

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN

UNITED STATES OF AMERICA,

Plaintiff,

V

Case No.: 10-20458
Hon.: Nancy G. Edmunds

NITHAL AOUN, D-1, MOHAMAD
AOUN, D-2, WISSAM AOUN, D-3,
HASSAN AOUN, D-4, GHASSAN
AOUN, D-5, JOHN TAYLOR, D-6,
ALI HASSOUN, D-7, CARLOS EVANS,
D-8

Defendants.

NOTICE OF HEARING

TO: Cynthia Oberg
Assistant U.S. Attorney
211 W. Fort St., Ste. 2001
Detroit, MI 48226

PLEASE TAKE NOTICE that the Defendant's attached Motion shall be heard on a date and time set by the Case Manager for Judge Nancy G. Edmunds.

Respectfully submitted,

By: /s/ Sidney Kraizman
Sidney Kraizman P16199)
Attorney for Defendant
615 Griswold, 1616 Ford Building
Detroit, Michigan 48226
(313) 961-7078
sidkraizman@sbcglobal.net

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Defendants.

MOTION TO EXTEND THE MOTION CUTOFF DATE AND TO ADJOURN THE TRIAL
COMBINED WITH BRIEF

Now comes the Defendant Carlos Evans, by and through his attorney Sidney Kraizman, and moves to extend the motion cutoff date by 60 days from April 15, 2011 to a new date of June 14, 2011 and to adjourn the August 2, 2011 trial date to a new date to be set by the court for the following reasons:

1. The Defendant Carlos Evans is charged in the Indictment with Conspiracy to Commit Federal Crimes (Count 1) and Trafficking in Counterfeit Goods, Aiding and Abetting (Count 23).

2. The discovery in this case consists of 28 discs containing voluminous documents and recorded conversations; additionally, there are complex legal issues in this case, for example, involving search warrants for stores and seizures of alleged counterfeit goods and Title III wire taps that resulted in the interception of scores of telephone conversations.

3. Present counsel, Sidney Kraizman, needs a 60 day extension of the motion cutoff date to June 14, 2011 to complete his review of these documents and recorded conversations and research the legal issues involved in this case.

4. Assistant United States Attorney Cynthia Oberg has agreed to this 60 extension of the motion cutoff date and all defense counsel of record have agreed to it as well.

5. As a practical matter, the 60 day extension of the motion cut-off date will necessitate an adjournment of the August 2, 2011 trial date. Assistant United States Attorney Cynthia Oberg has agreed to that, and it is probable that all defense counsel of record will agree as well.

6. This requested extension of the motion cutoff date and adjournment of the trial date are necessary to provide the Defendant Carlos Evans with his right to effective assistance of counsel and to the Due Process of Law under the Constitution of the United States Constitution.

Wherefore, the Defendant Carlos Evans, by his attorney Sidney Kraizman, respectfully requests that this honorable court extend the motion cutoff date for 60 days to June 14, 2011 and adjourn the August 2, 2011 trial date to a date to be set by the court.

Respectfully submitted,
/s/ Sidney Kraizman
Sidney Kraizman (P16199)
Attorney for Defendant
615 Griswold, 1616 Ford Building
Detroit, Michigan 48226
(313) 961-7078
sidkraizman@sbcglobal.net

Dated: April 15, 2011

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Defendants.

CERTIFICATE OF SERVICE

I hereby certify that on April 15, 2011, I electronically filed the foregoing papers with the Clerk of the Court using the ECF system, which will send notification of such filing to all defense counsel of record and to the following:

AUSA Cynthia Oberg
Assistant U.S. Attorney
211 W. Fort St., Ste. 2100
Detroit, Michigan 48226

this date: April 15, 2011.

/s/ Sidney Kraizman
Signature