

rt Dockets

v. Aguilar, Docket No. 1:20-cr-00390 (E.D.N.Y. Sep 22, 2020), Court Docket

**U.S. District Court
Eastern District of New York (Brooklyn)
CRIMINAL DOCKET FOR CASE #: 1:20-cr-00390-ENV All Defendants**

USA v. Aguilar

DOCKET INFORMATION		Minimize
DATE FILED:	Sep 22, 2020	
ASSIGNED TO:	Judge Eric N. Vitaliano	
LOWER COURT CASES:	1:20-mj-00526-RLM	

PARTIES AND ATTORNEYS		Expand All	Minimize
Javier Aguilar			▼
Defendant (1)			
USA			▼
Plaintiff			

DOCKET ENTRIES		Minimize ^
KEYWORD	<input type="text" value="Type here to filter entries by keyword"/>	
FILING TYPE	<input type="text" value="Type to select filing types - Powered by Docket Key®"/>	
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Print Entries	Request Entries	Reverse Entries ⚡

ENTRY	FILED	PDF	DESCRIPTION
<input type="checkbox"/> 1	Jul. 10, 2020	View	SEALED COMPLAINT as to Javier Aguilar (1). (Sica, Michele) (Additional attachment(s) added on 7/13/2020: # 1 Sealing Cover Sheet) (Sica, Michele). (Main Document 1 replaced on 7/15/2020) (Sica, Michele). (Main Document 1 replaced on 7/15/2020) (Sica, Michele). [1:20-mj-00526-RLM] (Entered: 07/13/2020)
		View	0Main Document15 pages152.2 KB1Sealing Cover Sheet1 page206.4 KB
<input type="checkbox"/> 3	Jul. 14, 2020	Request	LIMITED UNSEALING ORDER as to Javier Aguilar. Ordered by Magistrate Judge James Orenstein on 7/14/2020. (Attachments: # 1 Sealing Cover Sheet) (Chin, Felix) [1:20-mj-00526-RLM] (Entered: 07/15/2020)
			0Main Document1 page77.6 KB1Sealing Cover Sheet1 page197.7 KB
	Jul. 15, 2020	View	Arrest of Javier Aguilar in SOUTHERN DISTRICT OF TEXAS (Houston). (Marziliano, August) [1:20-mj-00526-RLM] (Entered: 07/20/2020)
	Jul. 15, 2020	View	Unsecured Bond Bond Entered as to Javier Aguilar in amount of \$ \$100,000/\$10,000, (Marziliano, August) [1:20-mj-00526-RLM] (Entered: 07/20/2020)
<input type="checkbox"/> 4	Jul. 20, 2020	Request	Rule 5(c)(3) Documents Received as to Javier Aguilar (Marziliano, August) (Additional attachment(s) added on 7/20/2020: # 1 AFFIDAVIT OF OWNERSHIP OF SECURITY FOR APPEARANCE) (Marziliano, August). [1:20-mj-00526-RLM] (Entered: 07/20/2020)
			0Main Document35 pages 3.5 MB1AFFIDAVIT OF OWNERSHIP OF SECURITY FOR APPEARANCE1 page83.5 KB
<input type="checkbox"/> 5	Jul. 22, 2020	View	MOTION to Appear Pro Hac Vice by Javier Aguilar. (Sica, Michele) [1:20-mj-00526-RLM] (Entered: 07/22/2020)

ENTRY	FILED	PDF	DESCRIPTION
	Jul. 22, 2020	View	ORDER as to Javier Aguilar The application for permission to proceed pro has vice is incomplete, as the movant does not attach certificates of good standing from the States of Maryland and Virginia. In addition, any authorization that this Court might grant would have to be approved by the District Court if and when an indictment or information is filed and a district judge is assigned to the case.. Ordered by Magistrate Judge Roanne L. Mann on 7/22/2020. (Sica, Michele) [1:20-mj-00526-RLM] (Entered: 07/22/2020)
	Jul. 23, 2020	View	Minute Entry for proceedings held before Magistrate Judge Vera M. Scanlon: For a Telephone Arraignment as to Javier Aguilar. All parties present via telephone. C.J. Pretrial Officer present. AUSA Mark Bini and Andrey Spektor for the Government; Robert Trout for the defense. (1) Count Complaint held on 7/23/2020, Initial Appearance as to Javier Aguilar held on 7/23/2020, Attorney Appointment Hearing as to Javier Aguilar held on 7/23/2020. Preliminary hearing is waived. An Order of excludable delay entered excluding time from 7-23-20 thru 9-7-20. Both parties are on consent for the release of the defendant. The Court granted bail in the amount of \$100,000.00. \$10,000 cash was posted in the SDTX, which will be transferred to the EDNY Financial Department in the form of a check once an order for the release of cash bail to the EDNY is so ordered from SDTX. Court Reporter: David Roy. (Log: 10:56-11:55) (Court Reporter David Roy.) (Sica, Michele) [1:20-mj-00526-RLM] (Entered: 07/23/2020)
<input type="checkbox"/> 6	Jul. 23, 2020	View	Restraining ORDER as to Javier Aguilar. Ordered by Magistrate Judge Vera M. Scanlon on 7/23/2020. (Attachments: # 1 Sealing Cover Sheet) (Sica, Michele) [1:20-mj-00526-RLM] (Entered: 07/23/2020)
			0Main Document2 pages26.4 KB1Sealing Cover Sheet1 page 1.0 MB

ENTRY	FILED	PDF	DESCRIPTION
<input type="checkbox"/> 7	Jul. 23, 2020	Request	ORDER Setting Conditions of Release as to Javier Aguilar (1) 100,000. Ordered by Magistrate Judge Vera M. Scanlon on 7/23/2020. (Sica, Michele) (Additional attachment(s) added on 8/17/2020: # 1 Cash receipt dated 8/17/20) (Chin, Felix). [1:20-mj-00526-RLM] (Entered: 07/23/2020)
			0Main Document1 page494.2 KB1Cash receipt dated 8/17/201 page377.9 KB
<input type="checkbox"/> 8	Jul. 23, 2020	View	REDACTED Order Setting Conditions as to Javier Aguilar (Sica, Michele) [1:20-mj-00526-RLM] (Entered: 07/23/2020)
<input type="checkbox"/> 9	Jul. 23, 2020	Request	ORDER TO CONTINUE - Ends of Justice as to Javier Aguilar Time excluded from 7/23/20 until 9/7/20.. Ordered by Magistrate Judge Vera M. Scanlon on 7/23/2020. (Sica, Michele) [1:20-mj-00526-RLM] (Entered: 07/23/2020)
<input type="checkbox"/> 10	Aug. 04, 2020	Request	NOTICE OF ATTORNEY APPEARANCE: Alexander B. Spiro appearing for Javier Aguilar (Attachments: # 1 Sealing Cover Sheet) (Fernandez, Erica) [1:20-mj-00526-RLM] (Entered: 08/05/2020)
			0Main Document1 page173.6 KB1Sealing Cover Sheet1 page293.7 KB
<input type="checkbox"/> 11	Aug. 05, 2020	Request	ORDER endorsed on letter dtd 8/4/2020 from counsel Robert Trout to Clerk - granting motion to withdraw appear pro hac vice as to Javier Aguilar. Ordered by Magistrate Judge Steven M. Gold on 8/5/2020. (Yuen, Sui-May) [1:20-mj-00526-RLM] (Entered: 08/05/2020)
<input type="checkbox"/> 12	Sep. 22, 2020	Request	Order to Unseal Case as to Javier Aguilar. Ordered by Magistrate Judge Roanne L. Mann on 9/22/2020. (Chin, Felix) [1:20-mj-00526-RLM] (Entered: 09/22/2020)
<input type="checkbox"/> 13	Sep. 22, 2020	View	INDICTMENT as to Javier Aguilar (1) count(s) 1, 2. (Attachments: # 1 Criminal Information Sheet) (Marziliano, August) (Entered: 09/22/2020)
		View	0Main Document10 pages243.8 KB1Criminal Information Sheet1

ENTRY	FILED	PDF	DESCRIPTION
			page45.0 KB
	Sep. 22, 2020		ORDER REASSIGNING CASE as to Javier Aguilar. Reassigned to Judge Eric N. Vitaliano. Chief Judge Roslynn R. Mausekopf no longer assigned to the case. Please download and review the Individual Practices of the assigned Judges, located on our website. Attorneys are responsible for providing courtesy copies to judges where their Individual Practices require such. Ordered by Chief Judge Roslynn R. Mausekopf on 9/22/2020. (Bowens, Priscilla) (Entered: 09/22/2020)
	Sep. 27, 2020		NOTICE OF HEARING -- Arraignment on Indictment as to Javier Aguilar (1) will be held by Telephone Conference on October 2, 2020 at 2:00 p.m. before Magistrate Judge James Orenstein. The call-in information for the telephone conference is 1-877-336-1839 and the access code is 391-4302. All parties are respectfully directed to join the conference five minutes before the conference begins. Persons granted remote access to proceedings are reminded that photographing, recording, and rebroadcasting of any court proceeding or communication with the court are prohibited by Local Civil Rule 1.8. If any party has difficulty accessing the conference, please contact Kelly Almonte at Kelly_Almonte@nyed.uscourts.gov. (Almonte, Kelly) (Entered: 09/27/2020)
<input type="checkbox"/> 15	Sep. 28, 2020	Request	Letter re: Rule 16 discovery (first production) as to Javier Aguilar (Bini, Mark) (Entered: 09/28/2020)
<input type="checkbox"/> 16	Oct. 02, 2020	Request	MOTION to Appear Pro Hac Vice for Richard C. Smith Filing fee \$ 150, receipt number ANYEDC-13461310. by Javier Aguilar. (Attachments: # 1 Affidavit in Support, # 2 Certificate of Good Standing) (Smith, Richard) (Entered: 10/02/2020)
		View	0Main Document1 page108.4 KB1Affidavit in Support2 pages216.5 KB2Certificate of Good Standing3 pages 4.8 MB

ENTRY	FILED	PDF	DESCRIPTION
	Oct. 02, 2020		NOTICE OF HEARING as to Javier Aguilar. Telephone Status Conference set for 10/9/2020 11:00 AM before Judge Eric N. Vitaliano. The Court will initiate the conference call. The call in instructions are as follows: The parties are directed to dial (888) 278-0296 at the scheduled time to access the call center. At the prompt enter access code 6983672. Persons granted remote access to proceedings are reminded of the general prohibition against photographing, recording, and rebroadcasting of court proceedings. Violation of these prohibitions may result in sanctions, including removal of court issued media credentials, restricted entry to future hearings, denial of entry to future hearings, or any other sanctions deemed necessary by the court. (Villanueva, William) (Entered: 10/02/2020)
<input type="checkbox"/> 17	Oct. 02, 2020	View	<p>Minute Entry for proceedings held before Magistrate Judge James Orenstein: Arraignment on the Indictment as to Javier Aguilar (1) Count 1, 2 held on October 2, 2020 before Judge James Orenstein. AUSA Mark E. Bini and Andrey Spektor appeared on behalf of the government. Retained counsel Alexander B. Spiro and Richard Smith appeared on behalf of Mr. Aguilar. In addition to the Assistant United States Attorneys listed above, Justice Department Trial Attorneys Ann Brickley, Adam Schwartz, Clayton Solomon, and Jonathan Robell appeared for the government. The defendant pleaded not guilty to each count. The parties will appear before Judge Vitaliano for a status conference on October 9, 2020 at 11:00 a.m. The government orally moved to exclude time under the Speedy Trial Act from today until the next status conference originally scheduled for October 29, 2020 and the defendant objected. The Court denied the motion as set forth on the record. (FTR Log #20cr390.10.2.20) (Almonte, Kelly) (Entered: 10/02/2020)</p>
<input type="checkbox"/> 18	Oct. 07, 2020	Request	<p>Letter re: Second Rule 16 production as to Javier Aguilar (Bini, Mark) (Entered: 10/07/2020)</p>

ENTRY	FILED	PDF	DESCRIPTION
<input type="checkbox"/> 19	Oct. 08, 2020	View	<p>Letter re: Gov't App. for Order of Excludable Delay as to Javier Aguilar (Bini, Mark) (Entered: 10/08/2020)</p>
	Oct. 09, 2020		<p>Minute Entry for proceedings held before Judge Eric N. Vitaliano: Status Conference as to Javier Aguilar held on 10/9/2020. Mark Bini, Andrey Spector, Ann Brickly, Adam Schwartz, Jonathan Robell and Clayton Solomon for USA and Alexander Spiro and Richard Smith for defendant present. For the reasons stated on the record, time is excluded to the next status conference. Next telephone status conference scheduled for 11/20/2020 @ 11:00 a.m. The Court will initiate the conference call. The call in instructions are as follows: The parties are directed to dial (888) 278-0296 at the scheduled time to access the call center. At the prompt enter access code 6983672. Persons granted remote access to proceedings are reminded of the general prohibition against photographing, recording, and rebroadcasting of court proceedings. Violation of these prohibitions may result in sanctions, including removal of court issued media credentials, restricted entry to future hearings, denial of entry to future hearings, or any other sanctions deemed necessary by the court. (Court Reporter Holly Driscoll.) (Villanueva, William) (Entered: 10/09/2020)</p>
	Oct. 09, 2020	View	<p>ORDER granting 16 Motion for Leave to Appear The attorney shall register for ECF, registration is available online at www.pacer.gov. Once registered, the attorney shall file a notice of appearance and ensure that s/he receives electronic notification of activity in this case. Also, the attorney shall ensure the 150 admission fee be submitted to the Clerks Office via filing the event Pro Hac Vice Filing Fee.. as to Javier Aguilar (1) Ordered by Judge Eric N. Vitaliano on 10/9/2020. (Villanueva, William) (Entered: 10/09/2020)</p>
<input type="checkbox"/> 20	Oct. 13, 2020	View	<p>NOTICE OF ATTORNEY APPEARANCE: Richard Smith appearing for Javier Aguilar (Smith, Richard) (Entered: 10/13/2020)</p>

ENTRY	FILED	PDF	DESCRIPTION
<input type="checkbox"/> 21	Oct. 19, 2020	View	Letter Requesting Pre-Motion Conference as to Javier Aguilar (Attachments: # 1 Exhibit 1 - Motion for Bill of Particulars, # 2 Exhibit 2 - Memorandum of Law in Support, # 3 Exhibit 3 - Spiro Declaration and Exhibits, # 4 Exhibit 4 - Proposed Order) (Spiro, Alexander) (Entered: 10/19/2020)
		View	0Main Document2 pages199.3 KB1Exhibit 1 - Motion for Bill of Particulars5 pages233.1 KB2Exhibit 2 - Memorandum of Law in Support26 pages606.6 KB3Exhibit 3 - Spiro Declaration and Exhibits22 pages598.2 KB4Exhibit 4 - Proposed Order5 pages233.0 KB
<input type="checkbox"/> 22	Oct. 19, 2020	Request	NOTICE OF ATTORNEY APPEARANCE Andrey Spektor appearing for USA. (Spektor, Andrey) (Entered: 10/19/2020)
<input type="checkbox"/> 23	Oct. 26, 2020	Request	Letter re: Third Rule 16 production as to Javier Aguilar (Bini, Mark) (Entered: 10/26/2020)
	Oct. 27, 2020	View	ORDER: The government is directed to respond to defendant's letter requesting a pre-motion conference 21 no later than November 3, 2020. Ordered by Judge Eric N. Vitaliano on 10/27/2020. (Gary, Jordan) (Entered: 10/27/2020)
<input type="checkbox"/> 24	Oct. 30, 2020	View	Letter re: 21 request for a pre-motion conference as to Javier Aguilar (Spektor, Andrey) (Entered: 10/30/2020)
	Nov. 02, 2020	View	ORDER. Upon review of the parties' submissions at 21 and 24 , the Court has determined that a pre-motion conference is not necessary. Defendant is directed to file his motion for a bill of particulars. Unless the parties stipulate to an alternative briefing schedule, the motion papers shall be filed and served according to Local Criminal Rule 49.1. Ordered by Judge Eric N. Vitaliano on 11/2/2020. (Gary, Jordan) (Entered: 11/02/2020)
<input type="checkbox"/> 25	Nov. 03, 2020	View	MOTION for Bill of Particulars by Javier Aguilar. (Attachments: # 1 Memorandum in Support, # 2 Declaration Alex Spiro, # 3 Proposed

ENTRY	FILED	PDF	DESCRIPTION
			Order) (Spiro, Alexander) (Entered: 11/03/2020)
			0Main Document4 pages230.4 KB1Memorandum in Support25 pages599.1 KB2Declaration Alex Spiro21 pages592.7 KB3Proposed Order4 pages227.7 KB
<input type="checkbox"/> 26	Nov. 13, 2020	Request	Letter Fourth Rule 16 production as to Javier Aguilar (Spektor, Andrey) (Entered: 11/13/2020)
<input type="checkbox"/> 27	Nov. 17, 2020	View	MEMORANDUM in Opposition re 25 MOTION for Bill of Particulars (Bini, Mark) (Entered: 11/17/2020)
<input type="checkbox"/> 28	Nov. 18, 2020	View	Letter re: Fifth Rule 16 production as to Javier Aguilar (Bini, Mark) (Entered: 11/18/2020)
	Nov. 19, 2020	View	NOTICE OF HEARING as to Javier Aguilar Status Conference set for 11/20/2020 at 03:00 PM before Judge Eric N. Vitaliano. The Court will initiate the conference call. The call in instructions are as follows: The parties are directed to dial (888) 278-0296 at the scheduled time to access the call center. At the prompt enter access code 6983672. Persons granted remote access to proceedings are reminded of the general prohibition against photographing, recording, and rebroadcasting of court proceedings. Violation of these prohibitions may result in sanctions, including removal of court issued media credentials, restricted entry to future hearings, denial of entry to future hearings, or any other sanctions deemed necessary by the court. (Villanueva, William) (Entered: 11/19/2020)
	Nov. 20, 2020		Minute Entry for proceedings held before Judge Eric N. Vitaliano:Status Conference as to Javier Aguilar held on 11/20/2020. Mark Bini, Ann Bricklley, Clayton Solomon and Adam Schwartz for the United States, Alexander Spiro and Richard Smith for defendant and stand-by Spanish intepreter Maristela Verastegui present. The Government has continued to produce discovery. The Court will excluded time to the next status conference for the reasons stated on the record. Next Status

ENTRY	FILED	PDF	DESCRIPTION
			Conference scheduled for 1/21/2021 @ 12:00 pm. (PLEASE NOTE: NEW DATE AND TIME DUE TO A CHANGE IN THE COURT'S CALENDAR. (Villanueva, William) Modified on 11/23/2020 (Villanueva, William). Modified on 11/23/2020 (Villanueva, William). (Entered: 11/23/2020)
<input type="checkbox"/> 29	Nov. 23, 2020	View	Letter re: Sixth Rule 16 Production as to Javier Aguilar (Bini, Mark) (Entered: 11/23/2020)
<input type="checkbox"/> 30	Nov. 24, 2020	View	MEMORANDUM in Support re 25 MOTION for Bill of Particulars / Reply in Further Support of Defendant's Motion for a Bill of Particulars (Spiro, Alexander) (Entered: 11/24/2020)
<input type="checkbox"/> 31	Dec. 01, 2020	View	NOTICE OF ATTORNEY APPEARANCE: Allison L. McGuire appearing for Javier Aguilar (McGuire, Allison) (Entered: 12/01/2020)
<input type="checkbox"/> 32	Jan. 15, 2021	View	Letter re: Seventh Rule 16 production as to Javier Aguilar (Bini, Mark) (Entered: 01/15/2021)
	Jan. 20, 2021		NOTICE OF HEARING as to Javier Aguilar Status Conference set for 1/21/2021 12:00 PM before Judge Eric N. Vitaliano. The Court will initiate the conference call. The call in instructions are as follows: The parties are directed to dial (888) 278-0296 at the scheduled time to access the call center. At the prompt enter access code 6983672. Persons granted remote access to proceedings are reminded of the general prohibition against photographing, recording, and rebroadcasting of court proceedings. Violation of these prohibitions may result in sanctions, including removal of court issued media credentials, restricted entry to future hearings, denial of entry to future hearings, or any other sanctions deemed necessary by the court. (Villanueva, William) (Entered: 01/20/2021)
	Jan. 21, 2021		Minute Entry for proceedings held before Judge Eric N. Vitaliano:Teleconference Status Conference as to Javier Aguilar held on 1/21/2021. Mark Bini and Allison McGuire for USA, Ann Brickley for

