

IN THE DISTRICT COURT OF THE UNITED STATES  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION  
5:03CR53

FILED  
STATESVILLE, N.C.  
2004 MAR 11 AM 10:55  
U.S. DISTRICT COURT  
W. DIST. OF N.C.

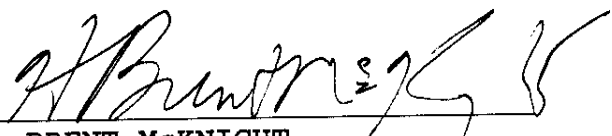
UNITED STATES OF AMERICA )  
 )  
 v. ) ORDER  
 )  
 BRIAN A. SALCEDO (1) )  
 ADAM W. BOTBYL (2) )  
 \_\_\_\_\_ )

**THIS MATTER** is before the Court upon Defendant Brian A. Salcedo's motion for a continuance of the trial of this case from the March 15, 2004, term of court.

Upon a showing that counsel needs additional time to file pre-trial motions, and taking into account the exercise of due diligence, the Court will allow the continuance. 18 U.S.C. § 3161(h) (8) (B) (iv). The Court further finds that the ends of justice served by the granting of the continuance outweigh the best interest of the public and the Defendants to a speedy trial. 18 U.S.C. § 3161(h) (8) (A).

**IT IS THEREFORE ORDERED** that the Defendant's motion be **granted** as to above named defendants, and that the trial of the case be rescheduled to the **July 19, 2004**, term of court.

This 9<sup>th</sup> day of March, 2004.

  
\_\_\_\_\_  
H. BRENT MCKNIGHT  
UNITED STATES DISTRICT JUDGE

United States District Court  
for the  
Western District of North Carolina  
March 11, 2004

\* \* MAILING CERTIFICATE OF CLERK \* \*

Re: 5:03-cr-00053

True and correct copies of the attached were mailed by the clerk to the following:

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- cc: Judge ( )
- Magistrate Judge ( )
- U.S. Marshal ( )
- Probation ( )
- U.S. Attorney ( )
- Atty. for Deft. ( )
- Defendant ( )
- Warden ( )
- Bureau of Prisons ( )
- Court Reporter ( )
- Courtroom Deputy ( )
- Orig-Security ( )
- Bankruptcy Clerk's Ofc. ( )
- Other \_\_\_\_\_ ( )

Date: 3/11/04

Frank G. Johns, Clerk

By: T. Evans  
Deputy Clerk