

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

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
 v.) Case No. 08-00026-04-CR-W-FJG
)
CHRISTOPHER L. ELDER,)
)
)
 Defendant.)

**MOTION FOR AN
EXTENSION OF TIME IN WHICH TO FILE GOVERNMENT’S
RESPONSE TO DEFENDANT ELDERS’ MOTION TO SUPPRESS
ALL EVIDENCE SEIZED FROM THE SOUTH TEXAS WELLNESS CENTER**

The plaintiff, the United States of America, appears by John F. Wood, United States Attorney, and Rudolph R. Rhodes, IV, Assistant United States Attorney, both for the Western District of Missouri, and requests a 21-day extension of time in which to file the government’s response to defendant Elder’s motion to suppress all evidence seized from the South Texas Wellness Center. The government offers the following suggestions in support of this request:

1. Defendant Christopher L. Elder filed a Motion to Suppress All Evidence from the South Texas Wellness Center on August 22, 2008;
2. The government's response to defendant Elder’s motion is due to be filed with this Court on September 5, 2008. The government is requesting a 21-day extension until September 26, 2008, in which to file its response;
5. No previous extensions have been requested and/or granted;
6. The undersigned counsel for the government needs an extension of time in which to prepare the response because the undersigned counsel had to file a written response in the appeals case of *Eddie Bell v. United States*, No. 08-2547; and because the

undersigned counsel had to file an appellate brief in *United States v. Tommy Ray Rollins, Jr.*, No. 08-2076; and

7. Accordingly, the government is requesting a 21-day extension of time in which to respond to defendant Elder's motion to suppress evidence.

WHEREFORE, for these reasons, the government respectfully requests a 21-day extension of time up to and including September 26, 2008, in which to file the government's response to defendant Elder's motion to suppress evidence.

Respectfully submitted,

John F. Wood
United States Attorney

By: */s/ Rudolph R. Rhodes, IV*

Rudolph R. Rhodes, IV
Assistant United States Attorney
Charles Evans Whittaker Courthouse
400 East 9th Street, Suite 5510
Kansas City, Missouri 64106
Telephone: (816) 426-4278

RRR:jf

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing was delivered on September 8, 2008, to the CM-ECF system of the United States District Court for the Western District of Missouri for electronic delivery to all counsel of record.

John Osgood
Commercial Federal Bank
740 N.W. Blue Parkway
Suite 305
Lee's Summit, MO 64086

/s/ Rudolph R. Rhodes, IV

Rudolph R. Rhodes, IV
Assistant United States Attorney