

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH DAKOTA
WESTERN DIVISION

UNITED STATES OF AMERICA,
Plaintiff,

vs.

VINE RICHARD MARSHALL, a.k.a.
RICHARD VINE MARSHALL, a.k.a.
DICK MARSHALL,
Defendant.

Case No. CR 08-50079

MOTION FOR CONTINUANCE
AND
EXTENSION OF ALL DEADLINES

NOW COMES Defendant Richard Marshall, by and through his attorney, Dana L. Hanna, and hereby moves the Court to enter an order granting a continuance of the trial and an extension of deadlines in this case. As grounds for this motion, Dana L. Hanna, an attorney licensed to practice law before this Court, hereby affirms:

1. I am the attorney for Defendant Richard Marshall, and I make these affirmations on the basis of personal knowledge, in support of the Defendant's motion for continuance.
2. The Court has ordered a trial and case progression schedule in this case. First motions are due tomorrow, September 9th, 2008 and the trial is presently scheduled for October 28, 2008.
3. In this case, Defendant Richard Marshall is accused of aiding and abetting a murder that took place 33 years ago. I have been informed by the prosecutor in this case, Mr. Robert Mandel, that there are some six thousand pages of documents in potential discovery materials. I have received less than fifty pages in discovery materials.
4. There is a great deal of investigation to do and I can not accomplish the goal of

providing effective representation to Mr. Marshall in accordance with the schedule now in effect. I require an extension of all deadlines and a continuance of the trial for at least four months beyond those dates which are presently scheduled.

5. I have conferred with my client on this matter. He agrees and consents with my request for a continuance and an extension of deadlines and he has signed a document attesting to that fact, which will be manually filed and served today.

WHEREFORE Defendant Richard Marshall respectfully requests the Court to continue his trial and to extend all deadlines in this case for at least four months beyond the current trial date and extension deadlines.

Dated this 8th day of September, 2008.

VINE RICHARD MARSHALL, Defendant

BY: /s/ Dana L. Hanna
Dana L. Hanna
Attorney for Defendant Marshall
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Rapid City, SD 57709
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CERTIFICATE OF SERVICE

I hereby certify that I a true and correct copy of the foregoing Motion for Continuance and Extension of All Deadlines was electronically served upon the other parties in this case via the electronic mail addresses listed below:

Marty Jackley, United States Attorney
kim.nelson@usdoj.gov

Robert Mandel, Assistant United States Attorney
Robert.Mandel@usdoj.gov

Dated this 8th day of September, 2008.

/s/ Dana L. Hanna _____

Dana L. Hanna