

**United States District Court
District of Nevada (Las Vegas)
CRIMINAL DOCKET FOR CASE #: 2:04-cr-00262-JCM -PAL-1**

Case title: USA vs David Kent Fitch

Date Filed: 06/29/2004
Date Terminated: 12/06/2007

Assigned to: Judge James C.
Mahan
Referred to: Magistrate Judge
Peggy A. Leen

Appeals court case numbers:
'07-10262' 'Ninth Circuit',
'07-10562' '9th Circuit', '07-10607'
'9th Circuit'

Defendant (1)

David Kent Fitch
34775-048
EDGEFIELD
FEDERAL CORRECTIONAL
INSTITUTION
Inmate Mail/Parcels
P.O. Box 725
Edgefield, SC 29824
TERMINATED: 12/06/2007

represented by **Beau Sterling**
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Designation: FPD

Pending Counts

18:1029(a)(2) – Fraudulent Use of
an Access Device
(1ss)

18:1029(a)(2) – Fraudulent Use of
an Access Device
(2ss)

18:1344 – Bank Fraud
(3ss–11ss)

18:1344A.F Bank Fraud
(10)

18:1344A.F 18:1344: Bank Fraud
(10s)

18:1344A.F Bank Fraud
(11)

18:1344A.F 18:1344: Bank Fraud
(11s)

18:1029A.F Attempted Fraudulent
Use of an Access Device
(12)

18:1029A.F 18:1029(a)(2) –
Attempted Fraudulent Use of an
Access Device
(12s)

18:1029(a)(2) – Attempted
Fraudulent Use of an Access
Device
(12ss–13ss)

18:1029A.F Attempted Fraudulent
Use of an Access Device
(13)

18:1029A.F 18:1029(a)(2) –
Attempted Fraudulent Use of an
Access Device
(13s)

Disposition

SENTENCED 12/6/07

SENTENCED 12/6/07

SENTENCED 12/6/07

SENTENCED 12/6/07

18:2312.F Interstate Transportation
of Stolen Vehicle
(14)

18:1956-0100.F 18:1956(a)(1)(B)
- Laundering Monetary
Instruments
(14s)

18:1956(a)(1)(B) - Laundering
Monetary Instruments
(14ss-15ss)

SENTENCED 12/6/07

18:2313.F Receipt of a Stolen
Vehicle
(15)

18:1956-0100.F 18:1956(a)(1)(B)
- Laundering Monetary
Instruments
(15s)

18:1957-0100.F 18:1957 - Money
Laundering
(16s)

18:1957 - Money Laundering
(16ss)

SENTENCED 12/6/07

18:2312.F 18:2312 - Interstate
Transportation of a Stolen Motor
Vehicle
(17s)

18:2313.F 18:2313: Receipt of a
Stolen Motor Vehicle
(18s)

Highest Offense Level (Opening)

Felony

Terminated Counts

Disposition

18:1029A.F Fraudulent Use of an
Access Device
(1)

DISMISSED 12/6/07

18:1029A.F 18:1029(a)(2) -
Fraudulent Use of an Access
Device
(1s)

DISMISSED 12/6/07

18:1029A.F Fraudulent Use of an
Access Device
(2)

DISMISSED 12/6/07

18:1029A.F 18:1029(a)(2) -
Fraudulent Use of an Access
Device
(2s)

DISMISSED 12/6/07

18:1344A.F Bank Fraud
(3)

DISMISSED 12/6/07

18:1344A.F 18:1344: Bank Fraud
(3s)

DISMISSED 12/6/07

18:1344A.F Bank Fraud
(4)

DISMISSED 12/6/07

DISMISSED 12/6/07

18:1344A.F 18:1344: Bank Fraud (4s)	
18:1344A.F Bank Fraud (5)	DISMISSED 12/6/07
18:1344A.F 18:1344: Bank Fraud (5s)	DISMISSED 12/6/07
18:1344A.F Bank Fraud (6)	DISMISSED 12/6/07
18:1344A.F 18:1344: Bank Fraud (6s)	DISMISSED 12/6/07
18:1344A.F Bank Fraud (7)	DISMISSED 12/6/07
18:1344A.F 18:1344: Bank Fraud (7s)	DISMISSED 12/6/07
18:1344A.F Bank Fraud (8)	DISMISSED 12/6/07
18:1344A.F 18:1344: Bank Fraud (8s)	DISMISSED 12/6/07
18:1344A.F Bank Fraud (9)	DISMISSED 12/6/07
18:1344A.F 18:1344: Bank Fraud (9s)	DISMISSED 12/6/07
18:2312 – Interstate Transportation of a Stolen Motor Vehicle (17ss)	Dismissed 6/15/07
18:2313 – Receipt of a Stolen Motor Vehicle (18ss)	Dismissed 6/15/07

Highest Offense Level
(Terminated)

Felony

Complaints

None

Disposition

Plaintiff

USA

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 TERMINATED: 03/29/2007

Date Filed	#	Docket Text
04/14/2011	<u>290</u>	ORDER of USCA as to David Kent Fitch re <u>233</u> Notice of Appeal. Attorney Mario D. Valencia's motion to allow Attorney Beau Sterling to argue in his stead is granted. (JAG) (Entered: 04/14/2011)
11/29/2010	<u>289</u>	LETTER from David Fitch regarding status of <u>288</u> Motion for Copywork. (ECS) (Entered: 11/30/2010)
10/14/2010	<u>288</u>	MOTION for Copies of Documents by David Kent Fitch. Responses due by 10/31/2010. (ASB) (Entered: 10/15/2010)
05/13/2010	<u>287</u>	Certified and Transmitted Record on Appeal as to David Kent Fitch to US Court of Appeals re <u>233</u> Notice of Appeal. (JAG) (Entered: 05/13/2010)
05/06/2010	286	<p>CERTIFICATE OF RECORD on <u>233</u> Notice of Appeal as to David Kent Fitch.</p> <p>The record on appeal, consisting of the reporter's transcripts and the United States District Court clerk's record is ready for the purpose of the appeal.</p> <p>This file exists in electronic format and is accessible via CM/ECF – PACER. The documents comprising the United States District Court clerk's record have been numbered in conformance with Rule 11(b) of the Federal Rules of Appellate Procedure. These document numbers are reflected on the United States District Court's docket sheet and should be used for reference purposes in the briefs.</p> <p>Appeals in Habeas Corpus and 28 USC 2255 Motion to Vacate Sentence cases are treated as civil appeals in the Court of Appeals. Criminal appeals briefing schedules will be issued upon the filing of this document.</p> <p>E-mail notice (NEF) sent to the US Court of Appeals, Ninth Circuit. (no image attached)(ECS) (Entered: 05/06/2010)</p>
05/06/2010	<u>284</u>	TRANSCRIPT of Proceedings, 137 Motion Hearing as to David Kent Fitch held on 4/27/2007 before Magistrate Judge Peggy A. Leen. Court Reporter/Transcriber: NW Transcripts, LLC, 208-466-4148. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber using the court's "Transcript Order" form available on our website www.nvd.uscourts.gov before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 5/27/2010. Redacted Transcript Deadline set for 6/6/2010. Release of Transcript Restriction set for 8/4/2010. (DXS) (Entered: 05/06/2010)
05/06/2010	<u>283</u>	TRANSCRIPT of Proceedings, 77 Status Conference as to David Kent Fitch held on 5/16/2006 before Judge Lloyd D. George. Court Reporter/Transcriber: NW Transcripts, LLC, 208-466-4148. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber using the court's "Transcript Order" form available on our website www.nvd.uscourts.gov before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 5/27/2010. Redacted Transcript Deadline set for 6/6/2010. Release of Transcript Restriction set for 8/4/2010. (DXS) (Entered: 05/06/2010)
05/06/2010	<u>282</u>	TRANSCRIPT of Proceedings, 71 Calendar Call as to David Kent Fitch held on 4/28/2006 before Judge Lloyd D. George. Court Reporter/Transcriber: NW

