

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION

UNITED STATES OF AMERICA

v.

Case No. 8:14-cr-376-T-33TGW

CESAR DANIEL ANAYA-MARTINEZ

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ORDER

This matter comes before the Court upon consideration of the Government's Request for Leave to Dismiss Indictment (Doc. # 69), filed on June 13, 2018. For the reasons stated below, the Court grants the request.

Discussion

On November 5, 2014, a federal grand jury in the Middle District of Florida, Tampa Division, returned a two-count Superseding Indictment against four Defendants, including Defendant Cesar Daniel Anaya-Martinez. (Doc. # 10). The Government seeks to dismiss the Indictment without prejudice as to Anaya-Martinez pursuant to Rule 48(a) of the Federal Rules of Criminal Procedure. (Doc. # 69). Rule 48(a) provides "[t]he Government may, with leave of court, dismiss an indictment, information or complaint." The Government explains that Anaya-Martinez's extradition to the Middle District of Florida was not approved - instead, he was extradited to the Eastern District of New York.

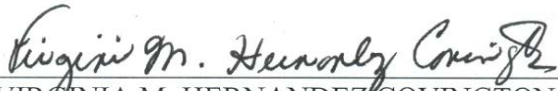
(Doc. # 69). The Court finds it appropriate to grant the relief requested by the Government.

Accordingly, it is

ORDERED, ADJUDGED, and DECREED:

- (1) The Government's Request for Leave to Dismiss Indictment (Doc. # 69) is **GRANTED**.
- (2) Pursuant to the Government's request, the Indictment against Anaya-Martinez is dismissed without prejudice. The Clerk is directed to close this case as to Anaya-Martinez.

DONE and **ORDERED** in Chambers in Tampa, Florida, this 14th day of June, 2018.


VIRGINIA M. HERNANDEZ COVINGTON
UNITED STATES DISTRICT JUDGE