ENTRY	FILED	PDF	DESCRIPTION
			defendant and defendant present. Rule 16 discovery provided. Next Conference scheduled for 3/25/2021 @ noon. Time excluded for reasons stated on the record. (Court Reporter Stacey Mace.) (Villanueva, William) (Entered: 01/28/2021)
<input type="checkbox"/> 33	Jan. 28, 2021	View	Letter re: Eighth Rule 16 production as to Javier Aguilar (Bini, Mark) (Entered: 01/28/2021)
<input type="checkbox"/> 34	Feb. 02, 2021	Request	Letter Requesting Unopposed Amendment to Pretrial-Release Travel Restrictions as to Javier Aguilar (Spiro, Alexander) (Entered: 02/02/2021)
<input type="checkbox"/> 35	Feb. 08, 2021	Request	ORDER as to Javier Aguilar re 34 Letter. Order modifying bail conditions. Ordered by Judge Eric N. Vitaliano on 2/8/2021. (Villanueva, William) (Entered: 02/08/2021)
<input type="checkbox"/> 36	Feb. 19, 2021	Request	Letter Requesting Further Unopposed Amendment to Pretrial-Release Travel Restrictions as to Javier Aguilar (Spiro, Alexander) (Entered: 02/19/2021)
<input type="checkbox"/> 37	Feb. 19, 2021	View	ORDER granting bail modification as to Javier Aguilar re 36 Letter. Ordered by Judge Eric N. Vitaliano on 2/19/2021. (Villanueva, William) (Entered: 02/19/2021)
<input type="checkbox"/> 38	Mar. 02, 2021	View	Letter re: Ninth Rule 16 production as to Javier Aguilar (Bini, Mark) (Entered: 03/02/2021)
<input type="checkbox"/> 39	Mar. 02, 2021	Request	MEMORANDUM AND ORDER: or the foregoing reasons, Aguilars 25 motion for a bill of particulars is denied in its entirety. SO Ordered by Judge Eric N. Vitaliano on 2/22/2021. (Almonte, Giselle) (Entered: 03/04/2021)
<input type="checkbox"/> 40	Mar. 24, 2021	Request	Letter re: 10th Rule 16 production as to Javier Aguilar (Bini, Mark) (Entered: 03/24/2021)
	Mar. 25, 2021		NOTICE OF HEARING as to Javier Aguilar Status Conference set for 3/25/2021 12:00 PM before Judge Eric N. Vitaliano. The Court will initiate the conference call. The call in instructions are as follows: The parties are directed to dial

ENTRY	FILED	PDF	DESCRIPTION
			(888) 278-0296 at the scheduled time to access the call center. At the prompt enter access code 6983672. Persons granted remote access to proceedings are reminded of the general prohibition against photographing, recording, and rebroadcasting of court proceedings. Violation of these prohibitions may result in sanctions, including removal of court issued media credentials, restricted entry to future hearings, denial of entry to future hearings, or any other sanctions deemed necessary by the court. (Villanueva, William) (Entered: 03/25/2021)
	Mar. 25, 2021	View	Minute Entry for teleconference proceedings held before Judge Eric N. Vitaliano:Status Conference as to Javier Aguilar held on 3/25/2021. Mark Bini, Ann Brickley, Jonathan Robell and Derek Ettinger for USA, Alexander Spiro, Allison McGuire and Richard Smith for defendant, Spanish interpreter Maristela Verastegui and defendant present. Ongoing discovery. Defendant raises Brady material concerns. Next Status Conference scheduled for 5/19/2021 @ 11:00 a.m. Time excluded for reasons stated on the record. (Court Reporter Sophie Nolan.) (Villanueva, William) (Entered: 03/25/2021)
<input type="checkbox"/> 41	Mar. 31, 2021	Request	Letter re: 11th Rule 16 production as to Javier Aguilar (Bini, Mark) (Entered: 03/31/2021)
<input type="checkbox"/> 42	Apr. 07, 2021	View	NOTICE OF ATTORNEY APPEARANCE Derek Ettinger appearing for USA. (Ettinger, Derek) (Entered: 04/07/2021)
<input type="checkbox"/> 43	May. 06, 2021	View	NOTICE OF ATTORNEY APPEARANCE: George Theodore Phillips appearing for Javier Aguilar (Phillips, George) (Entered: 05/06/2021)
<input type="checkbox"/> 44	May. 12, 2021	View	NOTICE OF ATTORNEY APPEARANCE Mathew Scott Miller appearing for USA. (Miller, Mathew) (Entered: 05/12/2021)
<input type="checkbox"/> 45	May. 12, 2021	Request	Letter re: 12th Rule 16 production as to Javier Aguilar (Bini, Mark) (Entered: 05/12/2021)

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<input type="checkbox"/> 46	May. 16, 2021	View	Letter re: status conf. adjournment and exclusion of time as to Javier Aguilar (Bini, Mark) (Entered: 05/16/2021)
<input type="checkbox"/> 47	May. 18, 2021	View	NOTICE OF FILING OF OFFICIAL TRANSCRIPT of Proceedings as to Javier Aguilar held on March 25, 2021, before Judge Vitaliano. Court Reporter/Transcriber Sophie Nolan, Telephone number 718-613-2622. Email address: NolanEDNY@aol.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. File redaction request using event "Redaction Request - Transcript" located under "Other Filings - Other Documents". Redaction Request due 6/8/2021. Redacted Transcript Deadline set for 6/18/2021. Release of Transcript Restriction set for 8/16/2021. (Nolan, Sophie) (Entered: 05/18/2021)
<input type="checkbox"/> 48	May. 18, 2021	View	ORDER TO CONTINUE - Ends of Justice as to Javier Aguilar. Status Conference is adjourned to 7/1/2021. Time excluded from 5/19/2021 until 7/1/2021. So Ordered by Judge Eric N. Vitaliano on 5/18/2021. (Herrera, Isaiah) (Entered: 05/19/2021)
	Jun. 24, 2021	View	NOTICE OF HEARING as to Javier Aguilar. Teleconference Status Conference set for 7/1/2021 11:00 AM before Judge Eric N. Vitaliano. The call instructions are as follows: The parties are directed to dial (888) 278-0296 at the scheduled time to access the call center. At the prompt enter access code 6983672. Persons granted remote access to proceedings are reminded of the general prohibition against photographing, recording, and rebroadcasting of court proceedings. Violation of these prohibitions may result in sanctions, including removal of court issued media credentials, restricted entry to future hearings, denial of entry to future hearings, or any other sanctions deemed necessary by the court. (Villanueva, William) (Entered: 06/24/2021)

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<input type="checkbox"/> 50	Jun. 28, 2021	Request	MOTION to Continue July 1, 2021 status conference by USA as to Javier Aguilar. (Miller, Mathew) (Entered: 06/28/2021)
	Jun. 29, 2021		ORDER granting 50 Motion to Continue as to Javier Aguilar (1). Status Conference RESCHEDULED for 8/19/2021 at 11:00 AM. Upon balancing the factors specified in 8 U.S.C. ? 3161(h) (8) and the reasons stated in the government's letter dated 6/28/2021, the Court will exclude the time between 7/2/2021 and 8/19/2021 from speedy trial calculations. Ordered by Judge Eric N. Vitaliano on 6/29/2021. (Villanueva, William) (Entered: 06/29/2021)
<input type="checkbox"/> 51	Jul. 14, 2021	Request	MOTION for Leave to File Document by Javier Aguilar. (Spiro, Alexander) (Entered: 07/14/2021)
<input type="checkbox"/> 52	Jul. 15, 2021	Request	Letter regarding government's 13th discovery production as to Javier Aguilar (Miller, Mathew) (Entered: 07/15/2021)
<input type="checkbox"/> 53	Jul. 20, 2021	Request	Letter regarding government's 14th discovery production as to Javier Aguilar (Miller, Mathew) (Entered: 07/20/2021)
	Jul. 28, 2021		ORDER TO SHOW CAUSE as to Javier Aguilar. Within five days of the entry of this order, the government is directed to state whether it opposes the scheduling of an evidentiary hearing on defendant's intended application to suppress statements allegedly made to government agents at the George Bush Intercontinental Airport in Houston, Texas, on July 10, 2020. If the government opposes such a hearing, it shall state the reasons for its opposition. Show Cause Response due by 8/2/2021. Ordered by Judge Eric N. Vitaliano on 7/28/2021. (Gary, Jordan) (Entered: 07/28/2021)
<input type="checkbox"/> 54	Aug. 01, 2021	Request	RESPONSE TO ORDER TO SHOW CAUSE by USA as to Javier Aguilar (Miller, Mathew) (Entered: 08/01/2021)
	Aug. 02, 2021		ORDER TO SHOW CAUSE as to Javier Aguilar: With or without seeing a formal motion, with the governments imagination stretched to its zenith, are there any circumstances under which a

ENTRY	FILED	PDF	DESCRIPTION
			defendant seeking to suppress his own statements made to law enforcement would not be entitled to a fact hearing? If so, in a single sentence, what is it? Show Cause Response due by 8/4/2021. Ordered by Judge Eric N. Vitaliano on 8/2/2021. (Gary, Jordan) (Entered: 08/02/2021)
<input type="checkbox"/> 55	Aug. 04, 2021	Request	Letter regarding government's 15th discovery production as to Javier Aguilar (Miller, Mathew) (Entered: 08/04/2021)
<input type="checkbox"/> 56	Aug. 04, 2021	View	RESPONSE TO ORDER TO SHOW CAUSE by USA as to Javier Aguilar (Miller, Mathew) (Entered: 08/04/2021)
	Aug. 05, 2021	View	ORDER granting 51 Motion for Leave to File as to Javier Aguilar. The parties are directed to submit a jointly proposed briefing schedule by August 19, 2021, regarding defendant's intended motion to suppress statements allegedly made to government agents at the George Bush Intercontinental Airport in Houston, Texas, on July 10, 2020. The jointly proposed briefing schedule shall include a proposed hearing date for a hearing on the motion. If the Court finds that defendant is not entitled to a suppression hearing, the Court will cancel the hearing. If the parties cannot agree to a briefing schedule, the Court will set a briefing schedule for the parties. Ordered by Judge Eric N. Vitaliano on 8/5/2021. (Federowicz, Stephen) (Entered: 08/05/2021)
<input type="checkbox"/> 57	Aug. 06, 2021	Request	MOTION to Withdraw as Attorney to Def. Javier Aguilar by Richard C. Smith. by Javier Aguilar. (Smith, Richard) (Entered: 08/06/2021)
	Aug. 09, 2021	View	ORDER granting 57 Motion to Withdraw as Attorney. Richard Smith withdrawn from case. as to Javier Aguilar (1)Ordered by Judge Eric N. Vitaliano on 8/9/2021. (Villanueva, William) (Entered: 08/09/2021)
<input type="checkbox"/> 58	Aug. 10, 2021	View	MOTION to Withdraw as Attorney to Defendant Javier Aguilar by Robert P. Trout. by Javier Aguilar. (Trout, Robert) (Entered: 08/10/2021)

ENTRY	FILED	PDF	DESCRIPTION
	Aug. 11, 2021		ORDER granting 58 Motion to Withdraw as Attorney. Robert Trout withdrawn from case. as to Javier Aguilar (1)Ordered by Judge Eric N. Vitaliano on 8/11/2021. (Villanueva, William) (Entered: 08/11/2021)
<input type="checkbox"/> 59	Aug. 12, 2021	Request	NOTICE OF ATTORNEY APPEARANCE Jonathan Powell Lax appearing for USA. (Lax, Jonathan) (Entered: 08/12/2021)
<input type="checkbox"/> 60	Aug. 12, 2021	Request	NOTICE OF ATTORNEY APPEARANCE Ann Catherine Brickley appearing for USA. (Brickley, Ann) (Entered: 08/12/2021)
	Aug. 13, 2021		NOTICE OF HEARING as to Javier Aguilar Telephone Status Conference set for 8/19/2021 11:00 AM before Judge Eric N. Vitaliano. The Court will initiate the conference call. The call in instructions are as follows: The parties are directed to dial (888) 278-0296 at the scheduled time to access the call center. At the prompt enter access code 6983672. Persons granted remote access to proceedings are reminded of the general prohibition against photographing, recording, and rebroadcasting of court proceedings. Violation of these prohibitions may result in sanctions, including removal of court issued media credentials, restricted entry to future hearings, denial of entry to future hearings, or any other sanctions deemed necessary by the court. (Villanueva, William) (Entered: 08/13/2021)
	Aug. 16, 2021	View	ORDER as to Javier Aguilar. In anticipation of the Telephone Status Conference set for August 19, 2021, at 11:00 AM before Judge Eric N. Vitaliano, the parties are directed to submit their jointly proposed briefing schedule by 12:00 PM on Wednesday, August 18, 2021, regarding defendant's intended motion to suppress statements allegedly made to government agents at the George Bush Intercontinental Airport in Houston, Texas, on July 10, 2020. As provided in the Court's order on August 5, 2021, the jointly proposed briefing schedule shall include a proposed hearing date for a hearing on the motion. If the Court finds that

ENTRY	FILED	PDF	DESCRIPTION
			defendant is not entitled to a suppression hearing, the Court will cancel the hearing. If the parties cannot agree to a briefing schedule, the Court will set a briefing schedule for the parties. Ordered by Judge Eric N. Vitaliano on 8/16/2021. (Federowicz, Stephen) (Entered: 08/16/2021)
<input type="checkbox"/> 61	Aug. 16, 2021	View	Letter setting forth jointly proposed briefing schedule and requesting adjournment of upcoming status conference as to Javier Aguilar (Lax, Jonathan) (Entered: 08/16/2021)
<input type="checkbox"/> 62	Aug. 17, 2021	Request	ORDER as to Javier Aguilar re 61 Letter, The Court grants the proposed briefing schedule and adjourns the status conference. Time excluded (see order). (Status Conference/Possible Hearing set for 12/2/2021 11:00 AM in Courtroom 4C South before Judge Eric N. Vitaliano.) Ordered by Judge Eric N. Vitaliano on 8/17/2021. (Villanueva, William) (Entered: 08/17/2021)
<input type="checkbox"/> 63	Aug. 23, 2021	View	NOTICE OF ATTORNEY APPEARANCE: Tai H. Park appearing for Javier Aguilar (Park, Tai) (Entered: 08/23/2021)
<input type="checkbox"/> 65	Oct. 05, 2021	View	Letter providing additional Rule 16 discovery as to Javier Aguilar (Lax, Jonathan) (Entered: 10/05/2021)
<input type="checkbox"/> 66	Oct. 12, 2021	View	MOTION to Suppress Statements and for an Evidentiary Hearing by Javier Aguilar. (Attachments: # 1 Memorandum in Support, # 2 Declaration of Javier Aguilar, # 3 Declaration of Alex Spiro) (Spiro, Alexander) (Entered: 10/12/2021)
			0Main Document2 pages130.7 KB1Memorandum in Support30 pages265.2 KB2Declaration of Javier Aguilar6 pages565.9 KB3Declaration of Alex Spiro4 pages392.3 KB
<input type="checkbox"/> 68	Oct. 14, 2021	View	NOTICE OF ATTORNEY APPEARANCE Jonathan Robell appearing for USA. (Robell, Jonathan) (Entered: 10/14/2021)
<input type="checkbox"/> 69	Oct. 14, 2021	View	NOTICE OF ATTORNEY APPEARANCE Clayton P. Solomon appearing for USA.

ENTRY	FILED	PDF	DESCRIPTION
			(Solomon, Clayton) (Entered: 10/14/2021)
<input type="checkbox"/> 70	Oct. 15, 2021	Request	NOTICE OF ATTORNEY APPEARANCE David Hunter Smith appearing for USA. (Smith, David) (Entered: 10/15/2021)
<input type="checkbox"/> 71	Oct. 18, 2021	Request	Letter Docketing Sealed Exhibits as to Javier Aguilar (Attachments: # 1 Exhibit Ex. A to Spiro Decl. (Form 302, under seal), # 2 Exhibit Ex. B to Spiro Decl. (Agent Notes, under seal)) (Spiro, Alexander) (Entered: 10/18/2021)
<input type="checkbox"/> 73	Nov. 08, 2021	View	RESPONSE in Opposition re 66 MOTION to Suppress Statements and for an Evidentiary Hearing (Lax, Jonathan) (Entered: 11/08/2021)
<input type="checkbox"/> 74	Nov. 15, 2021	View	MOTION to Continue Suppression hearing planned for December 2, 2021 to the week of January 10, 2022 by Javier Aguilar. (Spiro, Alexander) (Entered: 11/15/2021)
<input type="checkbox"/> 75	Nov. 19, 2021	View	ORDER as to Javier Aguilar: Pursuant to the request of counsel for defendant Javier Aguilar, and with consent of counsel for the United States, the status conference/possible suppression hearing scheduled for December 2, 2021 is adjourned to January 11, 2022 at 11:00 a.m. The Court will exclude the time between these two dates from speedy trial calculations due to pendency of the defendants' motion and to otherwise meet the ends of justice. SO Ordered by Judge Eric N. Vitaliano on 11/19/2021. (Tavarez, Jennifer) (Entered: 11/19/2021)
<input type="checkbox"/> 76	Nov. 22, 2021	View	REPLY TO RESPONSE to Motion re 66 MOTION to Suppress Statements and for an Evidentiary Hearing (Spiro, Alex) (Entered: 11/22/2021)
<input type="checkbox"/> 77	Nov. 26, 2021	Request	Letter regarding additional Rule 16 discovery as to Javier Aguilar (Lax, Jonathan) (Entered: 11/26/2021)
<input type="checkbox"/> 78	Dec. 07, 2021	View	MOTION to Compel Discovery in Furtherance of Motion to Suppress - Requesting Expedited Briefing & Oral Argument by Javier Aguilar. (Attachments: # 1 Memorandum in