		Transcripts, LLC, 208-466-4148. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber using the court's "Transcript Order" form available on our website www.nvd.uscourts.gov before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 5/27/2010. Redacted Transcript Deadline set for 6/6/2010. Release of Transcript Restriction set for 8/4/2010. (DXS) (Entered: 05/06/2010)
05/06/2010	<u>281</u>	TRANSCRIPT of Proceedings, 67 Status Conference as to David Kent Fitch held on 4/20/2006 before Magistrate Judge Peggy A. Leen. Court Reporter/Transcriber: NW Transcripts, LLC, 208-466-4148. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber using the court's "Transcript Order" form available on our website www.nvd.uscourts.gov before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 5/27/2010. Redacted Transcript Deadline set for 6/6/2010. Release of Transcript Restriction set for 8/4/2010. (DXS) (Entered: 05/06/2010)
05/06/2010	<u>280</u>	TRANSCRIPT of Proceedings, 65 Motion Hearing as to David Kent Fitch held on 4/11/2006 before Magistrate Judge Peggy A. Leen. Court Reporter/Transcriber: NW Transcripts, LLC, 208-466-4148. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber using the court's "Transcript Order" form available on our website www.nvd.uscourts.gov before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 5/27/2010. Redacted Transcript Deadline set for 6/6/2010. Release of Transcript Restriction set for 8/4/2010. (DXS) (Entered: 05/06/2010)
05/06/2010	<u>278</u>	TRANSCRIPT of Proceedings, <u>62</u> Status Conference as to David Kent Fitch held on 10/11/2005 before Judge Lloyd D. George. Court Reporter/Transcriber: NW Transcripts, LLC, 208-466-4148. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber using the court's "Transcript Order" form available on our website www.nvd.uscourts.gov before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 5/27/2010. Redacted Transcript Deadline set for 6/6/2010. Release of Transcript Restriction set for 8/4/2010. (DXS) (Entered: 05/06/2010)
05/06/2010	<u>277</u>	TRANSCRIPT of Proceedings, <u>60</u> Status Conference as to David Kent Fitch held on 9/23/2005 before Judge Lloyd D. George. Court Reporter/Transcriber: NW Transcripts, LLC, 208-466-4148. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber using the court's "Transcript Order" form available on our website www.nvd.uscourts.gov before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 5/27/2010. Redacted Transcript Deadline set for 6/6/2010. Release of Transcript Restriction set for 8/4/2010. (DXS) (Entered: 05/06/2010)
05/06/2010	<u>276</u>	TRANSCRIPT of Proceedings, <u>45</u> Calendar Call as to David Kent Fitch held on 4/5/2005 before Judge Lloyd D. George. Court Reporter/Transcriber: NW Transcripts, LLC, 208-466-4148. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber using the court's "Transcript Order" form available on our website www.nvd.uscourts.gov before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 5/27/2010. Redacted Transcript Deadline set for 6/6/2010. Release of Transcript Restriction set for 8/4/2010. (DXS) (Entered: 05/06/2010)
05/06/2010	<u>275</u>	TRANSCRIPT of Proceedings, <u>41</u> Arraignment/Plea as to David Kent Fitch held on 3/11/2005 before Magistrate Judge Lawrence R. Leavitt. Court Reporter/Transcriber: NW Transcripts, LLC, 208-466-4148. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber using the court's "Transcript Order" form available on our website www.nvd.uscourts.gov before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 5/27/2010. Redacted Transcript Deadline set for 6/6/2010. Release of

		Transcript Restriction set for 8/4/2010. (DXS) (Entered: 05/06/2010)
05/06/2010	<u>274</u>	TRANSCRIPT of Proceedings, <u>15</u> Arraignment/Plea as to David Kent Fitch held on 8/6/2004 before Magistrate Judge Robert J. Johnston. Court Reporter/Transcriber: NW Transcripts, LLC, 208-466-4148. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber using the court's "Transcript Order" form available on our website www.nvd.uscourts.gov before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 5/27/2010. Redacted Transcript Deadline set for 6/6/2010. Release of Transcript Restriction set for 8/4/2010. (DXS) (Entered: 05/06/2010)
05/06/2010	<u>273</u>	TRANSCRIPT of Proceedings, <u>5</u> Initial/Arrestment & Plea as to David Kent Fitch held on 7/12/2004 before Magistrate Judge Robert J. Johnston. Court Reporter/Transcriber: NW Transcripts, LLC, 208-466-4148. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber using the court's "Transcript Order" form available on our website www.nvd.uscourts.gov before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 5/27/2010. Redacted Transcript Deadline set for 6/6/2010. Release of Transcript Restriction set for 8/4/2010. (DXS) (Entered: 05/06/2010)
03/03/2010	<u>272</u>	ORDER Temporarily Unsealing Transcript. Signed by Judge James C. Mahan on 3/1/10. (Copies have been distributed pursuant to the NEF - ECS, cc: ECRO) (Entered: 03/03/2010)
03/01/2010	<u>271</u>	TRANSCRIPT of Proceedings, <u>193</u> JURY TRIAL DAY 3(SIDE BAR INSERT) as to David Kent Fitch held on 6/20/2007 before Judge James C. Mahan. Court Reporter/Transcriber: Joy Garner, 702-384-3188. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber using the court's "Transcript Order" form available on our website www.nvd.uscourts.gov before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 3/22/2010. Redacted Transcript Deadline set for 4/1/2010. Release of Transcript Restriction set for 5/30/2010. (ABB) (Entered: 03/01/2010)
03/01/2010	<u>270</u>	TRANSCRIPT of Proceedings, <u>192</u> JURY TRIAL DAY 2 (SIDE BAR INSERT) as to David Kent Fitch held on 6/19/2007 before Judge James C. Mahan. Court Reporter/Transcriber: Joy Garner, 702-384-3188. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber using the court's "Transcript Order" form available on our website www.nvd.uscourts.gov before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 3/22/2010. Redacted Transcript Deadline set for 4/1/2010. Release of Transcript Restriction set for 5/30/2010. (ABB) (Entered: 03/01/2010)
02/23/2010	<u>269</u>	TRANSCRIPT DESIGNATION by David Kent Fitch re <u>233</u> Notice of Appeal, 88 Status Conference,,, Electronic Notice to USM,,, 137 Motion Hearing,, 240 Transcript, <u>253</u> Transcript,, <u>41</u> Arraignment/Plea, 237 Transcript, 236 Transcript, <u>252</u> Transcript,, <u>189</u> Jury Trial,,, 77 Status Conference,,,,, Electronic Notice to USM,,,,, <u>193</u> Jury Trial,,, 248 Transcript, 67 Status Conference,,,,, Electronic Notice to USM,,, 84 Status Conference,,, Electronic Notice to USM,,, 102 Motion Hearing,,, 238 Transcript, 157 Transcript, <u>192</u> Jury Trial,,, 224 Sentencing,,, 65 Motion Hearing,,,,, Electronic Notice to USM,,,,, 239 Transcript, 197 Transcript, 241 Transcript, 71 Calendar Call,,,,,, Electronic Notice to USM,,,,, 242 Transcript, 165 Motion Hearing,,,,,, 118 Motion Hearing,, <u>198</u> Jury Trial,,, 126 Revocation of Pretrial Release,, 85 Transcript, <u>251</u> Transcript,, (Valencia, Mario) (Entered: 02/23/2010)
02/08/2010	<u>268</u>	ORDER of USCA as to David Kent Fitch re <u>233</u> Notice of Appeal. (ECS) (Entered: 02/10/2010)
12/17/2009	<u>267</u>	ORDER resetting deadlines, of USCA as to David Kent Fitch re <u>233</u> Notice of Appeal. (AXM) (Entered: 12/18/2009)
10/07/2009	<u>266</u>	ORDER Denying 260 Motion as to David Kent Fitch (1), Granting <u>262</u> Motion to Strike 260 request as to David Kent Fitch (1), Denying <u>263</u> Motion to Dismiss as to

