

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

UNITED STATES OF AMERICA	§	
	§	
v.	§	CRIMINAL NO. 15-CR-00263
	§	
ASHER ABID KHAN	§	

JOINT MOTION TO CONTINUE

The United States of America, by and through the United States Attorney for the Southern District of Texas, Kenneth Magidson and Assistant United States Attorneys Carolyn Ferko and Alamdar Hamdani, hereby files this joint motion to continue on behalf of the United States and the Defendant.

1. On May 27, 2015, the United States filed an Indictment charging the Defendant a two count indictment, count one charges him with Conspiracy to provide Material Support to a Designated Foreign Terrorist Organization, specifically ISIL, and count two charges Attempting to provide Material Support to a Designated Foreign Terrorist Organization, specifically ISIL, all in violation of 18 U.S.C. § 2339B (Docket #4).
2. Jury Selection and trial are currently set for Tuesday, August 4, 2015 (Docket #17).

3. The United States and the Defendant now jointly move to continue the motions and trial deadlines in this case. Both parties agree that the volume of documents and evidence collected in the present matter is substantial. Given the number of documents, the nature of evidence, and the multiple issues involved in the discovery process, the parties jointly request additional time for the Defendant to complete his review of the discovery in this case and to complete any plea discussions with the United States.
4. The parties understand and agree that any continuances granted pursuant to this request will constitute excludable delay for purposes of all relevant time limits established by the Speedy Trial Act, and that the ends of justice is served by such continuances outweighs the best interests of the defendant and the public in a speedy trial.
5. The parties jointly and respectfully request that the Court vacate the currently set trial schedule, and respectfully request that the Court

schedule trial in this case to a date available to the Court and parties
in November 2015, but sometime after November 16, 2015.

Respectfully submitted,

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UNITED STATES ATTORNEY

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CERTIFICATE OF SERVICE

I certify that a copy of the foregoing was sent via ECF on this the 13th day of July, 2015 to counsel for the Defendant.

Respectfully submitted,

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PROPOSED ORDER

The Court GRANTS the Joint Motion to Continue.

Accordingly, IT IS HEREBY ORDERED that the matter be continued for a pretrial conference on November ____, 2015 and for Jury Selection and Trial on November ____, 2015 and that the period from July 13, 2015 through November ____, 2015, shall be excluded from the Speedy Trial Act computations in this case.

Dated: _____

LYNN N. HUGHES
UNITED STATES DISTRICT JUDGE