ENTRY	FILED	PDF	DESCRIPTION
			Support, # 2 Declaration of Tai H. Park & Exs. A-B) (Park, Tai) (Entered: 12/07/2021)
			0Main Document2 pages113.5 KB1Memorandum in Support11 pages209.8 KB2Declaration of Tai H. Park & Exs. A-B17 pages473.5 KB
	Dec. 10, 2021		ORDER as to Javier Aguilar re 78 MOTION to Compel Discovery in Furtherance of Motion to Suppress - Requesting Expedited Briefing & Oral Argument filed by Javier Aguilar. The Court is in receipt of defendants motion to compel at 78 . The Government shall file any opposition thereto by 12/22/2021. Any reply from defendant shall be filed by 12/29/2021. Ordered by Judge Eric N. Vitaliano on 12/10/2021. (Villanueva, William) (Entered: 12/10/2021)
<input type="checkbox"/> 79	Dec. 14, 2021	View	Letter regarding additional discovery as to Javier Aguilar (Lax, Jonathan) (Entered: 12/14/2021)
<input type="checkbox"/> 80	Dec. 22, 2021	View	RESPONSE in Opposition re 78 MOTION to Compel Discovery in Furtherance of Motion to Suppress - Requesting Expedited Briefing & Oral Argument (Lax, Jonathan) (Entered: 12/22/2021)
<input type="checkbox"/> 81	Dec. 27, 2021	View	REPLY TO RESPONSE to Motion re 78 MOTION to Compel Discovery in Furtherance of Motion to Suppress - Requesting Expedited Briefing & Oral Argument (Park, Tai) (Entered: 12/27/2021)
<input type="checkbox"/> 82	Dec. 29, 2021	Request	MOTION to Withdraw as Attorney by Allison L. McGuire. by Javier Aguilar. (McGuire, Allison) (Entered: 12/29/2021)
<input type="checkbox"/> 83	Dec. 29, 2021	Request	Letter regarding additional Rule 16 discovery as to Javier Aguilar (Lax, Jonathan) (Entered: 12/29/2021)
<input type="checkbox"/> 84	Jan. 03, 2022	Request	MEMORANDUM and ORDER denying 78 Motion to Compel as to Javier Aguilar (1). SO Ordered by Judge Eric N. Vitaliano on 1/3/2022. (Tavarez, Jennifer) (Entered: 01/03/2022)

ENTRY	FILED	PDF	DESCRIPTION
<input type="checkbox"/> 85	Jan. 03, 2022	Request	Letter regarding discovery pursuant to 18 U.S.C. ? 3500 and Rules 16 and 26.2 as to Javier Aguilar (Lax, Jonathan) (Entered: 01/03/2022)
<input type="checkbox"/> 86	Jan. 03, 2022	Request	Letter regarding government's December 22, 2021 memorandum of law in opposition to the defendant's motion to compel discovery as to Javier Aguilar (Lax, Jonathan) (Entered: 01/03/2022)
	Jan. 05, 2022	View	ORDER granting 82 Motion to Withdraw as Attorney. Allison L. McGuire withdrawn from case. as to Javier Aguilar (1)Ordered by Judge Eric N. Vitaliano on 1/5/2022. (Villanueva, William) (Entered: 01/05/2022)
<input type="checkbox"/> 87	Jan. 05, 2022	View	Letter regarding scheduling of the upcoming hearing in light of recent surge in COVID cases as to Javier Aguilar (Lax, Jonathan) (Entered: 01/05/2022)
<input type="checkbox"/> 88	Jan. 07, 2022	View	Letter proposing new dates for in-person suppression hearing in light of recent surge in COVID cases as to Javier Aguilar (Lax, Jonathan) (Entered: 01/07/2022)
	Jan. 11, 2022		In-person Suppression Hearing rescheduled for 3/1/2022 11:00 AM in Courtroom 4C South before Judge Eric N. Vitaliano. Time will continue to be excluded due to pending motion. Ordered by Judge Eric N. Vitaliano on 1/11/2022. (Villanueva, William) (Entered: 01/11/2022)
<input type="checkbox"/> 89	Feb. 25, 2022	View	Letter providing additional discovery as to Javier Aguilar (Lax, Jonathan) (Entered: 02/25/2022)
<input type="checkbox"/> 90	Mar. 01, 2022	View	Minute Entry for proceedings held before Judge Eric N. Vitaliano:Suppression hearing as to Javier Aguilar held on 3/1/2022. Counsel for parties present. Government witness called. Suppression hearing to continue on 3/2/2022. (Court Reporter Andronikh Barna.) (Tavarez, Jennifer) (Entered: 03/02/2022)

ENTRY	FILED	PDF	DESCRIPTION
<input type="checkbox"/> 91	Mar. 02, 2022	View	Minute Entry for proceedings held before Judge Eric N. Vitaliano:Suppression Hearing as to Javier Aguilar held on 3/2/2022. Counsel for parties present. Government witness called. Defense counsel to notify the Court by letter on 3/2/2022 if they intend to call a witness. (Court Reporter Andronikh Barna.) (Tavarez, Jennifer) (Entered: 03/03/2022)
<input type="checkbox"/> 92	Mar. 07, 2022	View	Letter regarding Defendant's position as to an additional suppression hearing date as to Javier Aguilar (Spiro, Alex) (Entered: 03/07/2022)
<input type="checkbox"/> 93	Mar. 07, 2022	View	Letter concerning post-hearing briefing format and schedule as to Javier Aguilar (Lax, Jonathan) (Entered: 03/07/2022)
	Mar. 08, 2022		ORDER. The Court is in receipt of the parties' letters at 92 and 93 regarding additional briefing on defendant's suppression motion. The government and defendant will both file additional briefing by 4/5/2022. The government and defendant will then both file reply papers by 4/26/2022. Ordered by Judge Eric N. Vitaliano on 3/8/2022. (Federowicz, Stephen) (Entered: 03/08/2022)
<input type="checkbox"/> 94	Apr. 01, 2022	View	NOTICE OF FILING OF OFFICIAL TRANSCRIPT of Proceedings as to Javier Aguilar held on 3/1/2022, before Judge Eric N. Vitaliano. Court Reporter/Transcriber Andronikh Barna, Telephone number 718-613-2178. Email address: ambarna.crr@gmail.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER.File redaction request using event "Redaction Request - Transcript" located under "Other Filings - Other Documents". Redaction Request due 4/22/2022. Redacted Transcript Deadline set for 5/2/2022. Release of Transcript Restriction set for 6/30/2022. (Barna, Andronikh) (Entered: 04/01/2022)

ENTRY	FILED	PDF	DESCRIPTION
<input type="checkbox"/> 95	Apr. 01, 2022	View	<p>NOTICE OF FILING OF OFFICIAL TRANSCRIPT of Proceedings as to Javier Aguilar held on 3/2/2022, before Judge Eric N. Vitaliano. Court Reporter/Transcriber Andronikh Barna, Telephone number 718-613-2178. Email address: ambarna.crr@gmail.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. File redaction request using event "Redaction Request - Transcript" located under "Other Filings - Other Documents". Redaction Request due 4/22/2022. Redacted Transcript Deadline set for 5/2/2022. Release of Transcript Restriction set for 6/30/2022. (Barna, Andronikh) (Entered: 04/01/2022)</p>
<input type="checkbox"/> 96	Apr. 05, 2022	Request	<p>MEMORANDUM in Opposition re 66 MOTION to Suppress Statements and for an Evidentiary Hearing (Post-Hearing Memorandum) (Lax, Jonathan) (Entered: 04/05/2022)</p>
<input type="checkbox"/> 97	Apr. 05, 2022	Request	<p>MEMORANDUM in Support re 66 MOTION to Suppress Statements and for an Evidentiary Hearing Defense's Opening Post-Hearing Memorandum of Law in Support of Motion to Suppress Statements (Spiro, Alex) (Entered: 04/05/2022)</p>
<input type="checkbox"/> 98	Apr. 05, 2022	Request	<p>AFFIDAVIT/AFFIRMATION by Javier Aguilar (Attachments: # 1 Exhibit Def. Ex. A, # 2 Exhibit Def. Ex. B, # 3 Exhibit Def. Ex. C (seal sought), # 4 Exhibit Def. Ex. D (seal sought), # 5 Exhibit Def. Ex. F (seal sought), # 6 Exhibit Def. Ex. H (seal sought), # 7 Exhibit Def. Ex. I, # 8 Exhibit Def. Ex. J, # 9 Exhibit Def. Ex. J-A (seal sought), # 10 Exhibit Def. Ex. K, # 11 Exhibit Def. Ex. L, # 12 Exhibit Def. Ex. M, # 13 Exhibit Def. Ex. N, # 14 Exhibit Def. Ex. O (seal sought), # 15 Exhibit Def. Ex. P, # 16 Exhibit Def. Ex. Q (Consol. Hr'g Tr.), # 17 Exhibit Def. Ex. R, # 18 Exhibit Def. Ex. S, # 19 Exhibit Def. Ex. T, # 20 Exhibit Def. Ex. U, # 21 Exhibit Def. Ex. V, # 22 Exhibit Def. Ex. W, # 23 Exhibit Def. Ex. X (seal sought), # 24 Exhibit Def. Ex. Y, # 25 Exhibit Def. Ex. Z, # 26 Exhibit Def. Ex. AA, # 27</p>

ENTRY	FILED	PDF	DESCRIPTION
			Exhibit Def. Ex. BB, # 28 Exhibit Def. Ex. CC, # 29 Exhibit Def. Ex. DD) (Phillips, George) (Entered: 04/05/2022)
			0Main Document4 pages133.4 KB1Exhibit Def. Ex. A17 pages448.6 KB2Exhibit Def. Ex. B4 pages718.0 KB3Exhibit Def. Ex. C (seal sought)1 page42.2 KB4Exhibit Def. Ex. D (seal sought)1 page 2.6 KB5Exhibit Def. Ex. F (seal sought)1 page 2.6 KB6Exhibit Def. Ex. H (seal sought)1 page 2.6 KB7Exhibit Def. Ex. I2 pages171.5 KB8Exhibit Def. Ex. J2 pages163.8 KB9Exhibit Def. Ex. J-A (seal sought)1 page 2.6 KB10Exhibit Def. Ex. K3 pages264.5 KB11Exhibit Def. Ex. L2 pages205.4 KB12Exhibit Def. Ex. M2 pages170.9 KB13Exhibit Def. Ex. N2 pages138.4 KB14Exhibit Def. Ex. O (seal sought)1 page81.5 KB15Exhibit Def. Ex. P2 pages87.8 KB16Exhibit Def. Ex. Q (Consol. Hr'g Tr.)360 pages 1.9 MB17Exhibit Def. Ex. R8 pages615.7 KB18Exhibit Def. Ex. S3 pages139.4 KB19Exhibit Def. Ex. T4 pages444.2 KB20Exhibit Def. Ex. U3 pages 1.5 MB21Exhibit Def. Ex. V10 pages281.5 KB22Exhibit Def. Ex. W2 pages141.8 KB23Exhibit Def. Ex. X (seal sought)1 page81.5 KB24Exhibit Def. Ex. Y3 pages305.3 KB25Exhibit Def. Ex. Z2 pages217.5 KB26Exhibit Def. Ex. AA7 pages997.7 KB27Exhibit Def. Ex. BB3 pages112.9 KB28Exhibit Def. Ex. CC2 pages792.7 KB29Exhibit Def. Ex. DD66 pages 1.3 MB
<input type="checkbox"/> 100	Apr. 14, 2022	Request	Letter MOTION for Protective Order on Stipulation By the Parties by USA as to Javier Aguilar. (Attachments: # 1 Proposed Order and Stipulation) (Lax, Jonathan) (Entered: 04/14/2022)
			0Main Document1 page131.7 KB1Proposed Order and Stipulation6 pages480.2 KB
<input type="checkbox"/> 101	Apr. 21, 2022	Request	ORDER granting 100 Motion for Protective Order as to Javier Aguilar (1). SO Ordered by Judge Eric N. Vitaliano on 4/19/2022. (Tavarez, Jennifer) (Entered: 04/21/2022)
<input type="checkbox"/> 102	Apr. 26, 2022	Request	RESPONSE in Opposition re 66 MOTION to Suppress Statements and for an

ENTRY	FILED	PDF	DESCRIPTION
			Evidentiary Hearing (Solomon, Clayton) (Entered: 04/26/2022)
<input type="checkbox"/> 103	Apr. 26, 2022	Request	RESPONSE in Support re 66 MOTION to Suppress Statements and for an Evidentiary Hearing Defendant Javier Aguilar's Post-Hearing Rebuttal Brief in Support of Motion to Suppress (Spiro, Alex) (Entered: 04/26/2022)
<input type="checkbox"/> 104	Jun. 03, 2022	Request	NOTICE OF ATTORNEY APPEARANCE Nicholas Michael Axelrod appearing for USA. (Axelrod, Nicholas) (Entered: 06/03/2022)
<input type="checkbox"/> 105	Jul. 12, 2022	Request	MOTION to Modify Conditions of Release temporarily to permit Defendant to travel to the District of Alaska in August 2022 by Javier Aguilar. (Spiro, Alex) (Entered: 07/12/2022)
	Jul. 20, 2022		ORDER granting 105 Motion to Modify Conditions of Release as to Javier Aguilar (1) Ordered by Judge Eric N. Vitaliano on 7/20/2022. (Villanueva, William) (Entered: 07/20/2022)
<input type="checkbox"/> 106	Aug. 05, 2022	Request	MEMORANDUM & ORDER denying 66 Motion to Suppress as to Javier Aguilar (1). So Ordered by Judge Eric N. Vitaliano on 7/23/2022. (Lee, Tiffeny) (Entered: 08/05/2022)
<input type="checkbox"/> 107	Aug. 06, 2022	Request	MOTION for Hearing on Status of Case by Javier Aguilar. (Spiro, Alex) (Entered: 08/06/2022)
	Aug. 11, 2022		ORDER granting 107 Motion for Hearing as to Javier Aguilar (1) Status Conference set for 8/26/2022 11:00 AM in Courtroom 4C South before Judge Eric N. Vitaliano. Ordered by Judge Eric N. Vitaliano on 8/11/2022. (LoPresti, Joseph) (Entered: 08/11/2022)
<input type="checkbox"/> 108	Aug. 11, 2022	Request	MOTION for Hearing -- to Reschedule Status Conference by Javier Aguilar. (Spiro, Alex) (Entered: 08/11/2022)
	Aug. 12, 2022		ORDER granting 108 Motion for Hearing as to Javier Aguilar (1) Status Conference set for 9/13/2022 02:30 PM in Courtroom 4C South before Judge Eric N. Vitaliano. Ordered by Judge Eric

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			N. Vitaliano on 8/12/2022. (LoPresti, Joseph) (Entered: 08/12/2022)
<input type="checkbox"/> 109	Aug. 14, 2022	Request	MOTION to Exclude time between August 11, 2022 and September 13, 2022 under Speedy Trial Act by USA as to Javier Aguilar. (Lax, Jonathan) (Entered: 08/14/2022)
<input type="checkbox"/> 110	Aug. 22, 2022	Request	ORDER granting 109 Motion to Exclude as to Javier Aguilar (1). Pursuant to the request of counsel for defendant Javier Aguilar and counsel for the United States, the status conference scheduled for August 11, 2022 is adjourned to September 13, 2022 at 2:30 p.m. Upon balancing the factors specified in 8 U.S.C. ? 3161(h)(8), the Court will exclude the time between these two dates from speedy trial calculations as defense counsel has informed the Court of the defendant's inability attend the status conference, continued voluminous discovery, and to otherwise meet the ends of justice. SO Ordered by Judge Eric N. Vitaliano on 8/22/2022. (Tavarez, Jennifer) (Entered: 08/22/2022)
<input type="checkbox"/> 111	Sep. 07, 2022	Request	NOTICE OF ATTORNEY APPEARANCE: Daniel R. Koffmann appearing for Javier Aguilar (Koffmann, Daniel) (Entered: 09/07/2022)
	Sep. 14, 2022		Minute Entry for proceedings held before Judge Eric N. Vitaliano:Status Conference as to Javier Aguilar held on 9/14/2022. Jonathan Lax, Clayton Solomon, Jonathan Robell, Nicholas Axelrod and Adam Schwartz for USA, Alex Spiro, Daniel Koffmann and George Phillips for defendant present and stand-by Spanish interpreter Maristela Verastegui present. Government advises the Court it has produced discovery with additional to produce. Motion Schedule: Defense papers by 9/22/2022, Government response by 10/3/2022. Next Status Conference/Argument scheduled for 11/4/2022 @ 2:30 PM. Time excluded, without defendant's consent, for motion and complexity of the case. (Court Reporter Anthony Frisolone.) (Villanueva, William) (Entered: 09/14/2022)

ENTRY	FILED	PDF	DESCRIPTION
<input type="checkbox"/> 112	Sep. 22, 2022	Request	Second MOTION for Bill of Particulars by Javier Aguilar. (Attachments: # 1 Memorandum of Law in Support, # 2 Proposed Order, # 3 Declaration of Alex Spiro, # 4 Spiro Decl. Ex. A (9-13-22 Status Conf. Tr.), # 5 Spiro Decl. Ex. B (USA v. Carson, Dkt. 75)) (Spiro, Alex) (Entered: 09/22/2022)
			0Main Document2 pages134.8 KB1Memorandum of Law in Support9 pages178.8 KB2Proposed Order1 page115.2 KB3Declaration of Alex Spiro2 pages97.0 KB4Spiro Decl. Ex. A (9-13-22 Status Conf. Tr.)18 pages133.7 KB5Spiro Decl. Ex. B (USA v. Carson, Dkt. 75)6 pages49.4 KB
<input type="checkbox"/> 113	Oct. 03, 2022	View	MEMORANDUM in Opposition re 112 Second MOTION for Bill of Particulars (Axelrod, Nicholas) (Entered: 10/03/2022)
<input type="checkbox"/> 114	Oct. 05, 2022	View	REPLY TO RESPONSE to Motion re 112 Second MOTION for Bill of Particulars Letter Reply for Defendant Javier Aguilar (Spiro, Alex) (Entered: 10/05/2022)
<input type="checkbox"/> 115	Oct. 14, 2022	Request	Letter requesting hearing pursuant to United States v. Curcio, 680 F.2d 881 (2d Cir. 1982) as to Javier Aguilar (Lax, Jonathan) (Entered: 10/14/2022)
<input type="checkbox"/> 116	Oct. 14, 2022	View	REDACTION by USA as to Javier Aguilar to 115 1 - Sealed Document CR, Letter (Lax, Jonathan) (Entered: 10/14/2022)
<input type="checkbox"/> 117	Nov. 01, 2022	View	ORDER denying 112 Motion for Bill of Particulars as to Javier Aguilar (1). For the foregoing reasons, Aguilar's second motion for a bill of particulars is denied, except that the government is ordered to produce to Aguilar, no later than thirty days before trial, a list and descriptions of any specific transactions it intends to use at trial not previously identified in its charging documents and representations, in the same fashion as the transactions previously identified. Ordered by Judge Eric N. Vitaliano on 10/28/2022. (JL) (Entered: 11/01/2022)
<input type="checkbox"/> 118	Nov. 02, 2022	Request	Letter providing update as to Curcio motion 115 and withdrawing request

ENTRY	FILED	PDF	DESCRIPTION
			for hearing as to Javier Aguilar (Lax, Jonathan) (Entered: 11/02/2022)
	Nov. 04, 2022		Minute Entry for proceedings held before Judge Eric N. Vitaliano: Status Conference/Oral Argument as to Javier Aguilar held on 11/4/2022. Jonathan Lax, Clayton Solomon, Hunter Smith, Derek Ettinger and Nicholas Axelrod for USA and Alex Spiro and Michael Bloom for defendant present. Stand-by Spanish Interpreter Rosa Olivera also present. Motion schedule: Motions due 3/3/2023, Opposition due on 3/17/2023 and replies due 3/24/2023. Jury selection before a magistrate judge scheduled for 7/5/2023. Trial to begin 7/6/2023 or after jury selection complete. Parties consent to a magistrate judge to preside over jury selection. Status Conference scheduled for 1/27/2023 @ 2:30 pm. Defense counsel to appear remotely. Parties shall advise the Court a week prior to the status conference if the appearance is necessary. Time excluded to trial date due to motions being deemed filed, ongoing discovery, need to review that discovery and to make strategic determinations with respect to their trial strategy. (Court Reporter Avery Armstrong.) (WV) (Entered: 11/14/2022)
<input type="checkbox"/> 119	Dec. 02, 2022	View	MOTION to Modify Conditions of Release temporarily to permit Defendant to travel to the M.D. Fla. from Dec. 18-22, 2022 by Javier Aguilar. (Spiro, Alex) (Entered: 12/02/2022)
<input type="checkbox"/> 120	Dec. 02, 2022	View	SUPERSEDING INDICTMENT as to Javier Aguilar (1) count(s) 1s, 2s, 3s-4s, 5s. (JT) (Entered: 12/02/2022)
	Dec. 09, 2022		ORDER granting 119 Motion to Modify Conditions of Release as to Javier Aguilar (1) Ordered by Judge Eric N. Vitaliano on 12/9/2022. (WV) (Entered: 12/09/2022)
<input type="checkbox"/> 121	Jan. 05, 2023	View	Minute Entry for proceedings held before Magistrate Judge James R. Cho: Arraignment as to Javier Aguilar (1) Count 1s, 2s, 3s-4s, 5s held on 1/5/2023. Counsel for parties present. Plea entered by Javier Aguilar: Not Guilty on