		David Kent Fitch (1). Document 260 shall be stricken. Signed by Judge James C. Mahan. (Copies have been distributed pursuant to the NEF – AXM) (Entered: 10/07/2009)
09/02/2009	<u>265</u>	NOTICE of Change of Address by David Kent Fitch, to Edgefield FCI. (AXM) (Entered: 09/02/2009)
08/12/2009	<u>264</u>	REPLY to Response to <u>263</u> MOTION to Dismiss, <u>262</u> MOTION to Strike ; filed by USA as to David Kent Fitch. (Flake, Adam) (Entered: 08/12/2009)
08/10/2009	<u>263</u>	MOTION to Dismiss <u>262</u> Motion to Strike; by David Kent Fitch. Responses due by 8/24/2009. (AXM) (Entered: 08/11/2009)
07/30/2009	<u>262</u>	MOTION to Strike by USA as to David Kent Fitch. Responses due by 8/13/2009. (Flake, Adam) (Entered: 07/30/2009)
07/21/2009	<u>261</u>	NOTICE OF ATTORNEY APPEARANCE Adam M Flake appearing for USA. (Flake, Adam) (Entered: 07/21/2009)
04/20/2009	<u>259</u>	LETTER from David Kent Fitch to Court Financial Section. (AXM)copy to finance (Entered: 04/22/2009)
04/09/2009	<u>258</u>	ORDER APPOINTING COUNSEL as to David Kent Fitch. CJA Mario D Valencia for David Kent Fitch appointed as counsel for this appeal. Signed by Judge James C. Mahan on 04/09/09. (This Order was sent to USCA via e-mail and via mail to Beau Sterling.) (Copies have been distributed pursuant to the NEF – SRK) (Entered: 04/09/2009)
04/02/2009	<u>257</u>	ORDER of USCA for Appointment of Counsel and Granting Motion of Appointed Counsel Beau Sterling to be Relieved as Counsel as to David Kent Fitch <u>233</u> Notice of Appeal. (ASB) (Entered: 04/02/2009)
12/31/2008	<u>254</u>	CERTIFICATE OF RECORD on Appeal Transmitted to USCA as to David Kent Fitch re <u>233</u> Notice of Appeal. (SRK) (Entered: 12/31/2008)
12/30/2008	<u>253</u>	TRANSCRIPT of Proceedings, <u>198</u> Jury Trial (DAY 4) – CLOSING ARGUMENTS – As to David Kent Fitch held on Thursday, June 21, 2007 before Judge James C. Mahan. Court Reporter: Joy Garner, 702–384–3188. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber using the court's "Transcript Order" form available on our website www.nvd.uscourts.gov before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 1/20/2009. Redacted Transcript Deadline set for 1/30/2009. Release of Transcript Restriction set for 3/30/2009. (EDS) (Entered: 12/30/2008)
12/30/2008	<u>252</u>	PARTIAL TRANSCRIPT of Proceedings, <u>193</u> Jury Trial (DAY 3) SETTLEMENT OF JURY INSTRUCTIONS – As to David Kent Fitch held on Wednesday, June 20, 2007 before Judge James C. Mahan. Court Reporter: Joy Garner, 702–384–3188. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber using the court's "Transcript Order" form available on our website www.nvd.uscourts.gov before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 1/20/2009. Redacted Transcript Deadline set for 1/30/2009. Release of Transcript Restriction set for 3/30/2009. (EDS) (Entered: 12/30/2008)
12/30/2008	<u>251</u>	PARTIAL TRANSCRIPT of Proceedings, <u>189</u> Jury Trial (DAY 1) – OPENING STATEMENTS – As to David Kent Fitch held on Monday, June 18, 2007 before Judge James C. Mahan. Court Reporter: Joy Garner, 702–384–3188. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber using the court's "Transcript Order" form available on our website www.nvd.uscourts.gov before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 1/20/2009. Redacted Transcript Deadline set for 1/30/2009. Release of Transcript Restriction set for 3/30/2009. (EDS) (Entered: 12/30/2008)
06/20/2008	<u>250</u>	ORDER of USCA as to David Kent Fitch re <u>233</u> Notice of Appeal. Appellant's unopposed motion for a third extension of time in which to file the opening brief is

		granted. The opening brief is due 07/21/08. (SRK) (Entered: 06/23/2008)
06/18/2008	<u>249</u>	ORDER of USCA as to Fitch, David Kent re <u>233</u> Notice of Appeal. USCA grants appointed counsel, Beau Sterling's authorization for CJA travel expenses to travel from Las Vegas to Phoenix. (ES) (Entered: 06/19/2008)
03/12/2008	248	TRANSCRIPT of Proceedings: 224 Sentencing as to David Kent Fitch held on 10/19/07 before Judge James C. Mahan. Court Reporter: Joy Garner. (no image attached) (ES) (Entered: 03/12/2008)
02/27/2008	<u>247</u>	TRANSCRIPT DESIGNATION by Fitch, David Kent re <u>233</u> Notice of Appeal, 224 Sentencing,,, (Sterling, Beau) (Entered: 02/27/2008)
01/31/2008	<u>246</u>	ORDER on Mandate Dismissing the Appeal as to David Kent Fitch re <u>244</u> USCA Order. (OXC) (Entered: 01/31/2008)
01/25/2008	<u>244</u>	ORDER of USCA Dismissing <u>227</u> Notice of Appeal as Duplicative as to David Kent Fitch. (ASB) (Entered: 01/29/2008)
01/25/2008	<u>243</u>	CERTIFICATE OF RECORD on Appeal Transmitted to USCA as to David Kent Fitch re <u>227</u> Notice of Appeal and <u>233</u> Notice of Appeal. (ASB) (Entered: 01/25/2008)
01/23/2008	242	TRANSCRIPT of Proceedings: 165 Motion Hearing as to David Kent Fitch, held on 5/30/07 before Judge James C. Mahan. Court Reporter: Joy Garner. (no image attached) (ES) (Entered: 01/24/2008)
01/23/2008	241	TRANSCRIPT of Proceedings: 88 Status as to David Kent Fitch, held on 9/11/06 before Judge James C. Mahan. Court Reporter: Joy Garner. (no image attached) (ES) (Entered: 01/24/2008)
01/23/2008	240	TRANSCRIPT of Proceedings: <u>193</u> Jury Trial (Day 3) as to David Kent Fitch held on 6/20/07 before Judge James C. Mahan. Court Reporter: Joy Garner. (no image attached) (ES) (Entered: 01/24/2008)
01/23/2008	239	TRANSCRIPT of Proceedings: <u>192</u> Jury Trial (Day 2) as to David Kent Fitch held on 6/19/07 before Judge James C. Mahan. Court Reporter: Joy Garner. (no image attached) (ES) (Entered: 01/24/2008)
01/23/2008	238	TRANSCRIPT of Proceedings: <u>189</u> Jury Trial (Day 1) as to David Kent Fitch held on 6/18/07 before Judge James C. Mahan. Court Reporter: Joy Garner. (no image attached) (ES) (Entered: 01/24/2008)
01/23/2008	237	TRANSCRIPT of Proceedings: <u>198</u> Jury Trial (Day 4, Verdict) as to David Kent Fitch held on 6/21/07 before Judge James C. Mahan. Court Reporter: Joy Garner. (no image attached) (ES) (Entered: 01/24/2008)
01/08/2008	236	TRANSCRIPT of Proceedings: 102 Motion Hearing as to Fitch, David Kent held on 02/06/2007 before Judge Peggy A. Leen. FTR recording. Transcript prepared by NW Transcripts, LLC. (no image attached) (ABC) (Entered: 01/10/2008)
01/04/2008	<u>235</u>	TRANSMITTAL RETURN of Notice of Appeal from USCA as to Fitch, David Kent re <u>233</u> Notice of Appeal. USCA Case Number 07-10607 . (SRK) (Entered: 01/09/2008)
12/20/2007	<u>234</u>	TRANSMITTAL of Notice of Appeal, Docket Sheet and Order for Time Schedule as to Fitch, David Kent to US Court of Appeals re <u>233</u> Notice of Appeal. Certificate of Record due by 1/21/2008. (Attachments: # <u>1</u> Designation Form# <u>2</u> Transcript Order Form)(JAG) (Entered: 12/20/2007)
12/12/2007	<u>233</u>	NOTICE OF APPEAL by Fitch, David Kent re <u>230</u> Judgment,, (Sterling, Beau) (Entered: 12/12/2007)
12/12/2007	<u>232</u>	TRANSCRIPT DESIGNATION by Fitch, David Kent re <u>227</u> Notice of Appeal, 88 Status Conference,,, Electronic Notice to USM,,, 84 Status Conference,,, Electronic Notice to USM,,, 102 Motion Hearing,,, <u>192</u> Jury Trial,,, 165 Motion Hearing,,,,,, <u>189</u> Jury Trial,,, 118 Motion Hearing,, <u>198</u> Jury Trial,,, 126 Revocation of Pretrial Release,, <u>193</u> Jury Trial,,, (Sterling, Beau) (Entered: 12/12/2007)

