

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 23-20350-CR-MARTINEZ

UNITED STATES OF AMERICA,

Plaintiff,

v.

JOHANNA MICHELY GARCIA,

Defendant.

**UNOPPOSED MOTION FOR TWO-WEEK CONTINUANCE OF TRIAL AND  
ASSOCIATED DEADLINES**

Johanna Michely Garcia, through undersigned counsel, and unopposed by the government, respectfully moves for a two-week continuance of trial, and for a corresponding extension of all associated deadlines, including the pretrial motions and plea deadlines.

1. Ms. Garcia is charged by way of indictment with one count of conspiracy to commit wire fraud and mail fraud, 18 counts of wire fraud, three counts of mail fraud, and seven counts of money laundering, relating to alleged conduct from June 2020 to August 2021. (DE 1).

2. Trial is currently scheduled for the two-week period commencing on May 6, 2024. (DE 35).

3. Ms. Garcia, through counsel, is attempting to reach a resolution short of trial and is seeking this brief continuance in order to complete these conversations and negotiations. Additionally, counsel is still working through the discovery

materials in this case; this review is necessary to complete these conversations and so that counsel can effectively counsel and otherwise represent Ms. Garcia in this important matter. As the Court may recall, the discovery is extremely voluminous and reflects a multi-years-long financial investigation; it took several months for it to be processed by the government and provided to the defense, and additional months for defense counsel's office to process it into a reviewable format. Additionally, Ms. Garcia, who remains detained at FDC Miami, is unable to review the discovery on her own due to ongoing technological and logistical problems at FDC, leaving legal visits as the only time during which this review can take place.

4. In sum, Ms. Garcia, through counsel, seeks this brief continuance so that she and her counsel have an opportunity to review the evidence in this case, continue discussions to reach a resolution short of trial, and to otherwise ensure that Ms. Garcia received the effective assistance of counsel in this important matter.

5. This request is made in good faith and not for purposes of unnecessary delay; it is in the interests of justice and would not interfere with the interest of Ms. Garcia or the public in the speedy resolution of this matter. As such, it is excludable time under the Speedy Trial Act, and Ms. Garcia agrees that the Court should make such a finding.

6. Defense counsel has conferred with AUSA Roger Cruz who advised that the government does not oppose this motion.

WHEREFORE, Ms. Garcia, through counsel and unopposed by the government, respectfully requests that the Court continue trial by two weeks, or as soon thereafter as the Court's schedule permits, and grant a corresponding extension of any plea and pretrial motions deadlines.

Respectfully Submitted,

MICHAEL CARUSO  
FEDERAL PUBLIC DEFENDER

By: /s/ Kate Taylor  
Kate Taylor  
Assistant Federal Public Defender  
Special Bar No. A5502484  
150 W. Flagler Street, Suite 1700  
Miami, Florida 33130  
Tel: 305-530-7000  
Email: kate\_taylor@fd.org

**CERTIFICATE OF SERVICE**

I HEREBY certify that on April 25, 2024, I electronically filed the foregoing document with the Clerk of the Court using CM/ECF. I also certify that the foregoing document is being served this day on all counsel of record via transmission of Notices of Electronic Filing generated by CM/ECF or in some other authorized manner for those counsel or parties who are not authorized to receive electronically Notices of Electronic Filing.

/s/ Kate Taylor  
Kate Taylor