ENTRY	FILED	PDF	DESCRIPTION
			All Counts. (FTR Log #11:04-11:09.) (JT) (Entered: 01/05/2023)
<input type="checkbox"/> 122	Jan. 18, 2023	Request	MOTION to Modify Conditions of Release temporarily to permit Defendant to travel to the D. Colo. from Feb. 16-21, 2023 by Javier Aguilar. (Spiro, Alex) (Entered: 01/18/2023)
	Jan. 19, 2023		ORDER granting 122 Motion to Modify Conditions of Release as to Javier Aguilar (1)Ordered by Judge Eric N. Vitaliano on 1/19/2023. (WV) (Entered: 01/19/2023)
<input type="checkbox"/> 123	Jan. 20, 2023	View	Letter providing update to the Court and requesting to proceed with status conference scheduled for January 27, 2023 at 2:30pm as to Javier Aguilar (Lax, Jonathan) (Entered: 01/20/2023)
	Jan. 26, 2023		ORDER as to Javier Aguilar re 123 Letter. Attorneys who will be present at tomorrow's status conference will appear in person. Mr. Spiro has indicated he cannot appear at the status conference, but if he chooses to appear, he can do so by telephone, as agreed to at the last appearance, due to his being engaged in an out of state trial. Without objection, the defendant will appear by telephone. Ordered by Judge Eric N. Vitaliano on 1/26/2023. (WV) (Entered: 01/26/2023)
<input type="checkbox"/> 136	Jan. 27, 2023	Request	Minute Entry for proceedings held before Judge Eric N. Vitaliano:Status Conference as to Javier Aguilar held on 1/27/2023. Counsel for parties present. Stand-by Spanish Interpreter not needed for this appearance. Defense Counsel expects to file a severance motion by 3/3/2023. 404B Motion partially modified. Status conference may be scheduled after Rule 12 motion is decided. Time excluded to trial date for motions and interest of justice, with objection by defendant. (Court Reporter Linda Marino.) (JT) (Entered: 03/24/2023)
<input type="checkbox"/> 124	Feb. 13, 2023	Request	MOTION to Modify Conditions of Release temporarily to permit Defendant to travel to the D. Nev. from

ENTRY	FILED	PDF	DESCRIPTION
			March 23-26, 2023 by Javier Aguilar. (Spiro, Alex) (Entered: 02/13/2023)
	Feb. 14, 2023	View	ORDER granting 124 Motion to Modify Conditions of Release as to Javier Aguilar (1)Ordered by Judge Eric N. Vitaliano on 2/14/2023. (WV) (Entered: 02/14/2023)
<input type="checkbox"/> 125	Feb. 27, 2023	Request	Letter concerning newly anticipated motions to be filed as to Javier Aguilar (Lax, Jonathan) (Entered: 02/27/2023)
<input type="checkbox"/> 126	Mar. 02, 2023	Request	ORDER as to Javier Aguilar re 125 Letter concerning newly anticipated motions to be filed. Application Granted. SO Ordered by Judge Eric N. Vitaliano on 3/2/2023. (JT) (Entered: 03/02/2023)
<input type="checkbox"/> 127	Mar. 03, 2023	Request	MOTION for Separate Trial on Counts Javier Aguilar (1) Count 1,1s,2,2s,3s-4s,5s Motion to Sever and Dismiss or Transfer the Mexico-Related Charges by Javier Aguilar. (Attachments: # 1 Memorandum of Law in Support, # 2 Declaration of Alex Spiro, # 3 Ex. A, # 4 Ex. B, # 5 Ex. C, # 6 Ex. D) (Spiro, Alex) (Entered: 03/03/2023)
			0Main Document2 pages132.8 KB1Memorandum of Law in Support38 pages460.5 KB2Declaration of Alex Spiro5 pages149.4 KB3Ex. A20 pages118.0 KB4Ex. B21 pages202.8 KB5Ex. C2 pages290.1 KB6Ex. D2 pages276.8 KB
<input type="checkbox"/> 128	Mar. 03, 2023	Request	Third MOTION for Bill of Particulars as to the Mexico-Related Charges by Javier Aguilar. (Attachments: # 1 Memorandum of Law in Support, # 2 Proposed Order, # 3 Declaration of Alex Spiro, # 4 Ex. A, # 5 Ex. B, # 6 Ex. C, # 7 Ex. D (under seal), # 8 Ex. E (under seal), # 9 Ex. F (under seal), # 10 Ex. G (under seal)) (Spiro, Alex) (Entered: 03/03/2023)
		View	0Main Document2 pages150.6 KB1Memorandum of Law in Support16 pages253.8 KB2Proposed Order1 page132.4 KB3Declaration of Alex Spiro3 pages154.7 KB4Ex. A2 pages305.5 KB5Ex. B2 pages292.3 KB6Ex. C20 pages102.5 KB7Ex. D (under seal)1 page63.3 KB8Ex. E (under seal)1

ENTRY	FILED	PDF	DESCRIPTION
			page63.3 KB9Ex. F (under seal)1 page63.6 KB10Ex. G (under seal)1 page63.7 KB
<input type="checkbox"/> 129	Mar. 03, 2023	Request	MOTION to Suppress Electronically Stored Evidence by Javier Aguilar. (Attachments: # 1 Memorandum of Law in Support, # 2 Declaration of Javier Aguilar, # 3 Declaration of Alex Spiro, # 4 Ex. A (under seal), # 5 Ex. B (under seal), # 6 Ex. C, # 7 Ex. D (under seal), # 8 Ex. E (under seal), # 9 Ex. F (under seal), # 10 Ex. G (under seal), # 11 Ex. H (under seal)) (Spiro, Alex) (Entered: 03/03/2023)
		View	0Main Document2 pages132.6 KB1Memorandum of Law in Support25 pages518.5 KB2Declaration of Javier Aguilar2 pages242.1 KB3Declaration of Alex Spiro2 pages136.1 KB4Ex. A (under seal)1 page73.6 KB5Ex. B (under seal)1 page73.5 KB6Ex. C3 pages142.9 KB7Ex. D (under seal)1 page73.6 KB8Ex. E (under seal)1 page73.6 KB9Ex. F (under seal)1 page73.8 KB10Ex. G (under seal)1 page74.0 KB11Ex. H (under seal)1 page73.6 KB
<input type="checkbox"/> 131	Mar. 03, 2023	Request	MOTION in Limine to Admit Evidence of Other Acts by USA as to Javier Aguilar. (Lax, Jonathan) (Entered: 03/03/2023)
<input type="checkbox"/> 132	Mar. 17, 2023	Request	MEMORANDUM in Opposition re 131 MOTION in Limine to Admit Evidence of Other Acts (Attachments: # 1 Declaration of Alex Spiro, # 2 Exhibit A) (Spiro, Alex) (Entered: 03/17/2023)
			0Main Document29 pages369.4 KB1Declaration of Alex Spiro2 pages144.6 KB2Exhibit A14 pages 3.2 MB
<input type="checkbox"/> 133	Mar. 17, 2023	Request	MEMORANDUM in Opposition re 127 MOTION for Separate Trial on Counts Javier Aguilar (1) Count 1,1s,2,2s,3s-4s,5s Motion to Sever and Dismiss or Transfer the Mexico-Related Charges (Lax, Jonathan) (Entered: 03/17/2023)
<input type="checkbox"/> 134	Mar. 24, 2023	Request	REPLY TO RESPONSE to Motion re 127 MOTION for Separate Trial on Counts Javier Aguilar (1) Count 1,1s,2,2s,3s-4s,5s Motion to Sever and Dismiss or

ENTRY	FILED	PDF	DESCRIPTION
			Transfer the Mexico-Related Charges (Spiro, Alex) (Entered: 03/24/2023)
<input type="checkbox"/> 135	Mar. 24, 2023	Request	REPLY TO RESPONSE to Motion re 131 MOTION in Limine to Admit Evidence of Other Acts (Lax, Jonathan) (Entered: 03/24/2023)
<input type="checkbox"/> 137	Mar. 31, 2023	Request	RESPONSE in Opposition re 128 Third MOTION for Bill of Particulars as to the Mexico-Related Charges (Ettinger, Derek) (Entered: 03/31/2023)
<input type="checkbox"/> 138	Mar. 31, 2023	Request	RESPONSE in Opposition re 129 MOTION to Suppress Electronically Stored Evidence (Lax, Jonathan) (Entered: 03/31/2023)
<input type="checkbox"/> 139	Mar. 31, 2023	Request	REDACTION by USA as to Javier Aguilar to 138 1 - Sealed Document CR, Response in Opposition (Lax, Jonathan) (Entered: 03/31/2023)
<input type="checkbox"/> 140	Apr. 12, 2023	View	MEMORANDUM and ORDER: For the foregoing reasons, defendant's motion to sever the Mexico-related charges is denied, and his motion to dismiss those charges or to transfer them to the Southern District of Texas is denied without prejudice. If Aguilar intends to move to transfer the case, in whole or in part, for lack of venue on certain of the counts in the Superseding Indictment, he must inform the Court of his intent to do so no later than 14 days after this Memorandum & Order is entered on the docket. SO Ordered by Judge Eric N. Vitaliano on 4/6/2023. (JT) (Entered: 04/12/2023)
<input type="checkbox"/> 141	Apr. 13, 2023	View	Letter updating Court as to the government's review of electronic evidence as to Javier Aguilar (Lax, Jonathan) (Entered: 04/13/2023)
<input type="checkbox"/> 142	Apr. 14, 2023	Request	REPLY TO RESPONSE to Motion re 128 Third MOTION for Bill of Particulars as to the Mexico-Related Charges (Attachments: # 1 Suppl. Spiro Decl. for Particulars Motion) (Spiro, Alex) (Entered: 04/14/2023)
			0Main Document11 pages216.9 KB1Suppl. Spiro Decl. for Particulars

ENTRY	FILED	PDF	DESCRIPTION
			Motion2 pages126.2 KB
<input type="checkbox"/> 143	Apr. 14, 2023	Request	REPLY TO RESPONSE to Motion re 129 MOTION to Suppress Electronically Stored Evidence (Attachments: # 1 Suppl. Spiro Decl. for Mot. to Suppress) (Spiro, Alex) (Entered: 04/14/2023)
			0Main Document18 pages276.3 KB1Suppl. Spiro Decl. for Mot. to Suppress8 pages229.5 KB
<input type="checkbox"/> 145	Apr. 18, 2023	View	Letter from the Defense Responding to the Court's April 12, 2023 Memorandum & Order (ECF No. 140) as to Javier Aguilar (Spiro, Alex) (Entered: 04/18/2023)
<input type="checkbox"/> 146	Apr. 20, 2023	View	Letter regarding briefing schedule as to Javier Aguilar (Ettinger, Derek) (Entered: 04/20/2023)
	Apr. 24, 2023		ORDER as to Javier Aguilar. Having reviewed the parties' letters at 145 and 146 , the Court enters the following briefing schedule for defendant's motion to dismiss or transfer the Mexico-related charges. Defendant's opening papers are due May 1, 2023. The government's response papers are due May 15, 2023. Defendant's reply papers are due May 19, 2023. Ordered by Judge Eric N. Vitaliano on 4/24/2023. (JL) (Entered: 04/24/2023)
<input type="checkbox"/> 147	Apr. 27, 2023	View	MOTION to Dismiss Defendant's Renewed Motion to Dismiss the Mexico-Related Charges for Lack of Venue by Javier Aguilar. (Attachments: # 1 Memorandum in Support, # 2 Declaration of Alex Spiro, # 3 Spiro Decl. Ex. A) (Spiro, Alex) (Entered: 04/27/2023)
			0Main Document2 pages133.3 KB1Memorandum in Support27 pages334.8 KB2Declaration of Alex Spiro1 page141.5 KB3Spiro Decl. Ex. A12 pages242.9 KB
<input type="checkbox"/> 148	May. 11, 2023	View	Letter providing disclosure pursuant to Rule 16(a)(1)(G) as to Javier Aguilar (Lax, Jonathan) (Entered: 05/11/2023)

ENTRY	FILED	PDF	DESCRIPTION
<input type="checkbox"/> 149	May. 15, 2023	Request	Letter MOTION to Continue Trial and for a Status Conference to Set a New Trial Date by Javier Aguilar. (Spiro, Alex) (Entered: 05/15/2023)
<input type="checkbox"/> 150	May. 15, 2023	Request	RESPONSE in Opposition re 147 MOTION to Dismiss Defendant's Renewed Motion to Dismiss the Mexico-Related Charges for Lack of Venue (Solomon, Clayton) (Entered: 05/15/2023)
<input type="checkbox"/> 151	May. 17, 2023	Request	Letter response to motion to continue trial as to Javier Aguilar (Axelrod, Nicholas) (Entered: 05/17/2023)
	May. 17, 2023		ORDER granting 149 Motion to Continue as to Javier Aguilar (1). On May 15, 2023, defendant moved that his trial be continued. Dkt. 149 . On May 17, 2023, the government indicated that it did not oppose such an adjournment. Dkt. 151 . Accordingly, in the interest of justice, the trial currently scheduled to begin on July 6, 2023, is adjourned sine die. The Court will convene a status conference at its earliest convenience to discuss a new trial date and other open issues. The deadline for the government's production of Section 3500 material is likewise adjourned sine die, except that such production remains due 45 days before commencement of trial. See Dkt. [127-3] at 14:2-21. Time has previously been excluded, and remains excluded, through July 5, 2023. See Dkt. [127-4] at 18:22-19:23. Ordered by Judge Eric N. Vitaliano on 5/17/2023. (JL) (Entered: 05/17/2023)
<input type="checkbox"/> 152	May. 19, 2023	Request	REPLY TO RESPONSE to Motion re 147 MOTION to Dismiss Defendant's Renewed Motion to Dismiss the Mexico-Related Charges for Lack of Venue (Spiro, Alex) (Entered: 05/19/2023)
	May. 31, 2023		NOTICE OF HEARING as to Javier Aguilar Status Conference set for 6/7/2023 10:30 AM in Courtroom 4C South before Judge Eric N. Vitaliano. (WV) (Entered: 05/31/2023)
<input type="checkbox"/> 153	May. 31, 2023	Request	MOTION to Appear Pro Hac Vice by Michael Packard Filing fee \$ 150, receipt number BNYEDC-16749348 by Javier

ENTRY	FILED	PDF	DESCRIPTION
			Aguilar. (Attachments: # 1 Affidavit (In Support of PHV), # 2 Exhibit (Certificate of Good Standing)) (Packard, Michael) (Entered: 05/31/2023)
			0Main Document1 page111.9 KB1Affidavit (In Support of PHV)1 page31.9 KB2Exhibit (Certificate of Good Standing)1 page172.1 KB
<input type="checkbox"/> 154	May. 31, 2023	View	MEMORANDUM and ORDER: In the instant motion 147 , unlike in his previous motion, Aguilar pointedly moves only for dismissal, not for transfer, of the Mexico-related charges. Compare Def.'s Mot. to Sever, Dkt. 127, at 1 ("Defendant Javier Aguilar moves the Court . . . for orders . . . either dismissing [the Mexico-related] charges for lack of venue in the Eastern District of New York or transferring them to the Southern District of Texas." (emphases added)), with Mot. at 1 ("Defendant Javier Aguilar respectfully renews his motion to dismiss Counts Two, Four, and the portion of Count Five predicated on alleged Mexico-related offense conduct . . . for lack of venue [T]he Court must dismiss and lacks the power to transfer the Mexico-related charges."). Accordingly, Aguilar's renewed motion to dismiss the Mexico-related charges for lack of venue in this district is granted as to Counts Two and Four and denied as to Count Five. Finally, all other open pending or related pretrial matters will be addressed at the next status conference, currently scheduled for June 7, 2023. SO Ordered by Judge Eric N. Vitaliano on 5/31/2023. (JT) Modified on 5/31/2023 (JT). (Entered: 05/31/2023)
	May. 31, 2023		DISMISSAL OF COUNTS on Motion of Javier Aguilar. See Document 154 (TLH) (Entered: 01/03/2024)
<input type="checkbox"/> 155	Jun. 02, 2023	Request	MEMORANDUM & ORDER re 131 Motion in Limine as to Javier Aguilar (1). So Ordered by Judge Eric N. Vitaliano on 6/1/2023. (TLH) (Entered: 06/02/2023)
	Jun. 07, 2023		ORDER granting 153 Motion for Leave to Appear. The attorney shall register for ECF, registration is available online at www.pacer.gov. Once registered, the

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			attorney shall file a notice of appearance and ensure that s/he receives electronic notification of activity in this case. Also, the attorney shall ensure the 150 admission fee be submitted to the Clerks Office via filing the event Pro Hac Vice Filing Fee. as to Javier Aguilar (1)Ordered by Judge Eric N. Vitaliano on 6/7/2023. (WV) (Entered: 06/07/2023)
	Jun. 07, 2023		Minute Entry for proceedings held before Judge Eric N. Vitaliano:Status Conference as to Javier Aguilar held on 6/7/2023. Jonathan Lax, Clayton Solomon, Derek Ettinger, Nicholas Axelrod and David Hunter Smith for USA, Daniel Koffman, Michael Packard and Michael Bloom for defendant and stand-by Spanish interpreter Maristela Verastegui present. Jury selection rescheduled for 1/2/2024, with trial to begin on 1/3/2024. Motion Schedule: Motions in limine/exhibit list, witness list, and 3500 material due 11/17/2023, motions by defendant responsive to 11/17/2023 material due 12/4/2023, government response due 12/18/2023 and defense reply on 12/20/2023. Expert disclosure and all other motions in limine due 10/2/2023. Payments due 12/4/2023. Parties to submit a joint filing with a proposed Status Conference date. Time excluded, with defense objection, to the new trial date, 1/2/2024, due to pending motions, expected motions to be filed, continued discovery and in the interest of justice. (Court Reporter Toniann Lucatorto.) (WV) (Entered: 06/07/2023)
<input type="checkbox"/> 156	Jun. 08, 2023	Request	Letter proposing that the next status conference be held on September 27, 2023 as to Javier Aguilar (Lax, Jonathan) (Entered: 06/08/2023)
	Jun. 08, 2023		SCHEDULING ORDER as to Javier Aguilar re 156 Letter Status Conference set for 9/27/2023 11:00 AM in Courtroom 4C South before Judge Eric N. Vitaliano.. Ordered by Judge Eric N. Vitaliano on 6/8/2023. (WV) (Entered: 06/08/2023)
<input type="checkbox"/> 157	Jun. 13, 2023	Request	Letter Giving Notice of Supplemental Authority in Support of Defendant's Motion to Suppress Electronically

ENTRY	FILED	PDF	DESCRIPTION
			Stored Evidence (D.I. 129) as to Javier Aguilar (Spiro, Alex) (Entered: 06/13/2023)
<input type="checkbox"/> 158	Jun. 16, 2023	View	Letter in Response to Defendant's Letter Giving Notice of Supplemental Authority as to Javier Aguilar (Lax, Jonathan) (Entered: 06/16/2023)
<input type="checkbox"/> 159	Jul. 06, 2023	Request	NOTICE OF FILING OF OFFICIAL TRANSCRIPT of Proceedings as to Javier Aguilar held on June 7, 2023, before Judge Judge Eric Vitaliano. Court Reporter/Transcriber ToniAnn Lucatorto, Telephone number 17186132601. Email address: ToniAnnLucatorto@GMAIL.COM. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. File redaction request using event "Redaction Request - Transcript" located under "Other Filings - Other Documents". Redaction Request due 7/27/2023. Redacted Transcript Deadline set for 8/7/2023. Release of Transcript Restriction set for 10/4/2023. (Lucatorto, ToniAnn) (Entered: 07/06/2023)
<input type="checkbox"/> 160	Jul. 07, 2023	Request	MEMORANDUM & ORDER denying 129 Motion to Suppress the ESI seized pursuant to the search warrant issued by Magistrate Judge Robert Levy as to Javier Aguilar (1). Ordered by Judge Eric N. Vitaliano on 6/24/2023. (JC) (Entered: 07/07/2023)
<input type="checkbox"/> 161	Jul. 07, 2023	Request	NOTICE OF ATTORNEY APPEARANCE Matthew R. Galeotti appearing for USA. (Galeotti, Matthew) (Entered: 07/07/2023)
<input type="checkbox"/> 162	Jul. 07, 2023	Request	MOTION to Withdraw as Attorney for Defendant Javier Aguilar by Tai H. Park. by Javier Aguilar. (Park, Tai) (Entered: 07/07/2023)
	Jul. 11, 2023	View	ORDER granting 162 Motion to Withdraw as Attorney. Tai H. Park withdrawn from case. as to Javier Aguilar (1) Ordered by Judge Eric N.