12/06/2007	<u>230</u>	JUDGMENT as to David Kent Fitch (1) – Counts 1–16 of the Second Superseding Indictment: 120 months custody USBOP as to Counts 1,2,12,13,16; 240 months for Counts 14,15; 262 months for Counts 3,11, inclusive to run concurrent; Defendant remanded; 60 months supervised release; \$1,600.00 assessment; \$75,000.00 fine; Original indictment & CTs 17 & 18 DISMISSED. Signed by Judge James C. Mahan on 11/26/07. (Copies have been distributed pursuant to the NEF – MJZ) Modified on 12/10/2007 to show remand & dismissal of remaining counts. (LMC) (Entered: 12/09/2007)
12/03/2007	<u>231</u>	TRANSMITTAL RETURN of Notice of Appeal from USCA as to Fitch, David Kent re <u>227</u> Notice of Appeal filed by Fitch, David Kent. USCA Case Number 07–10562 (MJZ) (Entered: 12/10/2007)
11/19/2007	<u>229</u>	TRANSMITTAL of Notice of Appeal, Docket Sheet and Order for Time Schedule as to Fitch, David Kent to US Court of Appeals re <u>227</u> Notice of Appeal Certificate of Record due by 12/19/2007. (Attachments: # <u>1</u> Designation Form# <u>2</u> Transcript Order Form)(JAG) (Entered: 11/19/2007)
10/24/2007	<u>227</u>	NOTICE OF APPEAL by David Kent Fitch re 224 Sentencing Minutes, Filing Fee NOT PAID. (SRK) (Entered: 10/29/2007)
10/23/2007	<u>226</u>	LETTER from Judge James C. Mahan to Attorney Lisa Rasmussen referring defendant's letter for any appropriate action. (OXC) (Entered: 10/26/2007)
10/22/2007	224	MINUTES OF PROCEEDINGS – Sentencing and Disposition as to Fitch, David Kent held on 10/19/2007 before Judge James C. Mahan. Crtrm Administrator: <i>David Oakes</i> ; AUSA: <i>Timothy Vasquez</i> ; Def Counsel: <i>Lisa Rasmussen</i> ; USPO: <i>Wendy Beckner</i> ; Court Reporter/FTR #: <i>Joy Garner</i> ; Time of Hearing: <i>1:30 p.m.</i> ; Courtroom: <i>6A</i> ; Defendant is present and in custody. Sentence is imposed as to count(s) 1 through 16 of the Second Superseding Indictment . Disposition of Original Indictment and Superseding Information and counts 17 and 18 of the Second Superseding Indictment. entered. Defendant is advised of right to file an appeal. Defendant is remanded to custody. Defendant is sentenced to 262 months. (no image attached) (Copies have been distributed pursuant to the NEF – DXO) (Entered: 10/22/2007)
10/19/2007	<u>225</u>	LETTER from David Fitch to Judge Mahan re: sentencing. (OXC) (Entered: 10/25/2007)
10/19/2007	<u>223</u>	ORDER Appointing Beau Sterling in the place of Lisa Rasmussen as to David Kent Fitch. Added attorney Beau Sterling for David Kent Fitch. Attorney Lisa A Rasmussen terminated in case as to David Kent Fitch. Signed by Judge James C. Mahan on 10/19/07. (Copies have been distributed pursuant to the NEF – ASB) (Entered: 10/19/2007)
10/19/2007	<u>222</u>	RESPONSE to filed by USA as to Fitch, David Kent. <i>RESPONSE TO DEFENDANT'S SENTENCING MEMORANDUM (# 218)</i> Replies due by 10/25/2007. (Vasquez, Timothy) (Entered: 10/19/2007)
10/18/2007	<u>221</u>	EXHIBIT(s) <i>Judgment of Conviction, 2000 Case, Submitted in Support to 218</i> Sentencing Memorandum, filed by Fitch, David Kent (Attachments: # <u>1</u> Exhibit Judgment of Conviction 2000 Case)(Rasmussen, Lisa) (Entered: 10/18/2007)
10/18/2007	<u>220</u>	EXHIBIT(s) <i>Sentencing Hearing Transcript, November 14, 2000, in Support of Sentencing Memorandum and Opposition to 218</i> Sentencing Memorandum, filed by Fitch, David Kent (Attachments: # <u>1</u> Exhibit Sentencing Hearing Transcript, November 14, 2000)(Rasmussen, Lisa) (Entered: 10/18/2007)
10/18/2007	<u>219</u>	EXHIBIT(s) <i>Hearing Transcript on Return of Property Motion held June 22, 2000, in support of Sentencing Memorandum and Opposition to the government's motion for upward departure to 218</i> Sentencing Memorandum, filed by Fitch, David Kent (Attachments: # <u>1</u> Exhibit Return of Property Hearing Transcript)(Rasmussen, Lisa) (Entered: 10/18/2007)
10/18/2007	<u>218</u>	SENTENCING MEMORANDUM by Fitch, David Kent (Attachments: # <u>1</u> Exhibit A and B)(Rasmussen, Lisa) (Entered: 10/18/2007)

10/15/2007		Set/Reset Hearings as to Fitch, David Kent: Sentencing and disposition set for 10/17/2007 at 10:00 AM is hereby VACATED and rescheduled for 10/19/2007 01:30 PM in LV Courtroom 6A before Judge James C. Mahan. (SRB) (Entered: 10/15/2007)
10/15/2007		Set/Reset Hearings as to Fitch, David Kent: Sentencing and disposition ADVANCED and set for 10/17/2007 10:00 AM in LV Courtroom 6A before Judge James C. Mahan. (SRB) (Entered: 10/15/2007)
10/10/2007	<u>217</u>	LETTER from Judge James C. Mahan to Lisa Rasmussen re: Letter Received in Chambers from David Kent Fitch. (ASB) (Entered: 10/15/2007)
09/28/2007	<u>216</u>	OBJECTION TO PRESENTENCE INVESTIGATION REPORT by Fitch, David Kent (Rasmussen, Lisa) (Entered: 09/28/2007)
09/25/2007	<u>215</u>	ORDER ON STIPULATION Granting <u>214</u> Stipulation to Continue Sentencing as to David Kent Fitch. Sentencing and disposition set for 10/17/2007 01:30 PM in LV Courtroom 6A before Judge James C. Mahan. Signed by Judge James C. Mahan on 09/25/07. (Copies have been distributed pursuant to the NEF – SRK) (Entered: 09/25/2007)
09/25/2007	<u>214</u>	STIPULATION re 213 Notice of Hearing, to <i>Continue Sentencing; and Order</i> by Fitch, David Kent (Rasmussen, Lisa) (Entered: 09/25/2007)
09/05/2007	213	NOTICE OF HEARING as to Fitch, David Kent: Sentencing and disposition previously set for 9/21/2007 @ 10:30 AM is VACATED and reset for 9/26/2007 10:30 AM in LV Courtroom 6A before Judge James C. Mahan. (no image attached)(DXO) (Entered: 09/05/2007)
08/17/2007	<u>212</u>	NOTICE of Change of Address by Fitch, David Kent (Rasmussen, Lisa) (Entered: 08/17/2007)
08/13/2007	<u>211</u>	LETTER from Judge James C. Mahan regarding a letter he received from Defendant David Kent Fitch. (SRK) (Entered: 08/15/2007)
07/16/2007	<u>209</u>	JUDGMENT of USCA as to Fitch, David Kent re <u>158</u> Notice of Appeal. The Judgment of the said District Court is Affirmed. (SRK) (Entered: 07/18/2007)
07/16/2007	<u>208</u>	SENTENCING MEMORANDUM by USA as to Fitch, David Kent (Attachments: # <u>1</u> # <u>2</u> # <u>3</u> # <u>4</u> # <u>5</u> # <u>6</u> # <u>7</u> # <u>8</u> # <u>9</u> # <u>10</u>)(Vasquez, Timothy) (Entered: 07/16/2007)
07/13/2007	207	NOTICE OF HEARING as to Fitch, David Kent: Sentencing and disposition previously set for 9/21/2007 @ 10:00 AM is VACATED and reset for 9/21/2007 10:30 AM in LV Courtroom 6A before Judge James C. Mahan. (no image attached)(DXO,) (Entered: 07/13/2007)
06/26/2007	<u>204</u>	ORDER as to David Kent Fitch. This Court having ordered the jury impaneled in this action to be kept together during period(s) of deliberation, IT IS ORDERED that all meals for said jury shall be paid by the Clerk of Court. Signed by Judge James C. Mahan on 6/26/07. (Copies have been distributed pursuant to the NEF – MMM) (Entered: 06/27/2007)
06/25/2007	<u>205</u>	ORDER of USCA re <u>158</u> Notice of Appeal re <u>147</u> Order as to David Kent Fitch. The district court's order is AFFIRMED. (MMM) (Entered: 06/29/2007)
06/22/2007	<u>256</u>	JURY INSTRUCTIONS as to David Kent Fitch. (SRK) (Entered: 01/27/2009)
06/21/2007	<u>200</u>	EXHIBIT LIST on behalf of Defendant David Kent Fitch (MMM) (Entered: 06/22/2007)
06/21/2007	<u>199</u>	EXHIBIT LIST by USA as to David Kent Fitch (MMM) (Entered: 06/22/2007)
06/21/2007	<u>198</u>	MINUTES OF PROCEEDINGS – Jury Trial Day 4 as to Fitch, David Kent held on 6/21/2007 before Judge James C. Mahan. Crtrm Administrator: <i>David Oakes</i> ; AUSA: <i>Timothy Vasquez</i> ; Def Counsel: <i>Lisa Rasmussen, David Johnson</i> ; Court Reporter/FTR #: <i>Joy Garner</i> ; Time of Hearing: <i>9:00 a.m.</i> ; Day 4 of the trial. Defendant is present. Plas Witnesses: none. Dfts Witnesses: none.

