

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

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
v.) Case No. 08-00026-03/05-CR-W-FJG
)
TROY R. SOLOMON,)
)
and)
)
DELMON L. JOHNSON)
)
Defendants.)

**MOTION FOR LEAVE TO FILE OUT OF TIME
AND AN EXTENSION OF TIME IN WHICH TO FILE
GOVERNMENT'S RESPONSES TO DEFENDANTS SOLOMON'S
AND JOHNSON'S MOTIONS TO TRANSFER VENUE AND SEVER**

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 leave to file out of time and a 14-day extension of time in which to file the government's responses to defendants Troy Solomon's and Delmon Johnson's motion to transfer venue and sever. The government offers the following suggestions in support of this request:

1. Defendant Troy R. Solomon filed a Motion to Transfer Venue and Sever on April 2, 2008;
2. Defendant Delmon L. Johnson filed a Motion to Transfer Venue and Sever on April 2, 2008;

3. The government's responses to defendants Elders motions were due to be filed with this Court on April 14, 2008. The government is requesting leave to file out of time and a 14-day extension until April 28, 2008, in which to file its responses;

4. No previous extensions have been requested and/or granted;

5. The undersigned counsel for the government needs an extension of time in which to prepare the responses because the undersigned counsel has to file responses to co-defendant Christopher Elders' motion for severance and his motion to strike surplusage in the indictment; and to properly respond to the motions filed by defendants Solomon and Johnson, the government requires additional time to conduct sufficient research and prepare an adequate response in these matters.

WHEREFORE, the government respectfully requests that this Honorable Court enter its Order permitting the government an additional fourteen (14) days in which to file the government's responses.

Respectfully submitted,

John F. Wood
United States Attorney

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

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing was delivered on April 15, 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.

Anthony L. Bannwart
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/s/ Rudolph R. Rhodes, IV

Rudolph R. Rhodes, IV
Assistant United States Attorney