

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

UNITED STATES OF AMERICA

§

§

v.

§

CASE NO. 4:17cr116

§

STEPHEN E. STOCKMAN

§

**DEFENDANT STOCKMAN'S UNOPPOSED MOTION FOR
CONTINUANCE**

Comes now, Defendant STEPHEN E. STOCKMAN, through undersigned counsel, and files this Motion for Continuance and in support thereof would show the Court the following:

1. Defendant Stockman is charged in 23 counts of a 28 count superseding indictment with mail and wire fraud, conspiracy to make conduit contributions and false statements, false statements, making excessive campaign contributions, money laundering and filing a false tax return.
2. Undersigned counsel was appointed to represent Defendant Stockman on April 6, 2017.
3. On or about April 10, 2017, undersigned counsel was provided with a thumb drive of the government's discovery. This thumb drive contains 142,378 pages of documents.
4. Although it's not clear from the indictment or criminal complaint when the government's investigation commenced, it appears it may have been conducted over the past 3 ½ years.

5. A review of the indictment, as well as a cursory review of the discovery, makes it clear that a forensic accountant may be required by the defense to properly analyze the government's allegations.

6. In addition, the assistance of a paralegal will be required to pore over the 142,378 pages of discovery (unless the CJA wants to pay attorney rates for work normally delegated to a paralegal). At 30 seconds a page, this review would take 1,186 hours.

7. A budget will have to be prepared and approved for this complex case involving attorney time, paralegal time, forensic accounting time and private investigator time.

8. There is a form discovery order in place that sets a jury trial date of June 5, 2017.

9. In the last case undersigned counsel handled involving a multitude of documents, complex accounting and a CJA budget (a co-defendant of Allen Stanford), the time frame from initial appearance until jury trial was more than 3 years.

10. Although a period of 3 years will not be necessary in this case, it is respectfully submitted that the trial of this case should be continued until at least January, 2018.

11. Undersigned counsel initially requested a continuance until April, 2018 in a draft motion sent for the government's position. However, after consultation with Government counsel on April 19, 2017, it was agreed between the Government and

Defendant that a date in January, 2018 would be requested, with a status conference set in advance of that date to determine if additional time for the defense to adequately prepare for trial is required.

12. This motion is filed for good cause and not for purposes of delay. The ends of justice served by such a continuance outweigh the best interest of the public and the Defendant in a speedy trial.

WHEREFORE, Defendant Stockman prays that this case be continued as requested above.

Respectfully submitted,

/s/ Richard Kuniansky
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440 Louisiana, Suite 1440
Houston, Texas 77002
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ATTORNEY FOR DEFENDANT
STEPHEN E. STOCKMAN

CERTIFICATE OF SERVICE

IT IS HEREBY CERTIFIED that service of the foregoing MOTION FOR CONTINUANCE, has been made by electronic means or U.S. mail this 20th day of April, 2017, to all attorneys of record, including the following:

Ms. Melissa Annis
Assistant United States Attorney
1000 Louisiana, Suite 2300
Houston, Texas 77002

Mr. Robert J. Heberle
Mr. Ryan Jeffrey Ellersick
U.S. Dept. Of Justice - Public Integrity Section
1400 New York Ave NW, Suite 1200
Washington, DC 20005

/s/ Richard Kuniansky
Richard Kuniansky