		<p>David Kent Fitch is found guilty on all 16 counts of the second superseding indictment. Defendant is remanded to custody.</p> <p>Sentencing and disposition set for 9/21/2007 10:00 AM in LV Courtroom 6A before Judge James C. Mahan. Deadline to return exhibits set for 10/31/2007. (Copies have been distributed pursuant to the NEF – DXO,) (Entered: 06/21/2007)</p>
06/21/2007	<u>195</u>	<p>PROPOSED Jury Instructions by USA as to Fitch, David Kent <i>AMENDED SUPPLEMENTAL JURY INSTRUCTION</i> (Vasquez, Timothy) (Entered: 06/21/2007)</p>
06/20/2007	197	<p>TRANSCRIPT of Proceedings: 118 Detention Hearing as to David Kent Fitch held on 4/6/07 before Judge Robert J. Johnston. Court Reporter: FTR. Transcript prepared by NW Transcripts. (no image attached) (EDS) (Entered: 06/21/2007)</p>
06/20/2007	<u>196</u>	<p>USCA ORDER re <u>170</u> Copy of EMERGENCY MOTION UNDER CIRCUIT RULE 27-3 – Motion/Petition for Issue of Writ of Mandamus (07-72329) filed directly with USCA as to David Kent Fitch. Signed by Judge Court of Appeals on 6/13/07. (Copies have been distributed pursuant to the NEF – MMM) (Entered: 06/21/2007)</p>
06/20/2007	<u>194</u>	<p>PROPOSED Jury Instructions by USA as to Fitch, David Kent <i>SUPPLEMENTAL INSTRUCTION</i> (Vasquez, Timothy) (Entered: 06/20/2007)</p>
06/20/2007	<u>193</u>	<p>MINUTES OF PROCEEDINGS – Jury Trial Day 3 as to Fitch, David Kent held on 6/20/2007 before Judge James C. Mahan. Crtrm Administrator: <i>David Oakes</i>; AUSA: <i>Timothy Vasquez</i>; Def Counsel: <i>Lisa Rasmussen, David Johnson</i>; Court Reporter/FTR #: <i>Joy Garner</i>; Time of Hearing: <i>9:00 a.m.</i>;</p> <p>Day 3 of the trial. Defendant is present. Plas Witnesses: Shawn Hofschulte, Michael Jensen, Lawrence Wenko, Henry Schlumpf. Dfts Witnesses: None. Exhibits admitted. Defendant is remanded to custody.</p> <p>Jury Trial Day 4 is continued to 6/21/2007 09:00 AM in LV Courtroom 6A before Judge James C. Mahan. Deadline to return exhibits set for 10/31/2007. (Copies have been distributed pursuant to the NEF – DXO,) (Entered: 06/20/2007)</p>
06/19/2007	<u>192</u>	<p>MINUTES OF PROCEEDINGS – Jury Trial Day 2 as to Fitch, David Kent held on 6/19/2007 before Judge James C. Mahan. Crtrm Administrator: <i>David Oakes</i>; AUSA: <i>Timothy Vasquez</i>; Def Counsel: <i>Lisa Rasmussen, David Howard</i>; Court Reporter/FTR #: <i>Joy Garner</i>; Time of Hearing: <i>9:00 a.m.</i>;</p> <p>Day 2 of the trial. Defendant is present. Plas Witnesses: William Montoya, Eduardo Herrada, Gary Sebade, Ray Waber, David Lee Krause, Brent Childress, Lorinda Brodoski, Daniel McBride M.D., Lee Zechter, Bill Prudden. Dfts Witnesses: None. Exhibits admitted. Defendant is remanded to custody.</p> <p>Jury Trial Day 3 is set for 6/20/2007 09:00 AM in LV Courtroom 6A before Judge James C. Mahan. Deadline to return exhibits set for 10/31/2007. (Copies have been distributed pursuant to the NEF – DXO,) (Entered: 06/19/2007)</p>
06/18/2007	<u>189</u>	<p>MINUTES OF PROCEEDINGS – Jury Trial Day 1 as to Fitch, David Kent held on 6/18/2007 before Judge James C. Mahan. Crtrm Administrator: <i>David Oakes</i>; AUSA: <i>Timothy Vasquez</i>; Def Counsel: <i>Lisa Rasmussen</i>; Court Reporter/FTR #: <i>Joy Garner</i>; Time of Hearing: <i>9:00 a.m.</i>;</p> <p>Day One of the trial. Defendant is present. Plas Witnesses: Henderson Police Officer Tezloff, Special Agent F.B.I. Richard Brescia, Ms. Eagleson, Gracie Silvers, Connie Peacock. Dfts Witnesses: None. Exhibits admitted. Defendant is remanded to custody.</p> <p>Jury Trial Day 2 is continued to 6/19/2007 09:00 AM in LV Courtroom 6A before Judge James C. Mahan. Deadline to return exhibits set for 10/31/2007. (Copies have been distributed pursuant to the NEF – DXO,) (Entered: 06/18/2007)</p>

06/15/2007	<u>191</u>	ORDERED that Defendant David Kent Fitch's motions for Production of "Favorable Materials Concerning the Testimony of Special Circumstances Witnesses: <u>132</u> , <u>133</u> , <u>134</u> , <u>135</u> , <u>136</u> , and <u>142</u> are denied with the provision that the government shall ten days prior to trial produce any Giglio materials for the witnesses that it anticipates calling at trial. Defendant's several motions for Inspection and Production of Personnel Files of various government agents and an Assistant United States Attorney <u>143</u> , <u>144</u> , and <u>145</u> are denied with the provision that the government shall examine the personnel files of law enforcement officers it intends to call as witnesses in accordance with <i>Henthorn</i> and inform the Court and the defendant of the results of this inquiry ten days prior to trial. Signed by Judge James C. Mahan on 6/15/07. (Copies have been distributed pursuant to the NEF – MMM) (Entered: 06/19/2007)
06/15/2007	<u>190</u>	ORDER granting <u>168</u> Motion to Dismiss Counts Seventeen and Eighteen of the Second Superseding Indictment as to David Kent Fitch (1). Signed by Judge James C. Mahan on 6/15/07. (Copies have been distributed pursuant to the NEF – MMM) (Entered: 06/19/2007)
06/15/2007	<u>188</u>	ORDER denying <u>131</u> Motion for Supplemental Attorney Voir Dire as to David Kent Fitch (1). Signed by Judge James C. Mahan on 6/15/07. (Copies have been distributed pursuant to the NEF – MMM) (Entered: 06/18/2007)
06/15/2007	187	NOTICE OF HEARING as to Fitch, David Kent: Jury Trial Day 5 set for 6/22/2007 09:00 AM in LV Courtroom 6A before Judge James C. Mahan. (no image attached)(DXO,) (Entered: 06/15/2007)
06/15/2007	<u>186</u>	RESPONSE to <u>185</u> MOTION re. Discovery (&request for in camera inspection of reports); filed by Fitch, David Kent. Replies due by 6/21/2007. (Rasmussen, Lisa) (Entered: 06/15/2007)
06/14/2007	<u>185</u>	MOTION re. Discovery (&request for in camera inspection of reports) by USA as to Fitch, David Kent. Responses due by 6/28/2007. (Vasquez, Timothy) (Entered: 06/14/2007)
06/14/2007	184	NOTICE OF HEARING as to Fitch, David Kent: Jury Trial Day 4 set for 6/21/2007 09:00 AM in LV Courtroom 6A before Judge James C. Mahan. (no image attached)(DXO,) (Entered: 06/14/2007)
06/14/2007	183	NOTICE OF HEARING as to Fitch, David Kent: Jury Trial Day 3 set for 6/20/2007 09:00 AM in LV Courtroom 6A before Judge James C. Mahan. (no image attached)(DXO,) (Entered: 06/14/2007)
06/14/2007	182	NOTICE OF HEARING as to Fitch, David Kent: Jury Trial Day 2 set for 6/19/2007 09:00 AM in LV Courtroom 6A before Judge James C. Mahan. (no image attached)(DXO,) (Entered: 06/14/2007)
06/13/2007	<u>180</u>	PROPOSED Jury Instructions by USA as to Fitch, David Kent (Vasquez, Timothy) (Entered: 06/13/2007)
06/13/2007	<u>178</u>	ORDER granting <u>176</u> Unopposed Motion for Temporary Transfer of Custody as to David Kent Fitch (1). The Defendant shall be temporarily released from the custody of the United States Marshal to the custody of agents of the FBI for the limited purpose of attending depositions on 6/15/2007. At the conclusion of the depositions, the FBI shall return the defendant to the custody of the US Marshal. Signed by Judge Peggy A. Leen on 6/13/07. (AAB) Modified document image to allow blue file header to show on 6/13/2007. (AAB) (Entered: 06/13/2007)
06/13/2007	<u>176</u>	UNOPPOSED MOTION Temporary Transfer of Custody of Defendant to Attend Depositions by USA as to Fitch, David Kent. (Vasquez, Timothy) (Entered: 06/13/2007)
06/13/2007	<u>175</u>	MOTION in Limine to <i>exclude reading materials recovered from storage facility and "evidence of chloroform"</i> by Fitch, David Kent. Responses due by 7/1/2007. (Rasmussen, Lisa) (Entered: 06/13/2007)
06/13/2007	<u>174</u>	EXHIBIT LIST by Fitch, David Kent (Rasmussen, Lisa) (Entered: 06/13/2007)