ENTRY	FILED	PDF	DESCRIPTION
			Vitaliano on 7/11/2023. (WV) (Entered: 07/11/2023)
<input type="checkbox"/> 163	Jul. 24, 2023	Request	Letter MOTION to Modify Conditions of Release by Javier Aguilar. (Spiro, Alex) (Entered: 07/24/2023)
	Jul. 26, 2023		ORDER as to Javier Aguilar re 163 Letter MOTION to Modify Conditions of Release filed by Javier Aguilar. The government is directed to respond to defendant's motion dated 7/24/2023 by 5:00 PM on 8/4/2023 and any reply by defendant to be filed by 5:00 PM on 8/9/2023. Ordered by Judge Eric N. Vitaliano on 7/26/2023. (WV) (Entered: 07/26/2023)
<input type="checkbox"/> 164	Aug. 01, 2023	Request	Letter MOTION to Modify Conditions of Release to permit travel to the C.D. Cal. to meet with counsel by Javier Aguilar. (Spiro, Alex) (Entered: 08/01/2023)
	Aug. 02, 2023		ORDER granting 164 Motion to Modify Conditions of Release as to Javier Aguilar (1) Ordered by Judge Eric N. Vitaliano on 8/2/2023. (WV) (Entered: 08/02/2023)
<input type="checkbox"/> 165	Aug. 02, 2023	Request	MEMORANDUM and ORDER re: 128 Motion for Bill of Particulars as to Javier Aguilar (1). For the foregoing reasons, Aguilar's third motion for a bill of particulars is denied, except that the government is ordered to produce to Aguilar, no later than thirty days before trial, a list and descriptions of any specific transactions it intends to use at trial not previously identified in its charging documents and representations, in the same fashion as the transactions previously identified. SO Ordered by Judge Eric N. Vitaliano on 7/26/2023. (JT) (Entered: 08/02/2023)
<input type="checkbox"/> 166	Aug. 03, 2023	Request	Letter MOTION to Dismiss -- Letter Motion Seeking for Leave to File Motion to Dismiss the Mexico-Related Portion of Count Five as Duplicitous by Javier Aguilar. (Attachments: # 1 Ex. A (S.D. Tex. Indictment)) (Spiro, Alex) (Entered: 08/03/2023)
		View	0Main Document2 pages201.0 KB1Ex. A (S.D. Tex. Indictment)22 pages344.8 KB

ENTRY	FILED	PDF	DESCRIPTION
<input type="checkbox"/> 167	Aug. 04, 2023	Request	RESPONSE in Opposition re 163 Letter MOTION to Modify Conditions of Release by USA (Galeotti, Matthew) (Entered: 08/04/2023)
	Aug. 07, 2023	View	ORDER as to Javier Aguilar re 166 Letter MOTION to Dismiss -- Letter Motion Seeking for Leave to File Motion to Dismiss the Mexico-Related Portion of Count Five as Duplicitous filed by Javier Aguilar. Motion Schedule: Defendant's motion due 8/9/2023, Government's Response to defendant's motion due 8/21/2023 and defendant's reply due 8/28/2023. Ordered by Judge Eric N. Vitaliano on 8/7/2023. (WV) Modified on 8/7/2023 (WV). (Entered: 08/07/2023)
<input type="checkbox"/> 168	Aug. 08, 2023	View	REPLY TO RESPONSE to Motion re 163 Letter MOTION to Modify Conditions of Release re: Location Monitoring (Spiro, Alex) (Entered: 08/08/2023)
<input type="checkbox"/> 169	Aug. 09, 2023	Request	MOTION to Dismiss the Mexico-related Portion of Count Five as Duplicitous by Javier Aguilar. (Attachments: # 1 Memorandum in Support, # 2 Declaration of Alex Spiro, # 3 Exhibit A (Espinosa Crim. Info.), # 4 Exhibit B (Guzman Crim. Info.)) (Spiro, Alex) (Entered: 08/09/2023)
		View	0Main Document2 pages134.5 KB1Memorandum in Support22 pages292.3 KB2Declaration of Alex Spiro1 page148.2 KB3Exhibit A (Espinosa Crim. Info.)9 pages234.8 KB4Exhibit B (Guzman Crim. Info.)9 pages236.1 KB
<input type="checkbox"/> 170	Aug. 11, 2023	Request	Joint MOTION for Protective Order by USA as to Javier Aguilar. (Attachments: # 1 Proposed Order) (Galeotti, Matthew) (Entered: 08/11/2023)
			0Main Document2 pages131.6 KB1Proposed Order6 pages191.7 KB
<input type="checkbox"/> 171	Aug. 11, 2023	Request	ORDER granting 170 Motion for Protective Order as to Javier Aguilar (1). So Ordered by Judge Eric N. Vitaliano on 8/11/2023. (TLH) (Entered: 08/11/2023)

ENTRY	FILED	PDF	DESCRIPTION
<input type="checkbox"/> 172	Aug. 21, 2023	View	MEMORANDUM in Opposition re 169 MOTION to Dismiss the Mexico-related Portion of Count Five as Duplicitous by USA (Galeotti, Matthew) (Entered: 08/21/2023)
<input type="checkbox"/> 173	Aug. 24, 2023	Request	REPLY TO RESPONSE to Motion re 163 Letter MOTION to Modify Conditions of Release Notice of Recent Developments Relevant to Mr. Aguilar's Letter Motion to Remove or Modify His Location Monitoring Condition (Attachments: # 1 Ex. A (S.D. Tex. Hr'g Tr.), # 2 Ex. B (S.D. Tex. Pretrial Release Order)) (Spiro, Alex) (Entered: 08/24/2023)
			0Main Document2 pages202.8 KB1Ex. A (S.D. Tex. Hr'g Tr.)26 pages139.1 KB2Ex. B (S.D. Tex. Pretrial Release Order)5 pages500.4 KB
<input type="checkbox"/> 174	Aug. 28, 2023	Request	REPLY TO RESPONSE to Motion re 169 MOTION to Dismiss the Mexico-related Portion of Count Five as Duplicitous (Spiro, Alex) (Entered: 08/28/2023)
<input type="checkbox"/> 175	Sep. 01, 2023	Request	Letter MOTION to Modify Conditions of Release temporarily to permit Defendant to travel to Nevada from Sept. 27 to Oct. 2, 2023 by Javier Aguilar. (Spiro, Alex) (Entered: 09/01/2023)
	Sep. 14, 2023	View	ORDER granting 175 Motion to Modify Conditions of Release as to Javier Aguilar (1)Ordered by Judge Eric N. Vitaliano on 9/14/2023. (WV) (Entered: 09/14/2023)
<input type="checkbox"/> 176	Sep. 21, 2023	Request	MEMORANDUM and ORDER : For the foregoing reasons, defendant's motion to dismiss Count Five of the superseding indictment as duplicitous is denied. SO Ordered by Judge Eric N. Vitaliano on 9/19/2023. (JT) (Entered: 09/21/2023)
	Sep. 27, 2023		Minute Entry for proceedings held before Judge Eric N. Vitaliano:Status Conference as to Javier Aguilar held on 9/27/2023. Jonathan Lax, Clayton Solomon, Hunter Smith and Derek Ettinger for USA, Daniel Koffman, Michael Packard and Michael Bloom for defendant, Pretrial Officer Bianca Carter and Stand-by interpreter Mario

ENTRY	FILED	PDF	DESCRIPTION
			<p>Michelena present. Government provides update. Southern District of Texas will proceed after the EDNY trial. For the reasons stated on the record, defendant's motion to remove GPS/ankle bracelet is granted. Defendant will be monitored by Smartlink. Next Status Conference scheduled for 11/30/2023 @ 11:00 a.m. Time continues to be exclude to the trial date, with no position from defendant. (Court Reporter Michele Lucchese.) (WV) (Entered: 09/27/2023)</p>
<input type="checkbox"/> 177	Oct. 02, 2023	Request	<p>MOTION in Limine by USA as to Javier Aguilar. (Galeotti, Matthew) (Entered: 10/02/2023)</p>
<input type="checkbox"/> 178	Oct. 02, 2023	Request	<p>REDACTION by USA as to Javier Aguilar to 177 MOTION in Limine filed by USA (Galeotti, Matthew) (Entered: 10/02/2023)</p>
<input type="checkbox"/> 179	Oct. 30, 2023	Request	<p>RESPONSE in Opposition re 177 MOTION in Limine (Sealed-Unredacted) (Spiro, Alex) (Entered: 10/30/2023)</p>
<input type="checkbox"/> 180	Oct. 30, 2023	Request	<p>RESPONSE in Opposition re 177 MOTION in Limine (Public-Redacted) (Spiro, Alex) (Entered: 10/30/2023)</p>
	Nov. 13, 2023		<p>NOTICE OF HEARING as to Javier Aguilar Status Conference rescheduled for 11/29/2023 11:00 AM in Courtroom 4C South before Judge Eric N. Vitaliano. (WV) (Entered: 11/13/2023)</p>
<input type="checkbox"/> 181	Nov. 13, 2023	Request	<p>REPLY TO RESPONSE to Motion re 177 MOTION in Limine (Lax, Jonathan) (Entered: 11/13/2023)</p>
<input type="checkbox"/> 182	Nov. 13, 2023	Request	<p>REDACTION by USA as to Javier Aguilar to 181 1 - Sealed Document CR, Reply to Response (Lax, Jonathan) (Entered: 11/13/2023)</p>
<input type="checkbox"/> 183	Nov. 14, 2023	Request	<p>MOTION to Appear Pro Hac Vice of William C. Price for Defendant Javier Aguilar Filing fee \$ 150, receipt number ANYEDC-17283755 by Javier Aguilar. (Attachments: # 1 PHV Aff., # 2 Cal. Cert. of Good Standing) (Price, William) (Entered: 11/14/2023)</p>

ENTRY	FILED	PDF	DESCRIPTION
			0Main Document1 page110.8 KB1PHV Aff.2 pages820.8 KB2Cal. Cert. of Good Standing1 page312.4 KB
<input type="checkbox"/> 184	Nov. 14, 2023	Request	MOTION to Appear Pro Hac Vice of William D. Weinreb for Defendant Javier Aguilar Filing fee \$ 150, receipt number ANYEDC-17283815 by Javier Aguilar. (Attachments: # 1 PHV Aff., # 2 Mass Cert. of Good Standing) (Weinreb, William) (Entered: 11/14/2023)
			0Main Document1 page78.8 KB1PHV Aff.1 page655.8 KB2Mass Cert. of Good Standing1 page589.4 KB
<input type="checkbox"/> 185	Nov. 17, 2023	Request	MOTION in Limine Defendant's Affirmative Motions in Limine (Sealed-Unredacted) by Javier Aguilar. (Attachments: # 1 Memorandum in Support, # 2 Decl. of Alex Spiro, # 3 Ex. A, # 4 Ex. B) (Spiro, Alex) (Entered: 11/17/2023)
<input type="checkbox"/> 186	Nov. 17, 2023	Request	MOTION in Limine Defendant's Affirmative Motions in Limine (Public-Redacted) by Javier Aguilar. (Attachments: # 1 Memorandum in Support (with Redactions), # 2 Decl. of Alex Spiro (Exhibits Under Seal)) (Spiro, Alex) (Entered: 11/17/2023)
			0Main Document2 pages154.8 KB1Memorandum in Support (with Redactions)32 pages377.8 KB2Decl. of Alex Spiro (Exhibits Under Seal)4 pages135.0 KB
	Nov. 17, 2023	View	ORDER. The Court is in receipt of 186 Defendant's Motion in Limine. The government's response is due by 12/8/2023. Defendant's reply is due by 12/13/2023. Ordered by Judge Eric N. Vitaliano on 11/17/2023. (CC) (Entered: 11/17/2023)
<input type="checkbox"/> 187	Nov. 17, 2023	View	Letter to defense counsel regarding government's disclosures as to Javier Aguilar (Galeotti, Matthew) (Entered: 11/17/2023)
<input type="checkbox"/> 188	Nov. 18, 2023	Request	Letter to defense counsel regarding government's exhibits as to Javier

ENTRY	FILED	PDF	DESCRIPTION
			Aguilar (Lax, Jonathan) (Entered: 11/18/2023)
	Nov. 29, 2023		ORDER granting 183 Motion for Leave to Appear. The attorney shall register for ECF, registration is available online at www.pacer.gov. Once registered, the attorney shall file a notice of appearance and ensure that s/he receives electronic notification of activity in this case. Also, the attorney shall ensure the 150 admission fee be submitted to the Clerks Office via filing the event Pro Hac Vice Filing Fee. as to Javier Aguilar (1)Ordered by Judge Eric N. Vitaliano on 11/29/2023. (WV) (Entered: 11/29/2023)
	Nov. 29, 2023		ORDER granting 184 Motion for Leave to Appear. The attorney shall register for ECF, registration is available online at www.pacer.gov. Once registered, the attorney shall file a notice of appearance and ensure that s/he receives electronic notification of activity in this case. Also, the attorney shall ensure the 150 admission fee be submitted to the Clerks Office via filing the event Pro Hac Vice Filing Fee. as to Javier Aguilar (1)Ordered by Judge Eric N. Vitaliano on 11/29/2023. (WV) (Entered: 11/29/2023)
<input type="checkbox"/> 189	Nov. 30, 2023	Request	NOTICE OF ATTORNEY APPEARANCE: Michael Packard appearing for Javier Aguilar (Packard, Michael) (Entered: 11/30/2023)
<input type="checkbox"/> 190	Nov. 30, 2023	Request	NOTICE OF ATTORNEY APPEARANCE: William Charlie Price appearing for Javier Aguilar (Price, William) (Entered: 11/30/2023)
<input type="checkbox"/> 191	Nov. 30, 2023	Request	NOTICE OF ATTORNEY APPEARANCE: William Weinreb appearing for Javier Aguilar (Weinreb, William) (Entered: 11/30/2023)
	Nov. 30, 2023		Minute Entry for proceedings held before Judge Eric N. Vitaliano:Status Conference as to Javier Aguilar held on 11/30/2023. Jonathan Lax, Clayton Solomon, Hunter Smith, Derek Ettinger and Matthew Galeotti for USA, Daniel Koffman, Neil Phillips and Michael Packard for defendant and stand-by

ENTRY	FILED	PDF	DESCRIPTION
			Spanish interpreter Rosa Olivera present. Trial schedule discussed. Government advised Court parties have engaged in some plea discussion. Time continues to be excluded to trial date for reasons stated on the record, including outstanding motions and anticipated motions to be filed, with no position taken by defense. (Court Reporter Nicole Sesta.) (WV) (Entered: 11/30/2023)
<input type="checkbox"/> 192	Dec. 04, 2023	View	MOTION in Limine Defendant's Responsive Motion in Limine to Exclude Uncharged and Unnoticed Conduct (Sealed-Unredacted) by Javier Aguilar. (Attachments: # 1 Memorandum in Support, # 2 Koffmann Decl., # 3 Ex. A (gov't email & spreadsheet)) (Spiro, Alex) (Entered: 12/04/2023)
<input type="checkbox"/> 193	Dec. 04, 2023	Request	MOTION in Limine Defendant's Responsive Motion in Limine to Exclude Uncharged and Unnoticed Conduct (Public-Redacted) by Javier Aguilar. (Attachments: # 1 Memorandum in Support (public-redacted), # 2 Koffmann Decl. (public-redacted), # 3 Ex. A (gov't email & spreadsheet)) (Spiro, Alex) (Entered: 12/04/2023)
			0Main Document2 pages131.8 KB1Memorandum in Support (public-redacted)22 pages310.8 KB2Koffmann Decl. (public-redacted)4 pages677.7 KB3Ex. A (gov't email & spreadsheet)6 pages743.3 KB
	Dec. 06, 2023		ORDER: This matter has been referred to Magistrate Judge Joseph A. Marutollo for jury selection. The parties shall file their proposed voir dire and a list of names of all persons, entities, and if relevant, specific locations that may be mentioned during trial by December 15, 2023. The Court shall hold a conference on December 21, 2023 at 10:30 a.m. in Courtroom 4C South to review the proposed voir dire and the protocol for jury selection. Ordered by Magistrate Judge Joseph A. Marutollo on 12/6/2023. (EG) (Entered: 12/06/2023)
<input type="checkbox"/> 194	Dec. 06, 2023	Request	Letter MOTION for Hearing Defendant's Letter Motion Requesting December 21, 2023 Conference Be Held Remotely

ENTRY	FILED	PDF	DESCRIPTION
			Before Magistrate Judge Marutollo by Javier Aguilar. (Koffmann, Daniel) (Entered: 12/06/2023)
	Dec. 07, 2023		ORDER granting 194 Letter Motion. The in-person conference scheduled for December 21, 2023 at 10:30 a.m. is converted to a telephone conference. To access the conference, the parties shall call (646) 828-7666. The meeting ID is 161 802 0609, and the passcode is 691396. All other deadlines remain in effect. Ordered by Magistrate Judge Joseph A. Marutollo on 12/7/2023. (EG) (Entered: 12/07/2023)
<input type="checkbox"/> 195	Dec. 07, 2023	Request	NOTICE OF ATTORNEY APPEARANCE: Neil Thomas Phillips appearing for Javier Aguilar (Phillips, Neil) (Entered: 12/07/2023)
<input type="checkbox"/> 196	Dec. 08, 2023	Request	NOTICE OF FILING OF OFFICIAL TRANSCRIPT of Proceedings as to Javier Aguilar held on January 27, 2023, before Judge Eric N. Vitaliano. Court Reporter/Transcriber Linda A. Marino, Telephone number 718-613-2484. Email address: lindacsr@aol.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. File redaction request using event "Redaction Request - Transcript" located under "Other Filings - Other Documents". Redaction Request due 1/1/2024. Redacted Transcript Deadline set for 1/8/2024. Release of Transcript Restriction set for 3/7/2024. (Marino, Linda) (Entered: 12/08/2023)
<input type="checkbox"/> 197	Dec. 08, 2023	Request	TRANSCRIPT of Proceedings as to Javier Aguilar held on October 2, 2020, before Judge Orenstein. Court Transcriber: ARIA SERVICES, INC. Transcript may be viewed at the court public terminal or purchased through the Court Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. File redaction request using event "Redaction Request - Transcript" located under "Other Filings - Other Documents". Redaction Request due

