

IN THE IOWA DISTRICT COURT FOR POWESHIEK COUNTY

STATE OF IOWA,)

Plaintiff,)

vs.) CRIMINAL NO. FECR010822

CRISTHIAN BAHENA RIVERA,) APPLICATION FOR EXTENSION OF
Defendant.) DEADLINES TO COMPLETE DISCOVERY,
) FILE PRETRIAL MOTIONS AND DESIGNATE
) NOTICES OF DEFENSE

COMES NOW Defendant by and through counsel and for his application states:

1. Defendant has been charged with the crime of Murder, 1st Degree in violation of Iowa Code Section 707.2.

2. Volumes of information have been collected by the State of Iowa and disclosed to Defendant since his arraignment in September.

3. Much of the information disclosed pursuant to the parties' discovery agreement has been in the last 30-45 days with the most recent disclosure of what has been identified as Version III of the DCI investigative file being produced this past week. Without yet having had the opportunity to review fully the contents of Version III, Defendant is advised it includes results of testing and a myriad of interviews.

4. With what has been represented to be a complete disclosure of material in the possession of State, Defendant can now appropriately analyze and consult with his own experts and formulate a more complete defense to the charges against him.

5. The previously agreed upon deadline for the completion of discovery, designation of notices of defense and filing of pretrial motions is January 15, 2019.

6. Obviously discovery cannot be completed, motions filed and defenses noticed by this January 15, 2019 deadline.

8. No party is prejudiced by this application

9. The undersigned has consulted with the state who offers no objection to this application.

WHEREFORE, Defendant prays the Court enter an Order extending deadlines for the completion of discovery, designating notices of defense and filing pretrial motions to a date commensurate with a new trial date to be set herein.

CRISTHIAN BAHENA RIVERA,

Defendant

BY: /s/ Chad R. Frese

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