

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA**

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	8:06CR122
vs.)	
)	TRIAL ORDER
JOHN F. McCAUL, JR.,)	
)	
Defendant.)	

The defendant has filed a Motion to Continue Trial [15]. The trial date was set a month ago, the motion is untimely, and the motion does not explain why counsel need additional time to prepare for trial. Notwithstanding the defendant's waiver of speedy trial [14],

IT IS ORDERED that defendant's motion to continue trial [15] is denied. Pursuant to NECrimR 57.2, a party may appeal this order by filing a "Statement of Appeal of Magistrate Judge's Order."

DATED July 7, 2006.

BY THE COURT:

**s/ F.A. Gossett
United States Magistrate Judge**