ENTRY	FILED	PDF	DESCRIPTION
			1/1/2024. Redacted Transcript Deadline set for 1/8/2024. Release of Transcript Restriction set for 3/7/2024. (RC) (Entered: 12/08/2023)
<input type="checkbox"/> 198	Dec. 08, 2023	Request	MEMORANDUM in Opposition re 185 Motion in Limine, 1 - Sealed Document CR by USA (Attachments: # 1 Exhibit) (Galeotti, Matthew) (Entered: 12/08/2023)
<input type="checkbox"/> 199	Dec. 08, 2023	Request	MEMORANDUM in Opposition re 186 MOTION in Limine Defendant's Affirmative Motions in Limine (Public-Redacted) by USA (Attachments: # 1 Exhibit) (Galeotti, Matthew) (Entered: 12/08/2023)
			0Main Document35 pages328.3 KB1Exhibit2 pages58.1 KB
<input type="checkbox"/> 200	Dec. 11, 2023	Request	NOTICE OF FILING OF OFFICIAL TRANSCRIPT of Proceedings as to Javier Aguilar held on June 7, 2023, before Judge Judge Eric Vitaliano. Court Reporter/Transcriber ToniAnn Lucatorto, Telephone number 6317126103. Email address: toniannlucatorto@gmail.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER.File redaction request using event "Redaction Request - Transcript" located under "Other Filings - Other Documents". Redaction Request due 1/1/2024. Redacted Transcript Deadline set for 1/11/2024. Release of Transcript Restriction set for 3/11/2024. (Lucatorto, ToniAnn) (Entered: 12/11/2023)
<input type="checkbox"/> 201	Dec. 11, 2023	Request	NOTICE OF FILING OF OFFICIAL TRANSCRIPT of Proceedings as to Javier Aguilar held on 9/27/2023, before Judge Eric N. Vitaliano. Court Reporter/Transcriber Michele Lucchese, Telephone number 718-613-2272. Email address: MLuccheseEDNY@gmail.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be

ENTRY	FILED	PDF	DESCRIPTION
			obtained through PACER. File redaction request using event "Redaction Request - Transcript" located under "Other Filings - Other Documents". Redaction Request due 1/1/2024. Redacted Transcript Deadline set for 1/11/2024. Release of Transcript Restriction set for 3/11/2024. (Lucchese, Michele) (Main Document 201 replaced on 12/20/2023 as per Court Reporter) (EF). (Entered: 12/11/2023)
<input type="checkbox"/> 203	Dec. 13, 2023	Request	REPLY TO RESPONSE to Motion re 185 Motion in Limine, 1 - Sealed Document CR Defense Reply for Affirmative Motions in Limine (Attachments: # 1 Koffmann Decl., # 2 Ex. C (Gov't Payments Ltr.), # 3 Ex. D (Def. Ltr. re Journal), # 4 Ex. E (Gov't Ltr. re Journal)) (Koffmann, Daniel) (Entered: 12/13/2023)
<input type="checkbox"/> 204	Dec. 13, 2023	Request	REPLY TO RESPONSE to Motion re 186 MOTION in Limine Defendant's Affirmative Motions in Limine (Public-Redacted) Defense Reply for Affirmative Motions (Attachments: # 1 Koffmann Decl. (with exhibits)) (Koffmann, Daniel) (Entered: 12/13/2023)
			0Main Document27 pages307.2 KB1Koffmann Decl. (with exhibits)6 pages162.8 KB
<input type="checkbox"/> 205	Dec. 13, 2023	Request	MOTION in Limine Regarding Anticipated Testimony of Trial Witness by USA as to Javier Aguilar. (Attachments: # 1 Exhibit 1) (Lax, Jonathan) (Entered: 12/13/2023)
<input type="checkbox"/> 206	Dec. 14, 2023	View	MOTION in Limine to Preclude Cross-Examination of Witness on Certain Topic by USA as to Javier Aguilar. (Lax, Jonathan) (Entered: 12/14/2023)
<input type="checkbox"/> 207	Dec. 14, 2023	Request	Letter regarding jury instructions on foreign law as to Javier Aguilar (Attachments: # 1 Exhibit A (Rosenn Declaration), # 2 Exhibit B (Lopez Declaration), # 3 Exhibit C (Proposed Foreign Law Instructions)) (Smith, David) (Entered: 12/14/2023)
			0Main Document2 pages120.7 KB1Exhibit A (Rosenn Declaration)48

ENTRY	FILED	PDF	DESCRIPTION
			pages501.7 KB2Exhibit B (Lopez Declaration)84 pages 37.7 MB3Exhibit C (Proposed Foreign Law Instructions)3 pages76.5 KB
<input type="checkbox"/> 208	Dec. 15, 2023	Request	Letter to the Hon. Joseph A. Marutollo - Defendant's Sealed Letter Motion for Attorney Voir Dire and Appendices Regarding Proposed Voir Dire - Per Dec. 6, 2023 Order as to Javier Aguilar (Koffmann, Daniel) (Entered: 12/15/2023)
	Dec. 15, 2023		ORDER as to Javier Aguilar. Defendant is directed to advise the Court by Monday, December 18, 2023, at 12:00 p.m. whether they have a view on the government's 207 letter and, if so, state what that view is. Ordered by Judge Eric N. Vitaliano on 12/15/2023. (CC) (Entered: 12/15/2023)
<input type="checkbox"/> 209	Dec. 15, 2023	Request	Proposed Voir Dire by USA as to Javier Aguilar (Attachments: # 1 A) (Lax, Jonathan) (Entered: 12/15/2023)
<input type="checkbox"/> 210	Dec. 17, 2023	View	MEMORANDUM in Opposition re 192 MOTION in Limine Defendant's Responsive Motion in Limine to Exclude Uncharged and Unnoticed Conduct (Sealed-Unredacted) (Smith, David) (Entered: 12/17/2023)
<input type="checkbox"/> 211	Dec. 17, 2023	View	MEMORANDUM in Opposition re 193 MOTION in Limine Defendant's Responsive Motion in Limine to Exclude Uncharged and Unnoticed Conduct (Public-Redacted) (Smith, David) (Entered: 12/17/2023)
<input type="checkbox"/> 212	Dec. 18, 2023	Request	Letter - Defendant's Letter Responding to Government Letter Regarding Foreign Law Experts 207 as to Javier Aguilar (Koffmann, Daniel) (Entered: 12/18/2023)
<input type="checkbox"/> 214	Dec. 18, 2023	Request	RESPONSE in Opposition re 205 MOTION in Limine Regarding Anticipated Testimony of Trial Witness (Koffmann, Daniel) (Entered: 12/18/2023)
<input type="checkbox"/> 215	Dec. 18, 2023	Request	Letter MOTION in Limine Regarding Anticipated Testimony of Cooperating

ENTRY	FILED	PDF	DESCRIPTION
			Witness by Javier Aguilar. (Koffmann, Daniel) (Entered: 12/18/2023)
<input type="checkbox"/> 216	Dec. 18, 2023	View	Letter MOTION in Limine Defendant's Renewed Motion in Limine to Exclude Belatedly Produced Discovery in Light of Recent Government Disclosures by Javier Aguilar. (Koffmann, Daniel) (Entered: 12/18/2023)
<input type="checkbox"/> 217	Dec. 18, 2023	Request	Letter in opposition to to the defendant's request to have attorneys conduct voir dire in place of the Court as to Javier Aguilar (Galeotti, Matthew) (Entered: 12/18/2023)
<input type="checkbox"/> 218	Dec. 19, 2023	Request	ORDER re 208 Letter. For the reasons set forth in the attached Order, Defendant's request for attorney-led voir dire is denied. Ordered by Magistrate Judge Joseph A. Marutollo on 12/19/2023. (KAR) (Entered: 12/19/2023)
<input type="checkbox"/> 219	Dec. 19, 2023	View	REPLY TO RESPONSE to Motion re 192 MOTION in Limine Defendant's Responsive Motion in Limine to Exclude Uncharged and Unnoticed Conduct (Sealed-Unredacted) (Koffmann, Daniel) (Entered: 12/19/2023)
<input type="checkbox"/> 220	Dec. 19, 2023	View	REPLY TO RESPONSE to Motion re 193 MOTION in Limine Defendant's Responsive Motion in Limine to Exclude Uncharged and Unnoticed Conduct (Public-Redacted) (Koffmann, Daniel) (Entered: 12/19/2023)
<input type="checkbox"/> 221	Dec. 19, 2023	Request	Letter Replying To Defendant's Letter Re Foreign Law as to Javier Aguilar (Smith, David) (Entered: 12/19/2023)
<input type="checkbox"/> 222	Dec. 20, 2023	View	NOTICE OF FILING OF OFFICIAL TRANSCRIPT of Proceedings as to Javier Aguilar held on 11-29-2023, before Judge ENV. Court Reporter/Transcriber Nicole Sesta. Email address: NSestaRMR@gmail.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. File redaction request using event "Redaction Request - Transcript" located under "Other

ENTRY	FILED	PDF	DESCRIPTION
			Filings - Other Documents". Redaction Request due 1/10/2024. Redacted Transcript Deadline set for 1/22/2024. Release of Transcript Restriction set for 3/19/2024. (Sesta, Nicole) (Entered: 12/20/2023)
<input type="checkbox"/> 223	Dec. 20, 2023	Request	Letter Defendant's Response to 221 Government Letter re Foreign Law Experts and Instructions as to Javier Aguilar (Koffmann, Daniel) (Entered: 12/20/2023)
<input type="checkbox"/> 224	Dec. 20, 2023	Request	RESPONSE in Opposition re 216 Letter MOTION in Limine Defendant's Renewed Motion in Limine to Exclude Belatedly Produced Discovery in Light of Recent Government Disclosures (Lax, Jonathan) (Entered: 12/20/2023)
<input type="checkbox"/> 225	Dec. 20, 2023	Request	RESPONSE in Opposition re 215 Letter MOTION in Limine Regarding Anticipated Testimony of Cooperating Witness (Smith, David) (Entered: 12/20/2023)
	Dec. 21, 2023		Minute Entry for proceedings held before Magistrate Judge Joseph A. Marutollo. Telephonic pretrial conference held on December 21, 2023. Counsel for the United States and Mr. Aguilar present; Mr. Aguilar was also present. Spanish-language interpreter Mario Michelena present. Discussion held regarding proposed voir dire. By December 26, 2023, Counsel shall email Chambers if they have any proposed typographical edits to the Court's proposed list of the names of all persons, entities, and specific locations that may be mentioned during the trial. Counsel and Mr. Aguilar shall report to Courtroom 4C South on January 2, 2024 at 8:30 a.m. for jury selection. (Court Reporter Leeann Musolf.) (EG) (Entered: 12/21/2023)
<input type="checkbox"/> 227	Dec. 23, 2023	Request	Letter responding to n.2 of the Court's Order dated December 21, 2023 as to Javier Aguilar (Attachments: # 1 Exhibit A, # 2 Exhibit B) (Galeotti, Matthew) (Entered: 12/23/2023)
<input type="checkbox"/> 228	Dec. 24, 2023	Request	Letter Defendant's Response to 227 Regarding the Government's Payments Disclosures as to Javier Aguilar

ENTRY	FILED	PDF	DESCRIPTION
			(Koffmann, Daniel) (Entered: 12/24/2023)
<input type="checkbox"/> 229	Dec. 24, 2023	View	Letter in Reply to 228 Concerning Payments Disclosures as to Javier Aguilar (Lax, Jonathan) (Entered: 12/24/2023)
<input type="checkbox"/> 231	Dec. 26, 2023	Request	Proposed Jury Instructions/Verdict Form by Javier Aguilar (Attachments: # 1 Def's Proposed Verdict Sheet) (Koffmann, Daniel) (Entered: 12/26/2023)
		View	0Main Document49 pages484.5 KB1Def's Proposed Verdict Sheet3 pages108.1 KB
<input type="checkbox"/> 232	Dec. 26, 2023	Request	Proposed Jury Instructions/Verdict Form by USA as to Javier Aguilar (Attachments: # 1 Exhibit A (Ng), # 2 Exhibit B (Shkreli), # 3 Exhibit C (Lap Seng), # 4 Exhibit D (Ho), # 5 Exhibit E (Napout), # 6 Exhibit F (Hoskins), # 7 Exhibit G (Lambert), # 8 Proposed Verdict Sheet) (Lax, Jonathan) (Entered: 12/26/2023)
		View	0Main Document74 pages380.2 KB1Exhibit A (Ng)72 pages474.9 KB2Exhibit B (Shkreli)91 pages303.5 KB3Exhibit C (Lap Seng)66 pages195.1 KB4Exhibit D (Ho)87 pages243.6 KB5Exhibit E (Napout)54 pages 2.6 MB6Exhibit F (Hoskins)87 pages439.7 KB7Exhibit G (Lambert)74 pages191.8 KB8Proposed Verdict Sheet1 page87.6 KB
<input type="checkbox"/> 233	Dec. 28, 2023	Request	MOTION in Limine to Allow Electronic Devices in Courthouse and Courtroom During Trial by Javier Aguilar. (Attachments: # 1 Proposed Order) (Koffmann, Daniel) (Entered: 12/28/2023)
		View	0Main Document3 pages221.9 KB1Proposed Order1 page217.3 KB
<input type="checkbox"/> 234	Dec. 28, 2023	View	ORDER granting 233 Motion in Limine as to Javier Aguilar (1). So ordered by Judge Eric N. Vitaliano on 12/28/2023. (JP) (Entered: 12/28/2023)

ENTRY	FILED	PDF	DESCRIPTION
<input type="checkbox"/> 235	Dec. 29, 2023	View	Letter Regarding Proposed Jury Instructions on Knowledge of "Foreign Official" Status Under the FCPA as to Javier Aguilar (Koffmann, Daniel) (Entered: 12/29/2023)
<input type="checkbox"/> 236	Dec. 30, 2023	Request	Letter in Response to Defendant's Letter Regarding Proposed Jury Instructions 235 as to Javier Aguilar (Lax, Jonathan) (Entered: 12/30/2023)
<input type="checkbox"/> 237	Jan. 02, 2024	View	MOTION to Exclude defense exhibits during opening statement and certain exhibits throughout trial by USA as to Javier Aguilar. (Galeotti, Matthew) (Entered: 01/02/2024)
<input type="checkbox"/> 238	Jan. 02, 2024	Request	MEMORANDUM & ORDER: The parties have filed additional pretrial letter motions. See Dkts. 235, 237. The motions are resolved in the manner and for the reasons as set forth. (See Attached) So ordered by Judge Eric N. Vitaliano on 1/2/2024. (JP) (Entered: 01/02/2024)
	Jan. 02, 2024	View	Minute entry for proceedings held before Magistrate Judge Joseph A. Marutollo: Jury Selection held on January 2, 2024 in Courtroom 4C South. Counsel for the government, counsel for defendant, and defendant were present. Voir dire held. The trial will commence before Judge Vitaliano on January 3, 2024. (Court Reporter Charleane Heading.) (KAR) (Entered: 01/02/2024)
<input type="checkbox"/> 239	Jan. 02, 2024	Request	Consent to Proceed before United States Magistrate Judge for Criminal Jury Selection. Signed by the parties on January 2, 2024. (KAR) (Entered: 01/02/2024)
	Jan. 03, 2024		Continued Jury Selection before Magistrate Judge Marutollo and Chief Magistrate Judge Bloom set for 1/4/2024 12:30 PM in Courtroom 4C South before Judge Eric N. Vitaliano. Ordered by Judge Eric N. Vitaliano on 1/3/2024. (WV) (Entered: 01/03/2024)
<input type="checkbox"/> 240	Jan. 03, 2024	View	NOTICE OF HEARING as to Javier Aguilar Jury Selection set for 1/4/2024 12:30 PM in Courtroom 4C South before

ENTRY	FILED	PDF	DESCRIPTION
			Magistrate Judge Joseph A. Marutollo and Chief Magistrate Lois Bloom. (AM) (Entered: 01/03/2024)
	Jan. 03, 2024		ORDER - As set forth in the Court's January 3, 2024 order, jury selection will continue on January 4, 2024 at 12:30 p.m. in Courtroom 4C South. The Court shall select 5 alternate jurors on January 4, 2024. The first 2 alternate jurors selected on January 2, 2024 shall now complete the 12 seated jurors. The Court proposes qualifying 11 jurors for selection of the 5 alternates on January 4, 2024; Defendants and the Government shall each be given 3 peremptory challenges to exercise pursuant to Fed. R. Crim P. 24(c)(4). The parties shall file a joint letter advising if they consent to this procedure by 7:30 p.m. on January 3, 2024. Should the parties not consent to this procedure, the parties shall each file a letter setting forth their position and any case law in support of their position by 7:30 p.m. on January 3, 2024. Signed by Magistrate Judge Joseph A. Marutollo on 1/3/2024. (JAM) (Entered: 01/03/2024)
<input type="checkbox"/> 241	Jan. 03, 2024	Request	Letter - Joint Letter Consenting to Proposed Procedures for Additional Jury Selection as to Javier Aguilar (Koffmann, Daniel) (Entered: 01/03/2024)
<input type="checkbox"/> 245	Jan. 03, 2024	View	Minute Entry for proceedings held before Judge Eric N. Vitaliano: Jury Selection as to Javier Aguilar held on 1/3/2024. Issues with jurors discusses with the parties, Magistrate Judge Marutollo and Chief Judge Bloom will continue jury selection on 1/4/2024 to replace 5 jurors. Opening statements and testimony will begin on 1/5/2024. (Court Reporter Charleane Heading.) (JP) (Entered: 01/05/2024)
<input type="checkbox"/> 242	Jan. 04, 2024	Request	Letter requesting filing of redacted indictment as to Javier Aguilar (Attachments: # 1 Redacted Indictment) (Lax, Jonathan) (Entered: 01/04/2024)
			0Main Document2 pages135.7 KB1Redacted Indictment28 pages 1.4 MB

