

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

**UNITED STATES OF AMERICA**

**v.**

**TRANSPORT LOGISTICS  
INTERNATIONAL, INC.**

**Criminal No: 18-CR-0011 (TDC)**

**JOINT MOTION FOR DEFERRED  
PROSECUTION CONTINUANCE AND  
TOLLING OF THE SPEEDY TRIAL  
ACT**

**JOINT MOTION FOR DEFERRED PROSECUTION CONTINUANCE AND TOLLING  
OF THE SPEEDY TRIAL ACT**

Pursuant to 18 U.S.C. § 3161(h)(2), and in light of the Deferred Prosecution Agreement (“DPA”) between defendant Transport Logistics International, Inc. (“TLI”) and the United States, as represented by the Fraud Section of the United States Department of Justice’s Criminal Division and the United States Attorney’s Office for the District of Maryland, the parties jointly move that any prosecution and trial of the charges contained in the Information filed in this case against TLI be deferred, for the purpose of allowing TLI to demonstrate its good conduct, and that the Court exclude all time under the Speedy Trial Act of 1974 (the “STA”), effective March 12, 2018, until whichever of the following events occurs first:

1. The United States makes a final determination that TLI has made a willful, knowing, and material breach of the DPA, as defined in the DPA, and the United States elects, consistent with the DPA, to prosecute TLI on the charges in the Information, in which event the United States will request that this case be returned to the Court’s calendar; or

2. The United States concludes that TLI is in full compliance with all of its obligations under the DPA, and the United States, within 30 calendar days after the expiration of the Term of

the DPA, as defined in the DPA, files a motion with the Court seeking the dismissal with prejudice of the Information against TLI.

The parties also request that the period of time outlined above be excluded in computing the time within which an indictment must be filed or the time within which the trial of any such offense must commence, pursuant to 18 U.S.C. § 3161(h)(2), and that any such requirement under the STA be tolled effective March 12, 2018.

TLI has agreed, as reflected in the DPA, to waive any rights under the STA, and TLI hereby consents, through its counsel and its authorized representative, Adrien Magnen, Chief Executive Officer, to this motion. A copy of the DPA executed by the defendant and the United States has already been filed with the Court.

Consequently, no time has elapsed under the Speedy Trial Act. A proposed order is attached for the Court's consideration.

WHEREFORE, the United States and defendant respectfully request that the joint motion be granted.

Respectfully submitted,

SANDRA L. MOSER  
U.S. DEPARTMENT OF JUSTICE  
ACTING CHIEF, FRAUD SECTION



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Defendant Transport Logistics International, Inc.



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March 13, 2018

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

**UNITED STATES OF AMERICA**

**v.**

**TRANSPORT LOGISTICS  
INTERNATIONAL, INC.**

**Criminal No: 18-CR-0011 (TDC)**

**[PROPOSED] ORDER GRANTING  
JOINT MOTION FOR DEFFERED  
PROSECUTION CONTINUANCE AND  
TOLLING OF THE SPEEDY TRIAL  
ACT**

The joint motion of the United States and defendant Transport Logistics International, Inc. (“TLI”) for a continuance pursuant to 18 U.S.C. § 3161(h)(2) is hereby granted. Pursuant to 18 U.S.C. § 3161(h)(2), and in light of the Deferred Prosecution Agreement (“DPA”) between defendant TLI and the United States, as represented by the Fraud Section of the United States Department of Justice’s Criminal Division and the United States Attorney’s Office for the District of Maryland, the prosecution and trial of the charges contained in the Information in this matter are hereby deferred, for the purpose of allowing TLI to demonstrate its good conduct, until whichever of the following events occurs first:

1. The United States makes a final determination that TLI has made a willful, knowing and material breach of the DPA, as defined therein, and the United States elects, consistent with the DPA, to prosecute TLI on the Information, in which event the United States will request that this case be returned to the Court’s calendar; or
2. The United States concludes that TLI is in full compliance with all of its obligations under the DPA, and the United States, within 30 calendar days after the expiration of

the Term of the DPA, as defined in the DPA, files a motion with the Court seeking dismissal with prejudice of the Information.

The period of time outlined above shall be excluded in computing the time within which an indictment must be filed or the time within which the trial of any such offense must commence, pursuant to 18 U.S.C. § 3161(h)(2). Consequently, no time has elapsed under the Speedy Trial Act.

DATED: \_\_\_\_\_

\_\_\_\_\_  
HON. THEODORE D. CHUANG  
UNITED STATES DISTRICT JUDGE

**CERTIFICATE OF SERVICE**

This is to certify that on March 14, 2018, a copy of the foregoing application was filed electronically and served by mail on anyone unable to accept electronic filing. Notice of this filing will be sent by e-mail to all parties by operation of the Court's electronic filing system or by mail on anyone unable to accept electronic filing as indicated on the Notice of Electronic Filing. Parties may access this filing through the Court's CM/ECF System.



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David I. Salem