

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

UNITED STATES OF AMERICA

v.

(1) MARK DAVID RADLEY
(2) JAMES WARREN SUMMERS
(3) CODE DEAN CLABORN
(4) CARRIE KIENENBERGER

§
§
§
§
§
§
§

CRIMINAL ACTION H-08-411

Order

Pursuant to the Speedy Trial Act, 18 U.S.C. §3161(h)(8)(A), the Court finds that the ends of justice which will be served by allowing the Defendants additional time in which to prepare this case outweigh the best interest of the public and the Defendants in a speedy trial. The Court's basis for said finding is that the failure to grant a continuance in this case would deny counsel for the Defendants the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. *See* 18 U.S.C. §3161(h)(8)(B)(iv).

Accordingly, it is ordered that defendants' oral motion for continuance is GRANTED, and the time between June 27, 2008 and September 25, 2008 is excluded from consideration under the Speedy Trial Act, 18 U.S.C. §3161(h). It is further ORDERED that a status conference will be held on Thursday, September 25, 2008 at 10:00 a.m.

Signed at Houston, Texas on June 27, 2008.



Gray H. Miller
United States District Judge

TO ENSURE PROPER NOTICE, EACH PARTY RECEIVING THIS ORDER SHALL
FORWARD IT TO EVERY OTHER PARTY AND AFFECTED NONPARTY