

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
EASTERN DIVISION**

**UNITED STATES OF AMERICA,**

**Plaintiff,**

**Case No. CR2-08-242 (1-2)  
JUDGE GREGORY L. FROST**

**v.**

**RONALD L. ZULLIG  
JEAN A. ZULLIG,**

**Defendants**

**ORDER**

This matter comes before the Court for consideration of Defendants' Oral Motion To Continue the Jury Trial currently scheduled for February 23, 2009. In that motion, Defendants seek a continuance to allow additional time to prepare for trial. The Court finds the motion well taken and concludes that the ends of justice served by granting the requested continuance outweigh the best interest of the public and the defendants in a speedy trial. 18 U.S.C. § 3161(h)(8)(A).

In support of this conclusion, the Court sets forth the following findings:

- (1) The Court is available to try this case on February 23, 2009, beginning at 9:00 a.m..
- (2) Counsel for Defendants seek a continuance to allow additional time to prepare for trial.
- (3) The failure to grant the requested continuance would likely result in a miscarriage of justice in this cause. 18 U.S.C. § 3161(h)(8)(B)(i).
- (4) The failure to grant the requested continuance would deny counsel for Defendants the reasonable time necessary for effective preparations, taking into account the exercise of due

diligence. 18 U.S.C. § 3161(h) (8)(B)(iv).

(5) A continuance of the February 23, 2009 Jury Trial would not impair the Defendants' interest in a speedy trial because each defendant signed a written waiver of their speedy trial rights (Docs. # 18 & 19) on January 9, 2009.

(6) The delay occasioned by the continuance is properly excluded from the time limits of the Speedy Trial Act.

Given the enumerated findings, the Court **GRANTS** Defendants' Joint, Oral Motion for a Continuance. The Court hereby establishes the following trial schedule:

Discovery shall be completed by March 16, 2009.  
Pretrial Motions (except motions in limine) filed by March 23, 2009.  
Memoranda in opposition filed by March 30, 2009.  
Final Pretrial Conference is scheduled for April 2, 2009 at 12:00 p.m.  
Jury Trial is scheduled for April 13, 2009 at 9:00 a.m.

**IT IS SO ORDERED.**

/s/ Gregory L. Frost  
Gregory L. Frost  
United States District Judge