



**IN THE CIRCUIT COURT OF MARSHALL COUNTY, ALABAMA**

**STATE OF ALABAMA,**

**PLAINTIFF,**

vs.

**CASE NO. CC18-465 FTR**

**JIMMY ONEAL SPENCER,**

**DEFENDANT.**

**MOTION TO CONTINUE**

Comes now the defendant, Jimmy Spencer by and through counsel and moves this Honorable Court to continue the Psychiatric Evaluation Hearing of the above referenced case. As grounds defendant states as follows:

1. The Psychiatric Evaluation Hearing of this case is set for Monday afternoon, March 4, 2019.
2. Defendant has been indicted and notice of indictment has been published.
3. That this is the first time this case has been set for this evaluation hearing, first time to request a continuance.
4. That Counsel is out of town in Florence in Trial on cases styled CC16-340, 404, 342 and 406. The conflicting trial is in it's third week and is not expected to end prior to the setting of this instant case. The conflicting case involves multiple defendants and two multi-count indictments each, with 88 counts of human trafficking, conspiracy and other related charges.

WHEREFORE, counsel respectfully requests that this case be continued unto another available docket.

Respectfully submitted this the 1st day of March, 2019.

/s/ Robert B. Tuten

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**CERTIFICATE OF SERVICE**

This document has been filed electronically and served upon opposing counsel pursuant to the Administrative Procedure for Filing Signing and Verifying Documents by Electronic Means in the Alabama Judicial System. For any opposing counsel or unrepresented parties who are not registered to file electronically, a copy of this pleading shall be served via the U.S. mail, postage pre-paid, to the litigant's address as maintained in the office of the Circuit Clerk.

Done this 1st day of March, 2019.

*/s/Robert B. Tuten*

**ROBERT B. TUTEN**