06/13/2007	<u>173</u>	WITNESS LIST by Fitch, David Kent. (Rasmussen, Lisa) (Entered: 06/13/2007)
06/13/2007	<u>172</u>	PROPOSED Voir Dire by Fitch, David Kent (Rasmussen, Lisa) (Entered: 06/13/2007)
06/13/2007	<u>171</u>	PROPOSED Jury Instructions by Fitch, David Kent (Rasmussen, Lisa) (Entered: 06/13/2007)
06/11/2007	<u>177</u>	ORDER denying <u>128</u> Motion to Dismiss; and denying <u>156</u> Motion for Issuance of Order Compelling In Camera Production of Defendant's Inmate Central File; as to David Kent Fitch (1). Signed by Judge James C. Mahan on 6/11/07. (MMM) (Entered: 06/13/2007)
06/11/2007	<u>170</u>	Copy of EMERGENCY MOTION UNDER CIRCUIT RULE 27-3 – Motion/Petition for Issue of Writ of Mandamus filed in the US Court of Appeals for the Ninth Circuit by David Kent Fitch. (Attachments: # <u>1</u> Motion for Leave to Proceed IFP)(MMM) (Entered: 06/12/2007)
06/11/2007	<u>169</u>	NOTICE of Non–Opposition to Government's Motion to Dismiss by Fitch, David Kent re <u>168</u> MOTION to Dismiss <i>Counts Seventeen & Eighteen of Second Superseding Indictment</i> (Rasmussen, Lisa) (Entered: 06/11/2007)
06/08/2007	<u>181</u>	EXHIBITS filed by David Kent Fitch. (Attachments: # <u>1</u> Pages 41–80)(AAB) (Entered: 06/14/2007)
06/08/2007	<u>168</u>	MOTION to Dismiss <i>Counts Seventeen & Eighteen of Second Superseding Indictment</i> by USA as to Fitch, David Kent. Responses due by 6/22/2007. (Vasquez, Timothy) (Entered: 06/08/2007)
06/05/2007	<u>166</u>	Submission of PROPOSED ORDER on <u>128</u> MOTION to Dismiss <i>on Various Grounds</i> , 165 Motion Hearing,,,,,,,,,; filed by Plaintiff USA (Attachments: # <u>1</u> Appendix Appendix I# <u>2</u> Appendix Appendix II# <u>3</u> Appendix Appendix III)(Vasquez, Timothy) (Entered: 06/05/2007)
06/04/2007	<u>167</u>	TRANSMITTAL RETURN of Notice of Appeal from USCA as to David Kent Fitch re <u>158</u> Notice of Appeal. USCA Case Number 07–10262 (MMM) (Entered: 06/05/2007)
05/30/2007	165	MINUTES OF PROCEEDINGS – Motion Hearing as to Fitch, David Kent held on 5/30/2007 before Judge James C. Mahan. Crtrm Administrator: <i>David Oakes</i> ; AUSA: <i>Timothy Vasquez</i> ; Def Counsel: <i>Lisa Rasmussen</i> ; Court Reporter/FTR #: <i>Joy Garner</i> ; Time of Hearing: <i>10:30 a.m.</i> ; Defendant is present. RE: <u>131</u> MOTION Supplemental Attorney Voir Dire filed by Fitch, David Kent., <u>145</u> MOTION for Release of Brady Materials / <i>Fpr Inspection and Production of Personnel Files of AUSA Damm per Henthorn</i> filed by Fitch, David Kent., <u>135</u> MOTION for Release of Brady Materials / <i>Production of Favorable Materials Regarding Special Circumstance Witness Jump</i> filed by Fitch, David Kent., <u>128</u> MOTION to Dismiss <i>on Various Grounds</i> filed by Fitch, David Kent., <u>132</u> MOTION for Release of Brady Materials / <i>Production of Favorable Materials Relating to Special Circumstance Witness Gimeno</i> filed by Fitch, David Kent., <u>144</u> MOTION for Release of Brady Materials / <i>For Inspection and Production of Various US Park Service Personnel Files Pursuant to Henthorn</i> filed by Fitch, David Kent., <u>133</u> MOTION for Release of Brady Materials / <i>Production of Favorable Materials Regarding Special Circumstance Witness Hough</i> filed by Fitch, David Kent., <u>142</u> MOTION for Release of Brady Materials <i>for Inspection and Production of Favorable Materials Regarding Special Circumstance Witness Jeffrey Alan James</i> filed by Fitch, David Kent., <u>143</u> MOTION for Release of Brady Materials / <i>For Inspection & Production of the Personnel Files of Various FBI Witnesses Pursuant to Henthorn</i> filed by Fitch, David Kent., <u>136</u> MOTION for Release of Brady Materials / <i>Production of Favorable Materials Regarding Special Circumstance Witness Larimure</i> filed by Fitch, David Kent., <u>134</u> MOTION for Release of Brady Materials / <i>Production of Favorable Materials Regarding Special Circumstance Witness Krause</i> filed by Fitch, David Kent., COURT ORDERED Motions [#128, 131, 132, 133, 134, 135, 136, 142, 143, 144, 145] are DENIED . Defendant is remanded to custody. Submission of Proposed Order obo the government due by 6/6/2007.(no image attached) (DXO,) (Entered: 05/30/2007)

05/29/2007	<u>164</u>	RESPONSE to <u>156</u> MOTION Motion for Issuance of Order Compelling In Camera Production of Inmate Central File Records, Local Detention Records <i>for May 30, 2007 Hearing</i> ; filed by USA as to Fitch, David Kent. Replies due by 6/4/2007. (Vasquez, Timothy) (Entered: 05/29/2007)
05/25/2007	<u>163</u>	RESPONSE to <u>151</u> MOTION to Take Deposition from Joyce Fitch <i>for use at trial</i> ; filed by USA as to Fitch, David Kent. Replies due by 5/31/2007. (Vasquez, Timothy) (Entered: 05/25/2007)
05/25/2007		Set/Reset Hearings as to Fitch, David Kent: Motion Hearing #131 Motion Supplemental Attorney Voir Dire and Motions for Release Document Nos. 132, 133, 134, 135, 136, 143, 144 and 145 are also set for 5/30/2007 10:00 AM in LV Courtroom 6A before Judge James C. Mahan. (SRB,) (Entered: 05/25/2007)
05/24/2007	<u>162</u>	TRANSMITTAL of Notice of Appeal and Docket Sheet to US Court of Appeals re <u>158</u> Notice of Appeal as to David Kent Fitch. (MMM) (Entered: 05/24/2007)
05/23/2007	<u>160</u>	ORDER REGARDING TRIAL as to Fitch, David Kent Jury Trial set for 6/18/2007 09:00 AM in LV Courtroom 6A before Judge James C. Mahan. Calendar Call set for 6/13/2007 01:30 PM in LV Courtroom 6A before Judge James C. Mahan. Exhibit List due by 6/13/2007. Proposed Voir Dire due by 6/13/2007. Proposed Jury Instructions due by 6/13/2007. Trial Briefs due by 6/13/2007. Signed by Judge James C. Mahan on 5/23/2007. (DXO,) (Entered: 05/23/2007)
05/23/2007	159	NOTICE OF JURY TRIAL HEARING as to Fitch, David Kent: Calendar Call previously set for 5/30/2007 at 1:30 PM is VACATED and reset for 6/13/2007 01:30 PM in LV Courtroom 6A before Judge James C. Mahan. Jury Trial previously set for 6/4/2007 @ 9:00 AM is VACATED and reset for 6/18/2007 09:00 AM in LV Courtroom 6A before Judge James C. Mahan. (no image attached)(DXO,) (Entered: 05/23/2007)
05/22/2007	<u>161</u>	ORDER granting <u>127</u> Motion for Leave to File Excess Pages and granting <u>129</u> Motion for Leave to File as to David Kent Fitch (1). Signed by Judge James C. Mahan on 5/22/07. (AAB) (Entered: 05/24/2007)
05/21/2007	<u>158</u>	NOTICE OF APPEAL by Fitch, David Kent re <u>147</u> Order, (Rasmussen, Lisa) (Entered: 05/21/2007)
05/16/2007	157	TRANSCRIPT of Proceedings: 126 Motion Hearing as to David Kent Fitch held on 4/25/07 before Judge James C. Mahan. Court Reporter: Joy Garner. (no image attached) (EDS) (Entered: 05/18/2007)
05/16/2007	<u>156</u>	MOTION Motion for Issuance of Order Compelling In Camera Production of Inmate Central File Records, Local Detention Records <i>for May 30, 2007 Hearing</i> by Fitch, David Kent. Responses due by 5/30/2007. (Attachments: # <u>1</u> Exhibit A-- BOP Inmate Central File Regulations# <u>2</u> Exhibit B-- Proposed Order)(Rasmussen, Lisa) (Entered: 05/16/2007)
05/16/2007	155	NOTICE OF HEARING ON <u>128</u> MOTION to Dismiss <i>on Various Grounds</i> in case as to Fitch, David Kent: Motion Hearing set for 5/30/2007 11:00 AM in LV Courtroom 6A before Judge James C. Mahan. (no image attached)(SRB,) (Entered: 05/16/2007)
05/14/2007	<u>154</u>	ORDER REGARDING TRIAL as to Fitch, David Kent Jury Trial set for 6/4/2007 09:00 AM in LV Courtroom 6A before Judge James C. Mahan. Calendar Call set for 5/30/2007 01:30 PM before Judge James C. Mahan. Exhibit List due by 5/30/2007. Proposed Voir Dire due by 5/30/2007. Proposed Jury Instructions due by 5/30/2007. Trial Briefs due by 5/30/2007. Signed by Judge James C. Mahan on 5/14/2007. (DXO,) (Entered: 05/14/2007)
05/14/2007	<u>153</u>	RESPONSE to <u>143</u> MOTION for Release of Brady Materials <i>/For Inspection & Production of the Personnel Files of Various FBI Witnesses Pursuant to Henthorn</i> , <u>145</u> MOTION for Release of Brady Materials <i>/Fpr Inspection and Production of Personnel Files of AUSA Damm per Henthorn</i> , <u>144</u> MOTION for Release of Brady Materials <i>/For Inspection and Production of Various US Park Service Personnel Files Pursuant to Henthorn</i> ; filed by USA as to Fitch, David Kent. Replies due by 5/20/2007. (Vasquez, Timothy) (Entered: 05/14/2007)

