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Attorney for Defendant

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF IDAHO**

**THE UNITED STATES OF AMERICA,**

Plaintiff,

vs.

**JUAN DELGADO-DELGADO,**

Defendant.

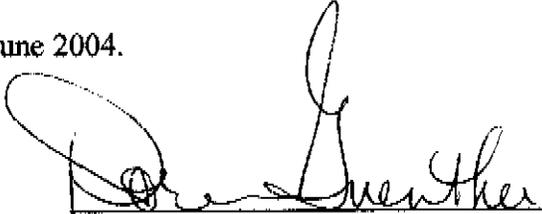
Case No: **CR 04-046-S-EJL**

**SECOND MOTION  
TO CONTINUE TRIAL**

COMES NOW Doreen Guenther, counsel of record for Defendant Juan Delgado-Delgado, and moves for a further continuance of the jury trial, presently set to commence at 1:30 p.m. on the 1<sup>st</sup> day of June 2004. The motion is made for the reason that competing time commitments and recent illness have prevented defense counsel from meeting with Defendant (which requires the aid of an interpreter), sufficiently often to assist the defendant in understanding and making appropriately well-considered decisions relative to plea negotiations in the matter. Furthermore, and for the same reasons, defense counsel does not expect to be able to be sufficiently prepared to proceed to trial on the date now set therefor.

The request for a second continuance is not opposed by Lynne Lamprecht, the Deputy United States Attorney assigned to handle the case, and any time related to the grant of such a continuance is understood to constitute excludable time pursuant to 18 U.S.C. §§ 3161(h)(8)(A), (b)(iv). Further, defense counsel asserts the ends of justice will be served by a grant of the motion and outweigh the interests of both the public and the defendant in a speedy trial.

Respectfully submitted this 25<sup>th</sup> day of June 2004.

  
Doreen Guenther  
Attorney for Defendant

#### CERTIFICATE OF SERVICE

I hereby certify that, on this <sup>th</sup> 25 day of May 2004, I served a true and correct copy of the above and foregoing document, in the manner noted below and addressed to:

Lynne Lamprecht  
Assistant U.S. Attorney  
Wells Fargo Center, Suite 201  
877 W. Main Street  
P.O. Box 32  
Boise, ID 83707

United States Marshal  
550 West Fort  
Seventh Floor  
Boise, Idaho 83702

Pre-sentence Investigation  
550 West Fort  
Fourth Floor  
Boise, ID 83702

Eduardo Silva  
Interpreter  
1111 Sweetwood Cir.  
Nampa, ID 83651

by facsimile transmission to the number(s) indicated;

by depositing the same in the United States Mail, prepaying the postage thereon; or *AUSA v. E.S.*

by having a true and correct copy personally delivered.

*PSI v. Marshall's*



Doreen Guenther  
Attorney for Defendant