ENTRY	FILED	PDF	DESCRIPTION
	Jan. 04, 2024	View	Minute entry for proceedings held before Magistrate Judge Joseph A. Marutollo: Continued Jury Selection held on January 4, 2024 in Courtroom 4C South. Counsel for the government, counsel for defendant, and defendant were present. Voir dire held. The trial will commence before Judge Vitaliano on January 5, 2024. (Court Reporter Charleane Heading.) (KAR) (Entered: 01/04/2024)
<input type="checkbox"/> 243	Jan. 04, 2024	Request	Letter requesting filing of renumbered redacted indictment as to Javier Aguilar (Attachments: # 1 Renumbered Redacted Indictment) (Lax, Jonathan) (Entered: 01/04/2024)
		View	0Main Document1 page131.8 KB1Renumbered Redacted Indictment28 pages 2.1 MB
<input type="checkbox"/> 244	Jan. 05, 2024	View	Redacted Superseding Indictment(S-1) as to Javier Aguilar (1): Former count 1s is now count 1rs. Former count 5s is now count 3rs. Former count 3s is now count 2rs.. (AM) (Entered: 01/05/2024)
<input type="checkbox"/> 247	Jan. 05, 2024	View	Minute Entry for proceedings held before Judge Eric N. Vitaliano: Jury Trial as to Javier Aguilar held on 1/5/2024. Jurors sworn, Jury instructed, Opening statement by government and defense, Witness called and exhibits entered by government. (Court Reporter Charleane Heading.) (JP) (Entered: 01/08/2024)
<input type="checkbox"/> 246	Jan. 07, 2024	View	MOTION in Limine re: Argument Of Foreign Law To Jury by USA as to Javier Aguilar. (Smith, David) (Entered: 01/07/2024)
<input type="checkbox"/> 248	Jan. 08, 2024	View	Minute Entry for proceedings held before Judge Eric N. Vitaliano: Jury Trial as to Javier Aguilar held on 1/8/2024. Witness called and exhibits entered by government. (Court Reporter Linda Danelczyk.) (JP) (Entered: 01/09/2024)
<input type="checkbox"/> 249	Jan. 09, 2024	View	Minute Entry for proceedings held before Judge Eric N. Vitaliano: Jury Trial as to Javier Aguilar held on 1/9/2024. Witness called and exhibits entered by government. Cross examination by

ENTRY	FILED	PDF	DESCRIPTION
			defense. (Court Reporter Linda Danelczyk.) (JP) (Entered: 01/10/2024)
<input type="checkbox"/> 250	Jan. 10, 2024	Request	Minute Entry for proceedings held before Judge Eric N. Vitaliano: Jury Trial as to Javier Aguilar held on 1/10/2024. Cross examination by defense. Juror # 7 dismissed. (Court Reporter Linda Danelczyk.) (JP) (Entered: 01/11/2024)
<input type="checkbox"/> 251	Jan. 11, 2024	Request	NOTICE OF FILING OF OFFICIAL TRANSCRIPT of Proceedings as to Javier Aguilar held on 11/04/2022, before Judge Eric N. Vitaliano. Court Reporter/Transcriber Avery Armstrong, Telephone number 718-613-2419. Email address: aarm.edny@gmail.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. File redaction request using event "Redaction Request - Transcript" located under "Other Filings - Other Documents". Redaction Request due 2/1/2024. Redacted Transcript Deadline set for 2/12/2024. Release of Transcript Restriction set for 4/10/2024. (Armstrong, Avery) (Entered: 01/11/2024)
<input type="checkbox"/> 252	Jan. 11, 2024	Request	NOTICE OF FILING OF OFFICIAL TRANSCRIPT of Proceedings as to Javier Aguilar held on 9/13/2022, before Judge Vitaliano. Court Reporter/Transcriber Anthony Frisolone, Telephone number 718.613.2487. Email address: anthony.frisolone@gmail.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. File redaction request using event "Redaction Request - Transcript" located under "Other Filings - Other Documents". Redaction Request due 2/1/2024. Redacted Transcript Deadline set for 2/12/2024. Release of Transcript Restriction set for 4/10/2024. (Frisolone, Anthony) (Entered: 01/11/2024)
<input type="checkbox"/> 254	Jan. 11, 2024	Request	Minute Entry for proceedings held before Judge Eric N. Vitaliano: Jury Trial

ENTRY	FILED	PDF	DESCRIPTION
			as to Javier Aguilar held on 1/11/2024. Cross examination by defense. (Court Reporter Linda Danelczyk.) (JP) (Entered: 01/17/2024)
<input type="checkbox"/> 253	Jan. 16, 2024	Request	MOTION in Limine Defense Exhibits related to IAH Interview by USA as to Javier Aguilar. (Smith, David) (Entered: 01/16/2024)
<input type="checkbox"/> 255	Jan. 16, 2024	Request	Minute Entry for proceedings held before Judge Eric N. Vitaliano: Jury Trial as to Javier Aguilar held on 1/16/2024. Government direct and exhibits entered. (Court Reporter Stacy Mace.) (JP) Modified on 1/19/2024 (WV). The attachment states incorrectly Linda Danelczyk as the court reporter. Modified on 1/19/2024 (WV). (Entered: 01/17/2024)
<input type="checkbox"/> 256	Jan. 17, 2024	Request	Minute Entry for proceedings held before Judge Eric N. Vitaliano: Jury Trial as to Javier Aguilar held on 1/17/2024. Government direct and exhibits entered. (Court Reporter Stacy Mace.) (JP) (Entered: 01/19/2024)
<input type="checkbox"/> 257	Jan. 19, 2024	Request	Minute Entry for proceedings held before Judge Eric N. Vitaliano: Jury Trial as to Javier Aguilar held on 1/19/2024. Government direct and exhibits entered. Cross examination by defense. (Court Reporter Stacy Mace.) (JP) (Entered: 01/19/2024)
<input type="checkbox"/> 258	Jan. 22, 2024	Request	NOTICE OF FILING OF OFFICIAL TRANSCRIPT of Proceedings as to Javier Aguilar held on January 8, 2024, before Judge Eric N. Vitaliano. Court Reporter/Transcriber Linda D. Danelczyk, Telephone number 718-613-2330. Email address: LindaDan226@gmail.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. File redaction request using event "Redaction Request - Transcript" located under "Other Filings - Other Documents". Redaction Request due 2/12/2024. Redacted Transcript Deadline set for 2/22/2024. Release of Transcript Restriction set for

ENTRY	FILED	PDF	DESCRIPTION
			4/22/2024. (Danelczyk, Linda) (Main Document 258 replaced on 2/21/2024 for clerical corrections) (EF). (Entered: 01/22/2024)
<input type="checkbox"/> 259	Jan. 22, 2024	Request	<p>NOTICE OF FILING OF OFFICIAL TRANSCRIPT of Proceedings as to Javier Aguilar held on January 9, 2024, before Judge Eric N. Vitaliano. Court Reporter/Transcriber Linda D. Danelczyk, Telephone number 718-613-2330. Email address: LindaDan226@gmail.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. File redaction request using event "Redaction Request - Transcript" located under "Other Filings - Other Documents". Redaction Request due 2/12/2024. Redacted Transcript Deadline set for 2/22/2024. Release of Transcript Restriction set for 4/22/2024. (Danelczyk, Linda) (Main Document 259 replaced on 2/21/2024 for clerical corrections) (EF). (Entered: 01/22/2024)</p>
<input type="checkbox"/> 260	Jan. 22, 2024	Request	<p>NOTICE OF FILING OF OFFICIAL TRANSCRIPT of Proceedings as to Javier Aguilar held on January 10, 2024, before Judge Eric N. Vitaliano. Court Reporter/Transcriber Linda D. Danelczyk, Telephone number 718-613-2330. Email address: LindaDan226@gmail.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. File redaction request using event "Redaction Request - Transcript" located under "Other Filings - Other Documents". Redaction Request due 2/12/2024. Redacted Transcript Deadline set for 2/22/2024. Release of Transcript Restriction set for 4/22/2024. (Danelczyk, Linda) (Main Document 260 replaced on 2/21/2024 for clerical corrections) (EF). (Entered: 01/22/2024)</p>

ENTRY	FILED	PDF	DESCRIPTION
<input type="checkbox"/> 261	Jan. 22, 2024	Request	NOTICE OF FILING OF OFFICIAL TRANSCRIPT of Proceedings as to Javier Aguilar held on January 11, 2024, before Judge Eric N. Vitaliano. Court Reporter/Transcriber Linda D. Danelczyk, Telephone number 718-613-2330. Email address: LindaDan226@gmail.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. File redaction request using event "Redaction Request - Transcript" located under "Other Filings - Other Documents". Redaction Request due 2/12/2024. Redacted Transcript Deadline set for 2/22/2024. Release of Transcript Restriction set for 4/22/2024. (Danelczyk, Linda) (Main Document 261 replaced on 2/21/2024 for clerical corrections) (EF). (Entered: 01/22/2024)
<input type="checkbox"/> 262	Jan. 22, 2024	Request	Minute Entry for proceedings held before Judge Eric N. Vitaliano: Jury Trial as to Javier Aguilar held on 1/22/2024. Cross examination by defense. (Court Reporter Leeann Musolf.) (JP) (Entered: 01/23/2024)
<input type="checkbox"/> 263	Jan. 23, 2024	Request	Minute Entry for proceedings held before Judge Eric N. Vitaliano: Jury Trial as to Javier Aguilar held on 1/23/2024. Cross examination by defense. (Court Reporter Leeann Musolf.) (JP) (Entered: 01/24/2024)
<input type="checkbox"/> 264	Jan. 24, 2024	View	MEMORANDUM in Opposition re 253 MOTION in Limine Defense Exhibits related to IAH Interview (Koffmann, Daniel) (Entered: 01/24/2024)
<input type="checkbox"/> 265	Jan. 24, 2024	View	Letter MOTION in Limine Regarding Privilege Issues that May Arise in Upcoming Cooperator Cross-Examinations by Javier Aguilar. (Koffmann, Daniel) (Entered: 01/24/2024)
<input type="checkbox"/> 266	Jan. 24, 2024	Request	Minute Entry for proceedings held before Judge Eric N. Vitaliano: Jury Trial as to Javier Aguilar held on 1/24/2024. Witnesses called. Exhibits entered.

ENTRY	FILED	PDF	DESCRIPTION
			(Court Reporter Leeann Musolf.) (JP) (Entered: 01/25/2024)
<input type="checkbox"/> 267	Jan. 25, 2024	View	Letter MOTION in Limine Regarding E. Pere - N. Arias Recorded Calls by Javier Aguilar. (Attachments: # 1 GX 3500-T, # 2 GX 3515-T) (Koffmann, Daniel) (Entered: 01/25/2024)
			0Main Document3 pages195.2 KB1GX 3500-T61 pages643.6 KB2GX 3515-T65 pages666.9 KB
<input type="checkbox"/> 275	Jan. 25, 2024	Request	Minute Entry for proceedings held before Judge Eric N. Vitaliano: Jury Trial as to Javier Aguilar held on 1/25/2024. Continued direct and exhibits entered. (Court Reporter Leeann Musolf.) (JP) (Entered: 01/29/2024)
<input type="checkbox"/> 268	Jan. 26, 2024	View	RESPONSE in Opposition re 267 Letter MOTION in Limine Regarding E. Pere - N. Arias Recorded Calls (Galeotti, Matthew) (Entered: 01/26/2024)
	Jan. 26, 2024		ORDER granting in part and denying in part 253 Motion in Limine as to Javier Aguilar. The defendant is entitled to introduce evidence of the circumstances surrounding the taking by federal agents of any statements made at George Bush Intercontinental Airport ("IAH"). See United States v. Morel, 751 F. Supp. 2d 423, 430 (E.D.N.Y. 2010) (permitting defendant to present evidence of, for example, the duration of detention and interrogation during which statements were made, whether defendant was provided with water and food, and the number of agents present in the interrogation room). Provided the defendant lays the necessary foundation required to introduce any photograph into evidence, he may introduce the photographs for such purpose. The defendant will not otherwise be permitted to inquire into whether, or argue that, the statements at IAH were made involuntarily or were coerced by the circumstances of the interview. Order, Dkt. 202, at 6-7. With respect to the Department of Justice and Department of Homeland Security Investigations policies relating to custodial interviews marked as defense exhibits, the Court has already

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			concluded that the IAH interview was not custodial, see Order, Dkt. 106, at 9, and therefore these policies, which set requirements only for custodial interrogations, are irrelevant under Rule 401. The government's motion to preclude them is granted. Ordered by Judge Eric N. Vitaliano on 1/26/2024. (CC) (Entered: 01/26/2024)
<input type="checkbox"/> 276	Jan. 26, 2024	Request	Minute Entry for proceedings held before Judge Eric N. Vitaliano: Jury Trial as to Javier Aguilar held on 1/26/2024. Continued direct and exhibits entered. (Court Reporter Leeann Musolf.) (JP) (Entered: 01/29/2024)
<input type="checkbox"/> 269	Jan. 27, 2024	View	Letter Regarding Whether Mr. Aguilar Has 'Opened the Door' to the Alleged Diversion Scheme as to Javier Aguilar (Koffmann, Daniel) (Entered: 01/27/2024)
<input type="checkbox"/> 270	Jan. 27, 2024	View	Letter Regarding Mr. Aguilar's Proposed Requests to Charge on Mexican Antibribery Law as to Javier Aguilar (Attachments: # 1 Memorandum of Law, # 2 Decl. of W. Weinreb in Support, # 3 Ex. A (Gilabert Decl), # 4 Ex. A-T (English Gilabert Decl), # 5 DX 467, # 6 DX 467-T, # 7 DX 471, # 8 DX 471-A-T, # 9 DX 471-D-T, # 10 DX 471-I-T, # 11 DX 471-J-T, # 12 DX 471-M-T, # 13 DX 472, # 14 DX 472-A-T, # 15 DX 472-B-T, # 16 DX 472-C-T, # 17 DX 472-D-T, # 18 DX 472-E-T, # 19 DX 472-F-T, # 20 DX 473, # 21 DX 473-A-T, # 22 DX 473-C-T, # 23 DX 474, # 24 DX 474-A-T, # 25 DX 475, # 26 DX 475-A, # 27 DX 475-A-T, # 28 DX 475-B-T, # 29 DX 573, # 30 DX 573-T, # 31 DX 637, # 32 DX 637-A-T, # 33 DX 637-B-T, # 34 DX 638, # 35 DX 638-A-T) (Koffmann, Daniel) (Entered: 01/27/2024)
			0Main Document1 page111.6 KB1Memorandum of Law24 pages297.6 KB2Decl. of W. Weinreb in Support4 pages154.0 KB3Ex. A (Gilabert Decl)9 pages 1.7 MB 4Ex. A-T (English Gilabert Decl)10 pages482.9 KB 5DX 4677 pages 1.3 MB 6DX 467-T15 pages 1.1 MB 7DX 47151 pages860.9 KB 8DX 471-A-T2 pages287.1 KB 9DX 471-D-T2 pages295.2 KB 10DX 471-I-T2 pages265.7 KB 11DX 471-J-T2 pages302.7 KB 12DX 471-M-T2 pages273.2 KB 13DX 472176 pages 2.2

ENTRY	FILED	PDF	DESCRIPTION
			MB14DX 472-A-T2 pages340.6 KB15DX 472-B-T2 pages300.0 KB16DX 472-C-T2 pages333.0 KB17DX 472-D-T2 pages242.5 KB18DX 472-E-T2 pages296.9 KB19DX 472-F-T3 pages249.3 KB20DX 473361 pages 4.7 MB21DX 473-A-T2 pages311.8 KB22DX 473-C-T2 pages223.1 KB23DX 474337 pages 3.8 MB24DX 474-A-T3 pages353.9 KB25DX 47550 pages728.2 KB26DX 475-A1 page177.5 KB27DX 475-A-T2 pages302.3 KB28DX 475-B-T2 pages258.2 KB29DX 5739 pages171.0 KB30DX 573-T10 pages267.7 KB31DX 637368 pages 2.6 MB32DX 637-A-T2 pages206.0 KB33DX 637-B-T2 pages205.1 KB34DX 63861 pages583.6 KB35DX 638-A-T2 pages189.0 KB
<input type="checkbox"/> 271	Jan. 27, 2024	View	Letter regarding jury instructions on Article 222(II) of the Mexican Federal Criminal Code as to Javier Aguilar (Smith, David) (Entered: 01/27/2024)
<input type="checkbox"/> 272	Jan. 28, 2024	View	Letter Regarding Certain Evidentiary Issues for E. Pere Cross-Examination as to Javier Aguilar (Koffmann, Daniel) (Entered: 01/28/2024)
<input type="checkbox"/> 274	Jan. 28, 2024	View	Letter Regarding Offer of Proof on Diversion Scheme as to Javier Aguilar (Attachments: # 1 Exhibit Exhibit A (Redacted), # 2 Exhibit Exhibit B (Redacted), # 3 Errata Exhibit C (Redacted)) (Solomon, Clayton) (Entered: 01/28/2024)
			0Main Document6 pages204.8 KB1Exhibit Exhibit A (Redacted)1 page57.8 KB2Exhibit Exhibit B (Redacted)1 page54.4 KB3Errata Exhibit C (Redacted)2 pages163.5 KB
<input type="checkbox"/> 277	Jan. 29, 2024	View	Letter Defendant's Response to the Government Offer of Proof Regarding the Alleged "Diversion Scheme" 274 as to Javier Aguilar (Koffmann, Daniel) (Entered: 01/29/2024)
<input type="checkbox"/> 278	Jan. 29, 2024	Request	Minute Entry for proceedings held before Judge Eric N. Vitaliano: Jury Trial as to Javier Aguilar held on 1/29/2024. Cross of government witness. Exhibits entered. (Court Reporter Michele Lucchese.) (JP) (Entered: 01/30/2024)

ENTRY	FILED	PDF	DESCRIPTION
<input type="checkbox"/> 279	Jan. 30, 2024	View	Letter Requesting Permission to Bring Electronic Devices into the Courtroom During Trial as to Javier Aguilar (Koffmann, Daniel) (Entered: 01/30/2024)
<input type="checkbox"/> 280	Jan. 30, 2024	View	ORDER as to Javier Aguilar re 279 Letter. Order permitting the individuals listed in Attachment A, under document # 279, to bring their electronic devices into the courthouse and courtroom for use before, during, and after trial days to assist Mr. Aguilar with various issues that may arise during trial.. Ordered by Judge Eric N. Vitaliano on 1/30/2024. (WV) (Entered: 01/30/2024)
<input type="checkbox"/> 281	Jan. 30, 2024	Request	Minute Entry for proceedings held before Judge Eric N. Vitaliano: Jury Trial as to Javier Aguilar held on 1/30/2024. Direct and cross examination of government witness. (Court Reporter Linda Danelczyk.) (JP) (Entered: 01/31/2024)
<input type="checkbox"/> 282	Jan. 31, 2024	View	Letter Defendant's Rebuttal Letter Regarding Mexican Antibribery Law as to Javier Aguilar (Attachments: # 1 App'x A, # 2 App'x A-T (translation)) (Koffmann, Daniel) (Entered: 01/31/2024)
			0Main Document7 pages253.5 KB1App'x A8 pages865.3 KB2App'x A-T (translation)9 pages460.3 KB
<input type="checkbox"/> 283	Jan. 31, 2024	Request	Letter responding to the defendant's letter regarding Mexican antibribery law as to Javier Aguilar (Attachments: # 1 Excerpt from Dictionary of Mexican Legal Terminology, # 2 Excerpt from Diccionario del Espanol de Mexico, # 3 DX 552 and 552-T, # 4 DX 636 and 636-T) (Smith, David) (Entered: 01/31/2024)
			0Main Document17 pages181.2 KB1Excerpt from Dictionary of Mexican Legal Terminology5 pages 3.4 MB2Excerpt from Diccionario del Espanol de Mexico3 pages258.0 KB3DX 552 and 552-T6 pages363.3 KB4DX 636 and 636-T8 pages324.7 KB

