

**IN THE SUPERIOR COURT OF FULTON COUNTY  
STATE OF GEORGIA**

THE STATE OF GEORGIA,

v.

JOHN CHARLES EASTMAN, et al.

Case No.: 23SC188947

**DEFENDANT JOHN CHARLES EASTMAN’S WAIVER OF HIS  
STATUTORY RIGHT TO SPEEDY TRIAL ONLY AS TO THE  
SEPTEMBER 2023 TERM OF COURT**

On September 5, 2023, Defendant John Charles Eastman moved to sever his trial from the Chesebro/Powell trial scheduled to begin on October 23, 2023. On September 14, 2023 the Court granted in part Defendant Eastman’s motion. Mr. Eastman has not exercised his right to a speedy trial under O.C.G.A. §17-7-170 because his attorneys are unable to render constitutionally effective assistance on the speedy trial question until they have received and evaluated all the discovery in this case.

As Defendant Eastman demonstrated in his Motion to Sever, the State has foreshadowed that the first wave of discovery is only “initial” and is nearly two terabytes- presumably much less than all the evidence it collected in its multi-year investigation. The State has offered no indication of when the remaining discovery will be available, although presumed during the next month. It is impossible for

Defendant Eastman to be prepared to start a trial of this magnitude by October 23, 2023. And for the same reason, it is impossible for him to determine at this point whether demanding or waiving his speedy trial right might be appropriate in a future term of court. *See* O.C.G.A. §17-7-170 (stating that the right to demand a speedy trial must be made during the court term in which the indictment was filed; the succeeding term; or at any subsequent term by special permission of the court).

Defendant Eastman therefore waives his right to a speedy trial for this Court's September 2023 term, but only for that term. He and his counsel will reevaluate his remaining procedural rights once the State has fully complied with its discovery obligations.

Respectfully submitted this 28th day of September 2023.

/s/ Wilmer Parker  
WILMER PARKER III  
Georgia Bar No. 563550

Atlanta, GA 30309

CERTIFICATE OF SERVICE

I hereby certify that I have this date served the foregoing DEFENDANT JOHN CHARLES EASTMAN'S WAIVER OF HIS STATUTORY RIGHT TO SPEEDY TRIAL ONLY AS TO THE SEPTEMBER 2023 TERM OF COURT by filing the same with the Clerk of Court using the Odyssey eFileGA electronic filing system, which will automatically send email notification of such filing to all parties of record.

This 28th day of September 2023.

/s/ Wilmer Parker  
WILMER PARKER III  
Georgia Bar No. 563550

  
Atlanta, GA 30309  
