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| DISTRICT COURT, JEFFERSON COUNTY, COLORADO | | <p>DATE FILED November 29, 2023 2:04 PM CASE NUMBER: 2022CR3360</p> <p>△ COURT USE ONLY △</p> <p>Case Number: 2022CR3360 Division: 7 Courtroom:</p> |
| Court Address: 100 JEFFERSON COUNTY PARKWAY, GOLDEN, CO, 80401-6002 | | |
| THE PEOPLE OF THE STATE OF COLORADO | | |
| v. Defendant(s) DESIREE GONZALEZ | | |
| <p>Order: MOTION TO CONTINUE MOTIONS HEARING AND JURY TRIAL AND WAIVER OF SPEEDY TRIAL</p> | | |

The motion/proposed order attached hereto: ACTION TAKEN.

THIS MATTER comes before the Court on Defendant's Motion to Continue Motions Hearing and Jury Trial. The Court is apprised of this matter.

THE COURT FINDS AND ORDERS:

Defense Counsel received discovery two days prior to the motion hearing. This motion is requesting to vacate the motions hearing tomorrow as well as the 4-day jury trial. The jury trial is scheduled to begin on January 9, 2024.

This Court must balance the Defendant's Sixth Amendment right to counsel against public's interest in efficacy and integrity of judicial process. The Court must consider eleven factors in determining whether a continuance is granted. *People v. Brown*, 322 P.3d 214 (Colo. 2014). The Court must consider the victim's position as VRA applies.

The Court will retain the Motions Hearing at 10:00am on November 30, 2023 for argument on the Motion to Continue.

Issue Date: 11/29/2023



MEEGAN ALAINE MILOUD
District Court Judge

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| District Court, Jefferson County, Colorado Court Address: 100 Jefferson County Parkway Golden, CO 80401 | |
| THE PEOPLE OF THE STATE OF COLORADO v. DESIREE GONZALEZ, Defendant | |
| Megan A. Ring, Colorado State Public Defender Chelsea Lauwereins, No. 55011 Deputy Public Defender Golden Regional Public Defenders 560 Golden Ridge Road, CO 80401 Phone: (303)279-7841 E-mail: chelsea.lauwereins@coloradodefenders.us | σ COURT USE ONLY σ Case No. 22CR3360 Division 7 |
| MOTION TO CONTINUE MOTIONS HEARING AND JURY TRIAL AND WAIVER OF SPEEDY TRIAL | |

Desiree Gonzalez is requesting to continue her motions hearing and jury trial in this case and agrees to waive her right to speedy trial to accommodate this request. Ms. Gonzalez acknowledges the following:

1. Ms. Gonzalez has been advised of her right to a speedy trial. Her trial is currently set to run from January 9, 2024 until January 12, 2024, with a motions hearing on November 30, 2023.
2. Undersigned counsel was entered on this case on November 8, 2023 after Ms. Gonzalez parted ways with her previous attorney. Counsel received discovery on this case on November 28, 2023 two days before the currently set Motions Hearing.
3. Ms. Gonzalez has been advised that her statutory and constitutional rights to a speedy trial require being brought to trial within 6 months of the entry of her not guilty plea. Ms. Gonzalez acknowledges that this request is being made by the defense to ensure that defense counsel can provide effective representation throughout these proceedings and agrees to waive her right to a speedy trial to accommodate this request. Ms. Gonzalez understands that the six month time period will start over if this continuance is granted by the court.

Respectfully Submitted,

MEGAN A. RING
COLORADO STATE PUBLIC DEFENDER
/s/ Chelsea Lauwereins

Chelsea Lauwereins, No. 55011
Deputy State Public Defender

Certificate of Service

I hereby certify that on **Wednesday, November 29, 2023**, copies of the foregoing document were served on all opposing counsel of record.
/s/Chelsea Lauwereins

Attachment to Order - 2022CR3360