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<input type="checkbox"/> 285	Jan. 31, 2024	Request	Minute Entry for proceedings held before Judge Eric N. Vitaliano: Jury Trial as to Javier Aguilar held on 1/31/2024. Direct and examination of government witness. (Court Reporter Michele Lucchese.) (JP) (Entered: 02/02/2024)
<input type="checkbox"/> 284	Feb. 01, 2024	View	Letter MOTION in Limine to Exclude Anticipated Testimony of Michael J. Petron by Javier Aguilar. (Koffmann, Daniel) (Entered: 02/01/2024)
	Feb. 01, 2024		ORDER. The parties are directed to jointly notify the Court by the close of business tomorrow, February 2, 2024, of the names of any witnesses they anticipate calling should the Court choose to hold a hearing on issues of foreign law outside the presence of the jury. Ordered by Judge Eric N. Vitaliano on 2/1/2024. (CC) (Entered: 02/01/2024)
<input type="checkbox"/> 286	Feb. 01, 2024	Request	Minute Entry for proceedings held before Judge Eric N. Vitaliano: Jury Trial as to Javier Aguilar held on 2/1/2024. Direct and cross examination of government witness. (Court Reporter Michele Lucchese.) (JP) (Entered: 02/02/2024)
<input type="checkbox"/> 287	Feb. 02, 2024	View	Letter Disclosing Anticipated Defense Witness Regarding Issues of Mexican Law as to Javier Aguilar (Koffmann, Daniel) (Entered: 02/02/2024)
<input type="checkbox"/> 288	Feb. 02, 2024	Request	Letter regarding witnesses at potential foreign law hearing as to Javier Aguilar (Attachments: # 1 Excerpt from June 7, 2023 Status Conference Transcript) (Smith, David) (Entered: 02/02/2024)
			0Main Document2 pages117.0 KB1Excerpt from June 7, 2023 Status Conference Transcript3 pages69.3 KB
<input type="checkbox"/> 289	Feb. 04, 2024	Request	Letter Defendant's Reply to 288 Regarding Mexican Antibribery Law as to Javier Aguilar (Koffmann, Daniel) (Entered: 02/04/2024)
<input type="checkbox"/> 290	Feb. 04, 2024	Request	Letter Defendant's Corrected Reply to 283 Regarding Mexican Antibribery Law as to Javier Aguilar (Koffmann, Daniel) (Entered: 02/04/2024)

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<input type="checkbox"/> 291	Feb. 05, 2024	Request	RESPONSE in Opposition re 284 Letter MOTION in Limine to Exclude Anticipated Testimony of Michael J. Petron (Attachments: # 1 Exhibit Exhibit A, # 2 Exhibit Exhibit B) (Solomon, Clayton) (Entered: 02/05/2024)
			0Main Document4 pages152.9 KB1Exhibit Exhibit A1 page68.1 KB2Exhibit Exhibit B1 page68.1 KB
	Feb. 05, 2024		ORDER denying 284 Motion in Limine as to Javier Aguilar. The government may call Michael Petron as a summary witness pursuant to Federal Rules of Evidence 701 and 1006 to summarize the flow of funds relating to the Diversion Scheme based on undisputedly voluminous financial records. See United States v. Blakstad, No. 21-2859, 2023 WL 2668477, at *23 (2d Cir. Mar. 29, 2023) (summary order) (affirming admission of summary witness testimony as to tracing methodology used to analyze "voluminous records to determine the flow of money moving into and out of" certain accounts); United States v. Lebedev, 932 F.3d 40, 49 (2d Cir. 2019) (no violation of Federal Rule of Criminal Procedure 16 where summary witness traced, based on accounting methodology, defendant's taking of donation funds to pay his own expenses); Bank of China, N.Y. Branch v. NBM LLC, 359 F.3d 171, 181 (2d Cir. 2004) ("The fact that [the witness] has specialized knowledge, or that he carried out the investigation because of that knowledge, does not preclude him from testifying pursuant to Rule 701 [as a lay witness], so long as the testimony was based on the investigation and reflected his investigatory findings and conclusions, and was not rooted exclusively in his expertise in international banking."). The motion is therefore denied. Ordered by Judge Eric N. Vitaliano on 2/5/2024. (CC) (Entered: 02/05/2024)
<input type="checkbox"/> 293	Feb. 05, 2024	View	Letter Regarding Rule of Completeness Issues for Cross-Examination of S.A. Wood as to Javier Aguilar (Packard, Michael) (Entered: 02/05/2024)

ENTRY	FILED	PDF	DESCRIPTION
<input type="checkbox"/> 296	Feb. 05, 2024	View	Minute Entry for proceedings held before Judge Eric N. Vitaliano: Jury Trial as to Javier Aguilar held on 2/5/2024. Cross examination of government witness. Direct and cross of government witness, Matthew Wood. (Court Reporter Charleane Heading.) (JP) (Entered: 02/06/2024)
<input type="checkbox"/> 294	Feb. 06, 2024	View	MOTION in Limine to preclude the parties from asking fact witnesses questions calling for legal conclusions. by USA as to Javier Aguilar. (Galeotti, Matthew) (Entered: 02/06/2024)
<input type="checkbox"/> 295	Feb. 06, 2024	Request	Letter responding to defendant's letter regarding rule of completeness as to Javier Aguilar (Smith, David) (Entered: 02/06/2024)
	Feb. 06, 2024		ORDER. The defendant's motion at 293 is resolved as follows. Pursuant to Federal Rule of Evidence 106, the defendant will be permitted to introduce the following two statements, as limited in this order, on cross-examination of Special Agent Woods: (1) "Aguilar admitted that yes, probably yes, money was going to officials of [Petroecuador], but Aguilar could not say with complete certainty because people lie all the time and all these guys could have been lying to him"; (2) "Aguilar admitted that it looked like a spreadsheet that tracks payments. The payments were to the two brothers Aguilar thought." See generally United States v. Odiase, 788 F. App'x 760, 763 (2d Cir. 2019) (summary order); United States v. Yousef, 327 F.3d 56, 154 (2d Cir. 2003). Ordered by Judge Eric N. Vitaliano on 2/6/2024. (CC) (Entered: 02/06/2024)
<input type="checkbox"/> 297	Feb. 06, 2024	Request	MEMORANDUM in Opposition re 294 MOTION in Limine to preclude the parties from asking fact witnesses questions calling for legal conclusions. (Attachments: # 1 DX 624-T, # 2 DX 626-T) (Koffmann, Daniel) (Entered: 02/06/2024)
			0Main Document3 pages190.2 KB1DX 624-T3 pages240.6 KB2DX 626-T3 pages243.1 KB

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<input type="checkbox"/> 298	Feb. 06, 2024	View	Minute Entry for proceedings held before Judge Eric N. Vitaliano: Jury Trial as to Javier Aguilar held on 2/6/2024. Cross examination of government witness. Direct examination of Carlos Espinosa Barba. (Court Reporter Charleane Heading.) (RG) (Entered: 02/07/2024)
	Feb. 07, 2024		ORDER. The government's 294 motion is resolved as follows. To the extent the motion seeks to preclude defendant from eliciting legal conclusions from lay witnesses, the motion is uncontested and therefore moot. With respect to the foreign law exhibits identified in 246 ? and including "hits" from searches of a public registry intended to show compliance (or non-compliance) with mandatory wealth disclosures required of "public servants" (as defined under Article 108 of the Constitution) as imposed by the Mexican General Law of Administrative Responsibility?the likelihood of juror confusion substantially outweighs any minimal probative value of such exhibits for the mixed question of law and fact properly within the jury's province. The motion is therefore granted. Ordered by Judge Eric N. Vitaliano on 2/7/2024. (CC) (Entered: 02/07/2024)
<input type="checkbox"/> 299	Feb. 07, 2024	View	Letter Amended Request To Charge Concerning Instrumentality as to Javier Aguilar (Attachments: # 1 Amended Request To Charge Concerning Instrumentality) (Smith, David) (Entered: 02/07/2024)
			0Main Document2 pages117.4 KB1Amended Request To Charge Concerning Instrumentality10 pages178.0 KB
<input type="checkbox"/> 300	Feb. 07, 2024	Request	Minute Entry for proceedings held before Judge Eric N. Vitaliano: Jury Trial as to Javier Aguilar held on 2/7/2024. Direct and cross examination of Carlos Espinosa Barba. (Court Reporter Charleane Heading.) (JP) (Entered: 02/08/2024)
<input type="checkbox"/> 305	Feb. 08, 2024	View	Minute Entry for proceedings held before Judge Eric N. Vitaliano: Jury Trial

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			as to Javier Aguilar held on 2/8/2024. Cross-Examination by Mr. Koffmann - Carlos Espinosa Barba. Redirect Examination by Mr. Ettinger 2938. Recross-Examination by Mr. Koffmann. Direct Examination- Gonzalo Guzman Manzanilla. (Court Reporter Charleane Heading) (TLH) (Entered: 02/13/2024)
<input type="checkbox"/> 301	Feb. 11, 2024	View	Letter regarding certain government exhibits as to Javier Aguilar (Solomon, Clayton) (Entered: 02/11/2024)
<input type="checkbox"/> 306	Feb. 12, 2024	View	Minute Entry for proceedings held before Judge Eric N. Vitaliano: Jury Trial as to Javier Aguilar held on 2/12/2024. Continuing direct examination of Gonzalo Guzman Manzanilla. Direct examination of Michael Petron. (Court Reporter Andronikh Barna) (TLH) (Entered: 02/13/2024)
<input type="checkbox"/> 302	Feb. 13, 2024	View	Letter MOTION in Limine to Submit Certain Limited Defense Exhibits Via Reader by Javier Aguilar. (Packard, Michael) (Entered: 02/13/2024)
<input type="checkbox"/> 303	Feb. 13, 2024	View	Letter Defendant's Letter Raising Certain Issues Ahead of the Charge Conference as to Javier Aguilar (Koffmann, Daniel) (Entered: 02/13/2024)
<input type="checkbox"/> 304	Feb. 13, 2024	View	Letter Defendant's Opposition to the Government's Letter Motion to Admit Certain Exhibits Via Reader 301 as to Javier Aguilar (Packard, Michael) (Entered: 02/13/2024)
<input type="checkbox"/> 307	Feb. 14, 2024	Request	MOTION in Limine by USA as to Javier Aguilar. (Attachments: # 1 Exhibit A, # 2 Exhibit B) (Solomon, Clayton) (Entered: 02/14/2024)
<input type="checkbox"/> 308	Feb. 14, 2024	View	RESPONSE in Opposition re 307 Motion in Limine, 1 - Sealed Document CR (Packard, Michael) (Entered: 02/14/2024)
	Feb. 14, 2024		ORDER. The motion at 301 is resolved as follows. Defendant's continuing objection as to the exhibits identified at Dkt. 304, at 3 is noted and maintained. As to the exhibits to which the defendant has no objection, the motion

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			<p>is moot. With respect to GX 1186-A, the entire email chain is probative of Aguilar's state of mind and the effect on the listener; concerns about prejudice resulting from confusing industry pricing jargon do not substantially outweigh that value. With respect to GX 1450 and 1450-T, the speculative nature of the emails and the cumulativeness of them as to profit substantially outweighs their probative value. Ordered by Judge Eric N. Vitaliano on 2/14/2024. (CC) (Entered: 02/14/2024)</p>
<input type="checkbox"/> 309	Feb. 14, 2024	View	MOTION in Limine by USA as to Javier Aguilar. (Galeotti, Matthew) (Entered: 02/14/2024)
	Feb. 14, 2024		ORDER. The government's request to admit into evidence (1) PEMEX's annual SEC filings; (2) PEMEX's Informe Annual reports; and (3) PEMEX's code of ethics, is denied. The exhibits are substantially likely to confuse the jury, and to the extent they are probative, they are cumulative. Ordered by Judge Eric N. Vitaliano on 2/14/2024. (CC) (Entered: 02/14/2024)
<input type="checkbox"/> 320	Feb. 14, 2024	View	Minute Entry for proceedings held before Judge Eric N. Vitaliano: Jury Trial as to Javier Aguilar held on 2/14/2024. Direct and cross examination of Michael Petron. Government Rests. Defense Rests. (Court Reporter Andronikh Barna.) (JP) (Entered: 02/21/2024)
<input type="checkbox"/> 310	Feb. 15, 2024	Request	Letter Regarding Exposure Draft Jury Instructions as to Javier Aguilar (Attachments: # 1 Defs Redline Instructions (slip sheet), # 2 Defs Amended Instructions re Purported Mexican Instrumentalities) (Koffmann, Daniel) (Entered: 02/15/2024)
		View	0Main Document2 pages201.3 KB1Defs Redline Instructions (slip sheet)1 page52.9 KB2Defs Amended Instructions re Purported Mexican Instrumentalities4 pages170.1 KB
<input type="checkbox"/> 311	Feb. 15, 2024	View	Letter regarding the Court's exposure draft of the final jury charge as to Javier Aguilar (Lax, Jonathan) (Entered: 02/15/2024)

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<input type="checkbox"/> 312	Feb. 15, 2024	Request	Letter Alerting the Court to Recent Supplemental Authority from the Mexican Supreme Court on Relevant Issues of Mexican Law as to Javier Aguilar (Attachments: # 1 App'x A, # 2 App'x A-T, # 3 App'x B, # 4 App'x B-T, # 5 DX 473-B, # 6 DX 473-B-T) (Koffmann, Daniel) (Entered: 02/15/2024)
			0Main Document4 pages230.6 KB1App'x A94 pages444.0 KB2App'x A-T36 pages416.8 KB3App'x B4 pages277.1 KB4App'x B-T5 pages331.3 KB5DX 473-B1 page166.6 KB6DX 473-B-T3 pages332.6 KB
	Feb. 15, 2024	View	ORDER. The question of Mexican bribery law has been submitted for decision. The Court will not consider the 312 letter or any further filings by any party on this issue. Ordered by Judge Eric N. Vitaliano on 2/15/2024. (CC) (Entered: 02/15/2024)
<input type="checkbox"/> 321	Feb. 15, 2024	View	Minute Entry for proceedings held before Judge Eric N. Vitaliano: Jury Trial as to Javier Aguilar held on 2/15/2024. A.U.S.A.: Jonathan Lax, Clayton Solomon, Matthew Galeotti, Derek Ettinger, Hunter Smith. Defense Counsel: Daniel R. Koffmann, Michael Packard, William Weinreb. Stand-By Spanish Interpreter: Jan Calloway. (Court Reporter Michele Lucchese.) (JP) (Entered: 02/21/2024)
<input type="checkbox"/> 313	Feb. 16, 2024	View	MEMORANDUM & ORDER: In line with the foregoing analyses, the Court concludes that, because PPI is neither itself a majority state-owned entity nor assimilated to one, its employees are not public servants under Article 212 of CPF, as required for Article 222(II), Mexico's criminal bribery provision. So ordered by Judge Eric N. Vitaliano on 2/16/2024. (JP) (Entered: 02/16/2024)
<input type="checkbox"/> 314	Feb. 16, 2024	Request	Proposed Final Jury Instructions. (WV) (Entered: 02/16/2024)
<input type="checkbox"/> 315	Feb. 16, 2024	View	Proposed Verdict Sheet. (WV) (Entered: 02/16/2024)

ENTRY	FILED	PDF	DESCRIPTION
	Feb. 16, 2024	View	NOTICE OF HEARING as to Javier Aguilar Status Conference set for 2/20/2024 10:30 AM in Courtroom 4C South before Judge Eric N. Vitaliano. (WV) (Entered: 02/16/2024)
<input type="checkbox"/> 316	Feb. 19, 2024	View	MOTION for Acquittal As To Both Mexico-Related Specified Unlawful Activities Underlying Count Three by Javier Aguilar. (Koffmann, Daniel) (Entered: 02/19/2024)
<input type="checkbox"/> 317	Feb. 19, 2024	Request	Letter Defendant's Letter Outlining Issues tor the Charge Conference as to Javier Aguilar (Koffmann, Daniel) (Entered: 02/19/2024)
<input type="checkbox"/> 318	Feb. 20, 2024	Request	RESPONSE in Opposition re 316 MOTION for Acquittal As To Both Mexico-Related Specified Unlawful Activities Underlying Count Three (Attachments: # 1 Exhibit A (Ng Lap Seng Transcript Ruling)) (Smith, David) (Entered: 02/20/2024)
		View	0Main Document5 pages130.9 KB1Exhibit A (Ng Lap Seng Transcript Ruling)1 page10.4 KB
	Feb. 20, 2024		ORDER. The defendant's request for a jury instruction on the affirmative defense under the FCPA is denied. The Court's decision at 313 that Aguilar could not be held criminally liable under Article 222(II) of Mexico's Federal Penal Code does not necessitate a conclusion that he is entitled to the FCPA's affirmative defense that the "payment, gift, offer, or promise of anything of value that was made, was lawful under the written laws and regulations of the" foreign country. 15 U.S.C. ? 78dd-2(c)(1). Put simply, the Court's determination as to Aguilar's liability as a payer under one section of Mexico's penal code is insufficient to satisfy the defendant's burden to show that the payments at issue were lawful under Mexico's written laws and regulations. See United States v. Kozeny, 582 F. Supp. 2d 535, 539 (S.D.N.Y. 2008) ("For purposes of the FCPA's affirmative defense, the focus is on the payment, not the payer." (emphasis in original)). Beyond the Court's conclusion as to Article 222, the

ENTRY	FILED	PDF	DESCRIPTION
			defendant points to no other written law or regulation in Mexico that makes lawful the payments at issue. A contrary conclusion would, in effect, add to the FCPA an element for the government to prove that the statute does not require. See United States v. Ng Lap Seng, No. 15-cr-706 (S.D.N.Y.), Trial Tr. 715-16. The defense has an exception. Both sides may supplement the record if they so desire. Ordered by Judge Eric N. Vitaliano on 2/20/2024. (CC) (Entered: 02/20/2024)
<input type="checkbox"/> 319	Feb. 20, 2024	Request	Letter Defendant's Preemptive Opposition to Any Request for Postconviction Remand as to Javier Aguilar (Attachments: # 1 Ex. A (Status Conf Tr.), # 2 Ex. B (Prop. Tax Records)) (Koffmann, Daniel) (Entered: 02/20/2024)
			0Main Document9 pages268.6 KB1Ex. A (Status Conf Tr.)12 pages85.6 KB2Ex. B (Prop. Tax Records)3 pages 1.5 MB

CHARGES				Minimize ^
ID	COUNT	PARTY NAME	STATUS	DESCRIPTION
1	0	Javier Aguilar	Pending	Title 18, United States Code, Sections 371 and 3551 et seq. - Conspiracy to Violate the Foreign Corrupt Practices Act (1)
1	0	Javier Aguilar	Pending	18:371 and 3551 et seq.- CONSPIRACY TO VIOLATE THE FCPA- ECUADOR BRIBERY SCHEME. (1rs)
1	0	Javier Aguilar	Pending	Title 18, United States

ID	COUNT	PARTY NAME	STATUS	DESCRIPTION
				Code, Sections 1956(h) and 3551 et seq - Conspiracy to Commit Money Laundering (2)
1	0	Javier Aguilar	Pending	15:78dd-2; 18:2 and 3551 et seq.- FOREIGN CORRUPT PRACTICES ACT. (2rs)
1	0	Javier Aguilar	Pending	18:1956(h) and 3551 et seq.- CONSPIRACY TO COMMIT MONEY LAUNDERING. (3rs)
1	0	Javier Aguilar	Terminated	18:371 and 3551 et seq.- CONSPIRACY TO VIOLATE THE FCPA- MEXICO BRIBERY SCHEME. (2s)

DISPOSITIONS

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DESCRIPTION

Dismissed on Defendant's Motion

1	0	Javier Aguilar	Terminated	15:78dd-2; 18:2 and 3551 et seq.- FOREIGN CORRUPT PRACTICES ACT. (4s)
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DISPOSITIONS

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DESCRIPTION

Dismissed on Defendant's Motion

ID	COUNT	PARTY NAME	STATUS	DESCRIPTION
1	0	Javier Aguilar	Complaint	18:371.F