05/14/2007	<u>152</u>	ERRATA to <u>149</u> Response to Motion, filed by USA as to Fitch, David Kent (Vasquez, Timothy) (Entered: 05/14/2007)
05/11/2007	<u>151</u>	MOTION to Take Deposition from Joyce Fitch <i>for use at trial</i> by Fitch, David Kent. Responses due by 5/25/2007. (Attachments: # <u>1</u> Exhibit A through C)(Rasmussen, Lisa) (Entered: 05/11/2007)
05/10/2007	<u>150</u>	RESPONSE to <u>133</u> MOTION for Release of Brady Materials / <i>Production of Favorable Materials Regarding Special Circumstance Witness Hough</i> , <u>135</u> MOTION for Release of Brady Materials / <i>Production of Favorable Materials Regarding Special Circumstance Witness Jump</i> , <u>134</u> MOTION for Release of Brady Materials / <i>Production of Favorable Materials Regarding Special Circumstance Witness Krause</i> , <u>132</u> MOTION for Release of Brady Materials / <i>Production of Favorable Materials Relating to Special Circumstance Witness Gimeno</i> , <u>142</u> MOTION for Release of Brady Materials <i>for Inspection and Production of Favorable Materials Regarding Special Circumstance Witness Jeffrey Alan James</i> , <u>136</u> MOTION for Release of Brady Materials / <i>Production of Favorable Materials Regarding Special Circumstance Witness Larimure</i> ; filed by USA as to Fitch, David Kent. Replies due by 5/16/2007. (Vasquez, Timothy) (Entered: 05/10/2007)
05/10/2007	<u>149</u>	RESPONSE to <u>130</u> MOTION Notice of Intent to Introduce Rule 404(b) Evidence; filed by USA as to Fitch, David Kent. Replies due by 5/16/2007. (Vasquez, Timothy) (Entered: 05/10/2007)
05/10/2007	<u>148</u>	RESPONSE to <u>128</u> MOTION to Dismiss <i>on Various Grounds</i> ; filed by USA as to Fitch, David Kent. Replies due by 5/16/2007. (Attachments: # <u>1</u> Appendix Appendix I – Superseding Indictment 00–CR–050)(Vasquez, Timothy) (Entered: 05/10/2007)
05/09/2007	<u>147</u>	ORDER re <u>119</u> Request for Review of Magistrate Judge Decision as to David Kent Fitch. The Court affirms the Magistrate Judge's Order denying defendant pretrial release. IT IS HEREBY ORDERED that the defendant shall continue to be detained pending trial in this case. Signed by Judge James C. Mahan on 5/9/07. (MMM) (Entered: 05/10/2007)
05/01/2007	<u>146</u>	NOTICE of <i>Non–Opposition to Proposed Order</i> by Fitch, David Kent re <u>140</u> Proposed Order Submission (Rasmussen, Lisa) (Entered: 05/01/2007)
05/01/2007	<u>145</u>	MOTION for Release of Brady Materials / <i>Fpr Inspection and Production of Personnel Files of AUSA Damm per Henthorn</i> by Fitch, David Kent. Responses due by 5/15/2007. (Rasmussen, Lisa) (Entered: 05/01/2007)
05/01/2007	<u>144</u>	MOTION for Release of Brady Materials / <i>For Inspection and Production of Various US Park Service Personnel Files Pursuant to Henthorn</i> by Fitch, David Kent. Responses due by 5/15/2007. (Rasmussen, Lisa) (Entered: 05/01/2007)
05/01/2007	<u>143</u>	MOTION for Release of Brady Materials / <i>For Inspection & Production of the Personnel Files of Various FBI Witnesses Pursuant to Henthorn</i> by Fitch, David Kent. Responses due by 5/15/2007. (Rasmussen, Lisa) (Entered: 05/01/2007)
05/01/2007	<u>142</u>	MOTION for Release of Brady Materials <i>for Inspection and Production of Favorable Materials Regarding Special Circumstance Witness Jeffrey Alan James</i> by Fitch, David Kent. Responses due by 5/15/2007. (Rasmussen, Lisa) (Entered: 05/01/2007)
04/30/2007	<u>140</u>	Submission of PROPOSED ORDER on <u>119</u> Request for Review of Magistrate Judge Decision; filed by Plaintiff USA (Vasquez, Timothy) (Entered: 04/30/2007)
04/27/2007	137	MINUTES OF PROCEEDINGS – Motion Hearing as to Fitch, David Kent held on 4/27/2007 before Judge Peggy A. Leen. Crtrm Administrator: <i>Jeff Miller</i> ; AUSA: <i>Kimberly Frayn for Timothy Vasquez</i> ; Def Counsel: <i>none appearing</i> ; Court Reporter/FTR #: <i>9:07:32 – 9:10:07</i> ; Time of Hearing: <i>8:45am</i> ; RE: 123 **NON–PUBLIC** EX PARTE MOTION filed by Defendant. Defendant is present. Lisa Rasmussen, Esq. is not present, and the Court cannot and will not proceed in this matter in her absence. This Motions Hearing is CONTINUED to 1:45 PM in LV Courtroom 3B before Magistrate Judge Peggy A. Leen. Both Defendant and Miss Rasmussen must be present. Defendant is remanded to

