

Procedures For Motions To Extend Time to File An Indictment or Information

Parties seeking to extend the time to file an indictment or information must meet the requirements of the Speedy Trial Act. See 18 U.S.C. § 3161. The Court will deny motions to extend time unless the parties set forth specific facts that establish an extension is appropriate. Where a defendant seeks to extend the time to file an indictment or information, the defendant normally should also file a signed waiver of his or her right to be charged in a timely manner and right to a speedy trial.

The Court strongly discourages motions that only contain “boiler-plate” reasons. Thus, reasons such as “the agreement of the parties,” “the defendant has filed a speedy trial waiver,” or “the parties need time to negotiate” are, without more, insufficient grounds to grant an extension.