

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

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
v.)	Case No. 09-00296-CR-W-FJG
)	
)	
JOHN B. ANGELL, et al.,)	
)	
Defendants.)	

APPLICATION FOR CONTINUANCE

COMES NOW, Hugh F. O'Donnell, attorney of record for the Defendant, James M. Cox, and hereby moves the Court for a continuance in this matter. In support thereof, Applicant states:

1. This matter is currently set on the trial docket for December 12, 2009.
2. Applicant has only recently been appointed to represent the Defendant in this matter and made a first court appearance less than one week ago.
3. Applicant has not yet had an opportunity to review any of the discovery in this matter. Based on the current status of Applicant's involvement of this case, and his other legal practice, Applicant does not have sufficient time to prepare for trial in this matter by the current trial date.
4. The facts stated herein are true and accurate to the Applicant's belief and are not made with the intent to hinder or delay this matter.

WHEREFORE, Applicant moves the Court to continue this matter from its current trial setting to a February trial docket.

/s/ Hugh F. O'Donnell

HUGH F. O'DONNELL, III #24610

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ATTORNEY FOR DEFENDANT

JAMES M. COX

CERTIFICATE OF SERVICE

I hereby certify that on October 15, 2009, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which sent notification of such filing to the following: Daniel M. Nelson, Asst. US Attorney, Jeff Valenti, Asst. US Attorney, James E. Brown, F.A. White, Jr., Ronald Partee, and Charlie Rogers.

/s/ Hugh F. O'Donnell

Hugh F. O'Donnell