

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

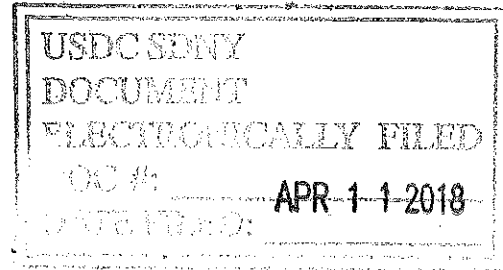
ORIGINAL

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UNITED STATES OF AMERICA :
:
- v. - :
:
MUNISH SOOD, :
:
Defendant. :
:
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Affirmation in Support
of Application for
Order of Continuance

17 Mag. 7119
17 Mag. 7120

State of New York)
County of New York : ss.:
Southern District of New York)



Aline R. Flodr, pursuant to Title 28, United States Code,
Section 1746, hereby declares under penalty of perjury:

1. I am an Assistant United States Attorney in the Office of
Geoffrey S. Berman, United States Attorney for the Southern
District of New York. I submit this affirmation in support of an
application for an order of continuance of the time within which
an indictment or information would otherwise have to be filed,
pursuant to 18 U.S.C. § 3161(h)(7)(A). This is the seventh order
of continuance that has been sought.

2. The defendant was charged with violations of 18 U.S.C. §§
371, 666, 1343, 1346, 1349, and 2, as set forth in the complaint
United States v. Lamont Evans et al., 17 Mag 7119, dated September
25, 2017, and was charged with violations of 18 U.S.C. §§ 1343,
1349, 1956, and 2, in the complaint *United States v. James Gatto
et al.*, 17 Mag. 7120, dated September 25, 2017. On September 26,

2017, the defendant was arrested on the charges contained in the complaints and on September 26, 2017 was presented before Magistrate Judge James L. Cott. The defendant was released subject to conditions of the bail terms set by Magistrate Judge Cott. The defendant is represented by Richard J. Zack, Esq., and Michael A. Schwartz, Esq.

3. At the initial presentment, a preliminary hearing was set for October 26, 2017 as to the defendant. On October 26, 2017, Magistrate Ronald L. Ellis entered an Order of Continuance, pursuant to 18 U.S.C. § 3161(h)(7)(A), extending the time within which an indictment or information would otherwise have had to be filed in this case until November 9, 2017. On November 9, 2017, Magistrate Henry B. Pitman entered an Order of Continuance, pursuant to 18 U.S.C. § 3161(h)(7)(A), extending the time within which an indictment or information would otherwise have had to be filed in this case until December 11, 2017. On December 11, 2017, Magistrate Judge Katharine H. Parker entered an Order of Continuance, pursuant to 18 U.S.C. § 3161(h)(7)(A), extending the time within which an indictment or information would otherwise have had to be filed in this case until January 10, 2018. On January 10, 2018, Magistrate Judge Barbara C. Moses entered an Order of Continuance, pursuant to 18 U.S.C. § 3161(h)(7)(A), extending the time within which an indictment or information would otherwise have had to be filed in this case until February 9, 2018.

On February 9, 2018, Magistrate Judge Stewart D. Aaron entered an Order of Continuance, pursuant to 18 U.S.C. § 3161(h)(7)(A), extending the time within which an indictment or information would otherwise have had to be filed in this case until March 12, 2018. On March 12, 2018, Magistrate Judge Sarah Netburn entered an Order of Continuance, pursuant to 18 U.S.C. § 3161(h)(7)(A), extending the time within which an indictment or information would otherwise have had to be filed in this case until April 11, 2018.

4. Richard J. Zack, Esq., and Michael A. Schwartz, Esq., and Assistant United States Attorneys Noah Solowiejczyk, Robert Boone, Edward B. Diskant, Eli Mark and I have had discussions regarding a possible disposition of these cases. The negotiations have not been completed and we plan to continue our discussions, but do not anticipate a resolution before the deadline under Rule 5.1 expires on April 11, 2018.

5. Therefore, the Government is requesting a 30-day continuance until May 11, 2018, to continue the foregoing discussions and reach a disposition of these matters. Defense counsel consents to this request.

6. For the reasons stated above, the ends of justice served by the granting of the requested continuance outweigh the best interests of the public and defendant in a speedy trial.

Dated: New York, New York
April 6, 2018



Aline R. Flodr
Assistant United States Attorney
Southern District of New York
212-637-1110