

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK



UNITED STATES OF AMERICA,

v.

22-CR-35-JLS-HKS

LUKE MARSHALL WENKE,

Defendant.

SPEEDY TRIAL ORDER

(March 21, 2022 through May 2, 2022)

On March 21, 2022, the parties appeared before the Court for a status conference. Assistant United States Attorneys David J. Rudroff and Charles M. Kruly appeared on behalf of the government; the defendant appeared personally and by attorney Alexander Anzalone.

At that time, the parties requested that the Court schedule a date for trial to begin, and the government requested that the Court further grant a continuance of proceedings in this action in order to afford defense counsel and the government an opportunity effectively to prepare for the case by affording an opportunity further to familiarize themselves with the facts and law as they pertain to this case, and to afford the defendant and the government continuity of counsel.

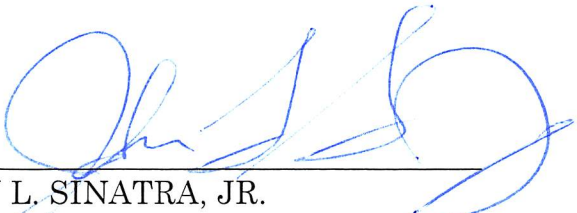
On the basis of the representations of the parties, the Court scheduled a trial in this action for May 2, 2022. Over the defendant's objection, the Court further excluded the time in this action from and including March 21, 2022, to and including May 2, 2022, as being in the interest of justice and not contrary to the interests of the public and the defendant in a speedy trial pursuant to Title 18, United States Code, Sections 3161(h)(7)(A) and 3161(h)(7)(B)(iv).

Specifically, and for the reasons set forth above, the Court determines that the public's interest in conserving resources by maintaining continuity of counsel outweighs the public's interest in a speedy trial. Furthermore, the defendant's interest in securing the effective assistance of counsel/continuity of counsel outweighs the interest of the defendant in a speedy trial.

NOW, it is hereby

ORDERED that the time in this action from and including March 21, 2022, to and including May 2, 2022, is properly excluded from the time within which trial must commence, in accordance with the Speedy Trial Act, pursuant to Title 18, United States Code, Sections 3161(h)(7)(A) and 3161(h)(7)(B)(iv).

DATED: March 23, 2022
Buffalo, New York



JOHN L. SINATRA, JR.
UNITED STATES DISTRICT JUDGE