

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF MISSOURI
WESTERN DIVISION**

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
v.)	Case No. 08-00297-14-CR-W-FJG
)	
GERALD D. WILLIAMS,)	
)	
Defendants.)	

**MOTION OF DEFENDANT GERALD D. WILLIAMS TO DECLARE
CASE EXTENDED AND COMPLEX WITH SUGGESTIONS IN SUPPORT**

COMES NOW Defendant Gerald D. Williams, through counsel, and moves the Court to declare this case extended, pursuant to §2.22(B)(3) of the Criminal Justice Act Guidelines, and complex pursuant to 18 U.S.C. §3006A(d)(3).

IN SUPPORT of this Motion, Defendant states as follows:

1. On October 29, 2008, a grand jury sitting in the Western District of Missouri returned a thirty-four count Indictment which charged seventeen persons with conspiring to commit mortgage fraud, in violation of 18 U.S.C. §371. Each of the seventeen persons also were charged in one or more substantive counts with interstate transportation of money obtained by fraud, in violation of 18 U.S.C. §§2314 and 2, wire fraud, in violation of 18 U.S.C. §§1343 and 2, or monetary transactions involving the proceeds of a criminal offense, in violation of 18 U.S.C. §§1957 and 2. The charges against Mr. Williams are conspiracy and interstate transportation of money obtained by fraud.
2. Mr. Williams is unable to afford counsel and, as a result, counsel has been appointed for him pursuant to the Criminal Justice Act.
3. The United States has produced more than sixty thousand pages of discovery.

4. The number of defendants, the charges and the volume of discovery make it highly likely that this case will involve significantly more attorney time than the average criminal case. Counsel expects to expend a substantial amount of time reviewing discovery materials, investigating facts and researching legal issues.

5. The Court has determined to set this case on the October 2009 docket. Counsel believes the trial setting, nearly one year following indictment, indicates the Court's understanding that the case is complex.

6. For these reasons, it is respectfully suggested that this case should be determined to be "extended" pursuant to §2.22(B)(3) of the CJA Guidelines, and that it qualifies as "complex" pursuant to 18 U.S.C. §3006A(d)(3). Counsel requests that the Court make these findings and authorize payment to appointed defense counsel in excess of the maximum compensation amounts set forth in 18 U.S.C. §3006A(d). Further, counsel requests that the submission of interim vouchers for legal services and expenses be authorized.

WHEREFORE, Defendant Gerald Williams prays that this Court declare this case extended and complex, and release counsel from the restrictions of the ordinary CJA compensation, as well as allow counsel to submit requests for interim payment for legal services and expenses.

Respectfully submitted,

SPENCER FANE BRITT & BROWNE LLP

s/ Mark A. Thornhill

Mark A. Thornhill MO 26326
1000 Walnut Street, Suite 1400
Kansas City, Missouri 64106
Telephone: (816) 474-8100
Facsimile: (816) 474-3216
E-mail: mthornhill@spencerfane.com
ATTORNEYS FOR DEFENDANT
GERALD D. WILLIAMS

CERTIFICATE OF SERVICE

I hereby certify the foregoing was filed electronically with the United States District Court for the Western District of Missouri with notice of case activity generated and sent electronically on this 7th day of January, 2009, to:

Linda Parker Marshall
United States Attorney's Office
400 E. 9th Street
Kansas City, MO 64106
Telephone: (816) 426-3122
Facsimile: (816) 426-3126

And all counsel of record.

s/ Mark A. Thornhill
Attorney for Defendant Gerald D. Williams

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