FILED
DEC 03 2009
CLERK

UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH DAKOTA
WESTERN DIVISION

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UNITED STATES OF AMERICA, Plaintiff, vs. JOHN GRAHAM, a/k/a/ John Boy Patton, VINE RICHARD MARSHALL, a/k/a Richard Vine Marshall, a/k/a Dick Marshall, Defendant.	*	CR 08-50079 ORDER

****

Pending before the Court is Defendant Marshall's Application to Extend Motions Deadline. (Doc. 492). The Government has responded to the Application. (Doc. 522.) In doc. 444, Defendant Marshall explained why he has filed motions after the motions deadline. The Court finds that the motions were filed in good faith, good cause was shown, and the government will suffer no prejudice if the Court considers the motions. Accordingly,

IT IS ORDERED:

1. That Defendant Marshall's Application to Extend Motions Deadline, doc. 492, is granted.

2. That Defendant Marshall's Motion to Suppress Statements, doc. 402, is hereby referred to United States Magistrate Judge Veronica L. Duffy pursuant to 28 U.S.C. § 636(b)(1) and the Court's Standing Order dated June 11, 2007.

3. That the Court will continue to consider motions filed by a party if the party shows good cause as to why the motion was filed after the deadline. The showing of good cause must be included with the motion.

Dated this 3rd day of December, 2009.

BY THE COURT:

Lawrence L. Piersol
United States District Judge

ATTEST:
JOSEPH HAAS, CLERK

BY: _____
DEPUTY