.

5 IT IS FURTHER ORDERED that any subpoenas previously issued  
6 and served in this matter remain in effect and are answerable at the new trial date  
7 and the party who served the subpoena should advise the witnesses of the new  
8 trial date.

9 The Court finds excludable delay under 18 U.S.C. § 3161(h) \_\_\_\_\_  
10 to \_\_\_\_\_.