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

UNITED STATES OF AMERICA,  Plaintiff,	)	
	)	
	)	
	)	
V.	)	Criminal Action: 09-00296-01/06-CR-W-FJG
JOHN B. ANGELL, et al.	)	

## MOTION TO DECLARE CASE COMPLEX

COMES NOW the defendant, John B. Angell, by and through his undersigned counsel, and moves, pursuant to 18 U.S.C. § 3006A(d), for an Order declaring this case complex. In support hereof, defendant states:

- 1. Defendant is charged with five codefendants with conspiracy to distribute methamphetamine in an amount of 500 grams or more, cocaine, and marijuana, a Class A felony; and defendant is charged alone with retaliation against a witness.
- 2. This case involves over 7,000 pages of discovery already provided by the government, and the government anticipates calling approximately 100 witnesses at trial. Review of the written materials provided as discovery will require extensive time, and preparation for possible trial with the necessity of reviewing and investigating potential witnesses cannot help but be time-consuming. Trial of this matter is anticipated to last more than one week.
- 3. In light of the foregoing, this case will require substantial time by defense counsel, far beyond that involved in the average case. Accordingly, the case is "extended" pursuant to § 2.22(B)(3) of the CJA Guidelines, qualifies as "complex" pursuant to 18 U.S.C. 3006A(d)(3). Counsel therefore requests that the Court make these findings and authorize payment to all defense counsel in excess of the normal cap specified in 18 U.S.C. 3006A, as well as submission

of interim vouchers.

WHEREFORE, the undersigned moves for an Order of the Court declaring this case complex and/or extended pursuant to 18 U.S.C. 3006A(d)(3), releasing counsel from the restrictions of the ordinary maximum CJA compensation, and allowing counsel to submit interim vouchers.

Respectfully submitted,

/s/ James E. Brown

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ATTORNEY FOR DEFENDANT John B. Angell

## **CERTIFICATE OF SERVICE**

In accordance with Rule 49(a), (b) and (d), Fed. R. Crim. P., and Rule 5(b), Fed. R. Civ. P., it is hereby CERTIFIED that the foregoing was sent electronically ECF/PACER to counsel of record.

/s/ James E. Brown
James E. Brown