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November 30, 2016

Magistrate Judge David E. Jones
United States Courthouse Room 258
517 East Wisconsin Avenue
Milwaukee, WI 53202

Re: *United States v. Van Den Heuvel*, Case No. 16-CR064

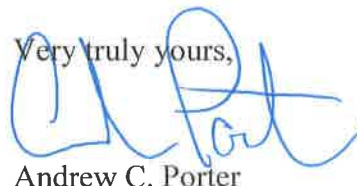
Your Honor:

We have no objection to the motions schedule proposed by the United States – assuming that our client’s trial commences on July 31, 2017.

However, we continue to have a strong objection to proceeding to trial on that date for multiple reasons – and I believe our co-defendant shares our objection. We do not yet have all of the “Brown County” discovery that the government has been in the process of producing for months. It numbers hundreds and hundreds of thousands of pages, according to the government. We have an obligation to our client to review that material before trial, and it is extremely burdensome to do so. In addition, as I mentioned in Court, the current trial date (which requires motion practice in the Spring) impinges upon obligations I have in several other cases. We will get the work done if absolutely necessary, but ask for reconsideration of the July 31 trial date. The parties had all agreed on a trial date of September 11 (though, admittedly, the government did so grudgingly) or the next available date on the Court’s schedule. Given that the defendants are on bond and there have not been any issues, and given the length of the government’s investigation before charging this case, we persist in our request for a September 11 trial date (or the next available date on the Court’s calendar).

We are happy to formalize this in a motion if need be, but wanted to make sure that our thoughts were reflected in response to the government’s letter to the Court dated November 29.

Very truly yours,



Andrew C. Porter

ACP

cc: Service list