

United States District Court
District of Massachusetts

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United States of America,)	
)	
v.)	
)	
Gregory Colburn, et al.,)	
)	Criminal Action No.
Defendants.)	19-10080-NMG
)	
)	
)	
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ORDER

GORTON, J.

Motion of "Group 2" defendants Gregory Colburn, Amy Colburn, I-Hsin Chen, Elisabeth Kimmel and Marci Palatella to continue April, 2021, trial (Docket No. 1697) is **ALLOWED** and, for the reasons set forth below, the case is hereby re-consolidated and will be tried with respect to all remaining defendants in this case, commencing with jury empanelment on Wednesday, September 8, 2021, at 9:00 A.M. and presentation of evidence on Monday, September 13, 2021, at 9:00 A.M.

Having carefully considered the government's response to the subject motion (Docket No. 1717) and the replies thereto by defendants Abdelaziz, Zadeh, Kimmel and Chen (Docket Nos. 1729, 1735 & 1744), the Court concludes that:

- 1) for the sake of judicial economy,


2) in order to complete this criminal case (in which indictments were returned in early 2019) as expeditiously as possible, and

3) with the optimistic anticipation that, by September, 2021, the current pandemic will be sufficiently abated to permit the conduct of a multi-defendant trial in the Moakley Courthouse,

it is deemed imperative to schedule a consolidated trial of the remaining eight defendants (as was the plan when the case was originally bi-furcated). For the sake of counsel's calendar plans, this Court does not anticipate they will be on trial in this matter for "months". With respect to defendant Chen's response (Docket No. 1744), it is noted that the trial in this criminal case was originally set in February, 2020, see Docket No. 883, and has been postponed twice now solely because of COVID-19 related matters.

The Court further schedules a status conference for Tuesday, June 15, 2021, at 3:00 P.M., at which pre-trial deadlines will be determined and further consideration of logistics and severance will be discussed, if necessary.

So ordered.



Nathaniel M. Gorton
United States District Judge

Dated February 16, 2021