

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF ARKANSAS**

**UNITED STATES OF AMERICA**            )  
  )  
v.    )  
  )  
**GILBERT R. BAKER**                         )

**No. 4:19CR00031 DPM**

**MOTION TO CONTINUE**

Gilbert Baker moves the Court to enter an order continuing the trial of this matter.

1. The indictment charges Baker in Count One with conspiracy to commit bribery and the deprivation of honest services in violation of 18 U.S.C. §371; in Count Two with bribery in violation of 18 U.S.C. §666(a)(2); and, in Counts Three through Nine with the deprivation of honest services in violation of 18 U.S.C. §1343.

2. A jury trial is set to begin April 27, 2020.

3. Section 3161(h)(8)(B) of Title 18 controls the decision of whether or not to grant a continuance. The factors the court may consider include 1) whether the failure to grant a continuance would result in a miscarriage of justice; 2) whether the case presents unusual or complex circumstances that it would be unreasonable to expect adequate preparation in the time originally allotted; and, 3) in a case that is not unusual or complex, whether the failure to grant a continuance would unreasonably deny the defendant continuity of counsel or a reasonable time for effective preparation, taking into account the exercise of due diligence.

4. A continuance is necessary in this case. The discovery is voluminous and the legal issues complex. Even with due diligence, counsel needs more time to prepare.

5. The government does not object.

6. Baker asserts that a continuance best serves the ends of justice. This interest, Baker contends, outweighs his and the public's interests in a speedy trial.

WHEREFORE, the defendant, Gilbert R. Baker, requests that the court grant a continuance of the trial in this matter.

Respectfully submitted by,

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