

1 BRUCE LOCKE, Bar #177807
MOSS & LOCKE
2 555 University Avenue #170
Sacramento, CA 95825
3 Telephone: (916) 569-0663
blocke@mosslocke.com

4 JOHN BALAZS, Bar #157287
5 Attorney At Law
916 2nd Street, 2nd Floor
6 Sacramento, California 95814
Telephone: (916) 447-9299
7 john@balazslaw.com

8 Attorneys for Defendant
AMR MOHSEN
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10
11 IN THE UNITED STATES DISTRICT COURT
12 FOR THE NORTHERN DISTRICT OF CALIFORNIA
13 SAN FRANCISCO DIVISION

14 UNITED STATES OF AMERICA,
15 Plaintiff,

16 v.

17 AMR MOHSEN and ALY MOHSEN,
18 Defendants.
19

No. CR 03-95-WBS

DEFENDANT AMR MOHSEN'S
MOTION FOR EXTENSION OF TIME
TO FILE MOTIONS FOR JUDGMENT
OF ACQUITTAL AND NEW TRIAL
AND ~~(PROPOSED)~~ ORDER
JUDGE: William B. Shubb
TIME : 8:30 A.M.
DATE : MARCH 6, 2006

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21 Defendant Amr Mohsen, through his attorneys, Bruce Locke and John Balazs,
22 hereby moves for an extension of the time to file Motions for Judgement of Acquittal and
23 Motions for a New Trial as provided in Rules 29 and 33 of the Federal Rules of Criminal
24 Procedure.

25 In support of this motion, the defense would show the Court that although Rule 29
26 provides that a defendant may move for a judgment of acquittal "within 7 days after a
27 guilty verdict or after the court discharges the jury, whichever is later, or within any other
28 time the court sets within the 7-day period", Rule 33 provides that the motion for new

1 trial that is filed on grounds other than newly discovered evidence “must be filed within 7
2 days after the verdict or finding of guilty, or within such further time as the courts sets
3 within the 7-day period.” Thus Rule 33 does not provide for an automatic extension of the
4 time to file a motion for new trial until 7 days after the jury is discharged.

5 For that reason, the defense respectfully requests that the Court enter the following
6 proposed order granting the defense until 30 days after the jury is discharged to file
7 Motions for New Trial pursuant to Rule 33 and/or Motions for Judgment of Acquittal
8 pursuant to Rule 29.

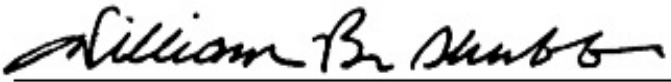
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10 Respectfully Submitted,

11 /S/ Bruce Locke
12 BRUCE LOCKE
13 JOHN BALAZS
14 Attorneys for Amr Mohsen

15 ORDER

16 FOR THE REASONS STATED ABOVE, IT IS HEREBY ORDERED THAT THE
17 DEFENSE WILL HAVE 30 DAYS FROM THE DAY THAT THE JURY IS
18 DISCHARGED IN THIS CASE TO FILE ANY RULE 29 MOTIONS FOR JUDGMENT
19 OF ACQUITTAL OR RULE 33 MOTIONS FOR A NEW TRIAL.

20 DATED: March 2, 2006

21 
22 WILLIAM B. SHUBB
23 UNITED STATES DISTRICT JUDGE
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