

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

UNITED STATES OF AMERICA,	)	
Plaintiff,	)	
	)	
v.	)	Case No. 08-00297-12-CR-W-FJG
	)	
ENRICO J. McCLAIN,	)	
Defendant.	)	

**MOTION TO FOR ORDER DECLARING CASE EXTENDED AND  
COMPLEX AND FOR APPROVAL OF INTERIM PAYMENTS**

COMES NOW, Lance D. Sandage, appointed counsel for defendant Todd Barkau and moves this court for an Order declaring this case complex and for approval of interim payments pursuant to the Criminal Justice Act (18 U.S.C. Sec. 3006A(d)(3)). Undersigned counsel states the following in support.

**SUGGESTIONS IN SUPPORT**

1. On March 19, 2009 this court took up the motions filed by Defendant Jerome S. Howard and Defendant Gerald D. Williams requesting the court to declare this case extended and complex pursuant to 18 U.S.C. Sec. 3006(A)(d)(3). The Court granted the defendants request in an Order dated March 19, 2009 (doc #138).

2. All of the factors set out in the motions filed by Defendant Howard and Defendant Williams related to complexity of this case also exist for Defendant Enrico McClain. McClain would request that those factors be incorporated into this request and thus not be required to be set forth in this motion.

3. Undersigned counsel was appointed in this matter pursuant to the Criminal Justice Act on November 20, 2008.

4. McClain would request the same relief be granted to him that was granted to the previous defendants in the court's Order dated March 19, 2009 (doc #138).

WHEREFORE, undersigned counsel moves the court for an Order declaring this case complex and extended pursuant to 18 U.S.C. Sec. 3006(A)(d)(3) so the compensation to undersigned can exceed the maximum amount provided by the Criminal Justice Act, for the approval of interim payments and for whatever other relief the court deems just and proper.

Respectfully submitted,

**THE SANDAGE LAW FIRM, P.C.**

/s/ Lance D. Sandage  
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**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 one copy of the foregoing motion was electronically sent to AUSA Linda Marshall and to all defense counsel of record, this 26<sup>th</sup> day of March, 2009.

/s/ Lance D. Sandage  
Lance D. Sandage