

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

UNITED STATES OF AMERICA,)

)

Plaintiff,)

)

v.)

Case No. 09-00121-03-CR-W-DGK

)

BRUCE ALLEN BISH,)

)

Defendant.)

MOTION FOR CONTINUANCE

COMES NOW the Defendant, by counsel, and moves the Court for its Order continuing this matter from its present trial setting of June 2, 2009. In support thereof, Defendant states that:

1. Defendant made his first appearance in this multi-count, multi-defendant matter on April 14, 2009.
2. The Government has not yet provided discovery.
3. Even if discovery were promptly provided, it would be unrealistic to expect Defendant to be in a position to fairly contest these charges at a trial in June, 2009. Given the expected volume of discovery, a setting in the fall of 2009 would be more realistic and consistent with Sixth Amendment requirements.

4. With respect to the specific setting on June 2, counsel and his family have planned a trip outside of the United States on that date for which the expenses are pre-paid and non-refundable.

5. Defendant respectfully suggests that the ends of justice served by removing this criminal action from the jury trial docket which will commence June 2, 2009, and granting a continuance until late fall of 2009 outweigh the interests of the public and the Defendant in a speedy trial.

WHEREFORE, Defendant moves the Court for its Order continuing the trial in this matter until the November trial docket to permit counsel to adequately prepare for trial.

/s/ Phillip R. Gibson
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CERTIFICATE OF SERVICE

I hereby certify that on April 22, 2009, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which sent notification of such filing to all counsel of record.

//s// Phillip R. Gibson
Counsel for Defendant