		custody.(no image attached) (JAM,) (Entered: 04/27/2007)
04/27/2007	<u>136</u>	MOTION for Release of Brady Materials / <i>Production of Favorable Materials Regarding Special Circumstance Witness Larimure</i> by Fitch, David Kent. Responses due by 5/11/2007. (Rasmussen, Lisa) (Entered: 04/27/2007)
04/27/2007	<u>135</u>	MOTION for Release of Brady Materials / <i>Production of Favorable Materials Regarding Special Circumstance Witness Jump</i> by Fitch, David Kent. Responses due by 5/11/2007. (Rasmussen, Lisa) (Entered: 04/27/2007)
04/27/2007	<u>134</u>	MOTION for Release of Brady Materials / <i>Production of Favorable Materials Regarding Special Circumstance Witness Krause</i> by Fitch, David Kent. Responses due by 5/11/2007. (Rasmussen, Lisa) (Entered: 04/27/2007)
04/27/2007	<u>133</u>	MOTION for Release of Brady Materials / <i>Production of Favorable Materials Regarding Special Circumstance Witness Hough</i> by Fitch, David Kent. Responses due by 5/11/2007. (Rasmussen, Lisa) (Entered: 04/27/2007)
04/27/2007	<u>132</u>	MOTION for Release of Brady Materials / <i>Production of Favorable Materials Relating to Special Circumstance Witness Gimeno</i> by Fitch, David Kent. Responses due by 5/11/2007. (Rasmussen, Lisa) (Entered: 04/27/2007)
04/27/2007	<u>131</u>	MOTION Supplemental Attorney Voir Dire by Fitch, David Kent. Responses due by 5/11/2007. (Rasmussen, Lisa) (Entered: 04/27/2007)
04/27/2007	<u>130</u>	MOTION Notice of Intent to Introduce Rule 404(b) Evidence by Fitch, David Kent. Responses due by 5/11/2007. (Rasmussen, Lisa) (Entered: 04/27/2007)
04/27/2007	<u>129</u>	MOTION for Leave to File <i>Motion to Dismiss</i> by Fitch, David Kent. (Rasmussen, Lisa) (Entered: 04/27/2007)
04/27/2007	<u>128</u>	MOTION to Dismiss <i>on Various Grounds</i> by Fitch, David Kent. Responses due by 5/11/2007. (Attachments: # <u>1</u> Exhibit A through F# <u>2</u> Exhibit G through K# <u>3</u> Exhibit L through O# <u>4</u> Exhibit P through Q# <u>5</u> Exhibit R through T# <u>6</u> Exhibit U through BB# <u>7</u> Exhibit CC through MM# <u>8</u> Exhibit NN through OO# <u>9</u> Exhibit PP)(Rasmussen, Lisa) (Entered: 04/27/2007)
04/27/2007	<u>127</u>	MOTION for Leave to File Excess Pages <i>Re: Motion to Dismiss</i> by Fitch, David Kent. (Rasmussen, Lisa) (Entered: 04/27/2007)
04/25/2007	<u>139</u>	MOTION to Stop All Judicial Proceedings by David Kent Fitch. Responses due by 5/13/2007. (KCR) (Entered: 04/30/2007)
04/25/2007	126	MINUTES OF PROCEEDINGS – Appeal from Magistrate Judge's Order Denying Pretrial Release as to Fitch, David Kent held on 4/25/2007 before Judge James C. Mahan. Crtrm Administrator: <i>David Oakes</i> ; AUSA: <i>Timothy Vasquez</i> ; Def Counsel: <i>Lisa Rasmussen</i> ; Court Reporter/FTR #: <i>Joy Garner</i> ; Time of Hearing: <i>1:30 p.m.</i> ; Defendant is present. COURT ORDERED Order denying defendant's pretrial release is AFFIRMED and defendant's appeal is DENIED . Defendant is remanded to custody. Submission of Proposed Order obo government is due by 4/30/2007 .(no image attached) (DXO,) (Entered: 04/25/2007)
04/24/2007	125	MINUTE ORDER IN CHAMBERS of the Honorable Peggy A. Leen, U.S. Magistrate Judge, as to Fitch, David Kent on 4/24/2007. By Deputy Clerk: Jeff Miller. RE: 123 **NON-PUBLIC** EX PARTE MOTION filed by Defendant. The Motion Hearing set for Tuesday, 5/01/07 @ 9:00am has been ADVANCED to Friday, 4/27/2007 08:45 AM in LV Courtroom 3B before Magistrate Judge Peggy A. Leen. Defendant shall be present for this hearing. (no image attached) (JAM,) (Entered: 04/24/2007)
04/23/2007	<u>124</u>	NOTICE OF HEARING ON 123 EX PARTE MOTION for Judicial Hearing in case as to David Kent Fitch. Motion Hearing set for 5/1/2007 09:00 AM in LV Courtroom 3B before Magistrate Judge Peggy A. Leen. (MMM) (Entered: 04/23/2007)
04/18/2007	<u>122</u>	REPLY BRIEF <i>to Request for Review of Magistrate's Detention Order</i> by Fitch, David Kent re <u>119</u> Request for Review of Magistrate Judge Decision, <u>120</u> Response – Other (Rasmussen, Lisa) (Entered: 04/18/2007)

04/18/2007	121	NOTICE OF HEARING as to Fitch, David Kent: Motion Hearing Request for Review of Magistrate Order #119 set for 4/25/2007 01:30 PM in LV Courtroom 6A before Judge James C. Mahan. (no image attached) (SRB,) (Entered: 04/18/2007)
04/17/2007	<u>120</u>	RESPONSE to <u>119</u> Request for Review of Magistrate Judge Decision, filed by USA as to Fitch, David Kent (Vasquez, Timothy) (Entered: 04/17/2007)
04/11/2007	<u>119</u>	REQUEST for Review of Magistrate Judge Decision by Fitch, David Kent (Attachments: # <u>1</u> Exhibit A through D)(Rasmussen, Lisa) Modified on 4/25/2007 (DXO,). (Entered: 04/11/2007)
04/06/2007	118	MINUTES OF PROCEEDINGS – Motion Hearing as to Fitch, David Kent held on 4/6/2007 before Judge Robert J. Johnston. Crtrm Administrator: <i>J. Ries</i> ; AUSA: <i>Timothy S. Vasquez</i> ; Def Counsel: <i>Lisa A. Rasmussen</i> ; PTS: <i>Sandra Bustos</i> ; Court Reporter/FTR #: <i>10:32 – 10:52</i> ; Time of Hearing: <i>10:30 a.m.</i> ; Defendant is present in custody. RE: <u>113</u> MOTION to Reopen Detention Hearing filed by Fitch, David Kent; The Court hears arguments of counsel. IT IS ORDERED that the motion to release defendant <u>113</u> is denied. Defendant is remanded to custody. (no image attached) (JAR,) (Entered: 04/06/2007)
04/04/2007	<u>117</u>	RESPONSE to <u>113</u> MOTION to Reopen Detention Hearing; filed by USA as to Fitch, David Kent. Replies due by 4/10/2007. (Vasquez, Timothy) (Entered: 04/04/2007)
03/29/2007	116	MINUTE ORDER IN CHAMBERS of the Honorable Robert J. Johnston, U.S. Magistrate Judge on 3/29/07. Detention Hearing set for 4/6/2007 10:30 AM in LV Courtroom 3D before Magistrate Judge Robert J. Johnston, RE: <u>113</u> MOTION to Reopen Detention Hearing filed by Fitch, David Kent. The United States may file a written response to the Motion <u>113</u> by 5:00 PM on 4/4/2007. (no image attached) (AMM) (Entered: 03/29/2007)
03/29/2007		Attorney update in case as to Fitch, David Kent: Attorney J. G. Damm withdrawn. (Schulke, Kurt) (Entered: 03/29/2007)
03/29/2007	<u>115</u>	NOTICE OF ATTORNEY APPEARANCE Timothy S. Vasquez appearing for USA. (Vasquez, Timothy) (Entered: 03/29/2007)
03/27/2007	<u>114</u>	EXHIBIT(s) <i>A, and Errata</i> to <u>113</u> MOTION to Reopen Detention Hearing, filed by Fitch, David Kent (Attachments: # <u>1</u> Exhibit A)(Rasmussen, Lisa) (Entered: 03/27/2007)
03/27/2007	<u>113</u>	MOTION to Reopen Detention Hearing by Fitch, David Kent. (Rasmussen, Lisa) (Entered: 03/27/2007)
03/20/2007	<u>112</u>	ORDER TO CONTINUE TRIAL DATE – Ends of Justice – AS TO David Kent Fitch re <u>109</u> Stipulation. Time excluded from 3/27/07 until 6/4/07. Jury Trial set for 6/4/2007 09:00 AM in LV Courtroom 6A before Judge James C. Mahan. Calendar Call set for 5/30/2007 01:30 PM in LV Courtroom 6A before Judge James C. Mahan. Signed by Judge James C. Mahan on 3/20/07. (MMM) (Entered: 03/20/2007)
03/16/2007	<u>109</u>	STIPULATION to <i>Continue Trial Date</i> by Fitch, David Kent (Rasmussen, Lisa) (Entered: 03/16/2007)
02/28/2007	<u>103</u>	ORDER REGARDING TRIAL as to Fitch, David Kent Jury Trial set for 3/26/2007 09:00 AM in LV Courtroom 6A before Judge James C. Mahan. Calendar Call set for 3/21/2007 01:30 PM in LV Courtroom 6A before Judge James C. Mahan. Exhibit List due by 3/21/2007. Proposed Voir Dire due by 3/21/2007. Proposed Jury Instructions due by 3/21/2007. Trial Briefs due by 3/21/2007. Signed by Judge James C. Mahan on 2/28/2007. (DXO,) (Entered: 02/28/2007)
02/06/2007	102	MINUTES OF PROCEEDINGS – Motion Hearing as to Fitch, David Kent held on 2/6/2007 before Judge Peggy A. Leen. Crtrm Administrator: <i>Jeff Miller</i> ; AUSA: <i>J. Gregory Damm</i> ; Def Counsel: <i>Lisa Rasmussen, Esq.</i> ; Court Reporter/FTR #: <i>11:03:20 – 11:09:32</i> ; Time of Hearing: <i>10:45am</i> ; RE: 100 **NON-PUBLIC** EX PARTE MOTION filed by Defendant Fitch. Defendant is present. The Court

		asks government counsel if they believe this matter is being brought to the Court for purposes of delay. Government counsel indicates that it does not, and is excused. The remainder of the hearing is conducted outside the presence of government counsel. The Ex Parte Motion #100 is WITHDRAWN as MOOT. Defendant is remanded to custody. (no image attached) (JAM,) (Entered: 02/06/2007)
01/31/2007	<u>101</u>	NOTICE OF HEARING as to David Kent Fitch re 100 Motion: Motion Hearing set for 2/6/2007 10:45 AM in LV Courtroom 3B before Magistrate Judge Peggy A. Leen. (KCR) (Entered: 01/31/2007)
01/10/2007	<u>97</u>	LETTER dated 1/7/07 to Clerk of Court from David Fitch. (MMM) (Entered: 01/12/2007)
01/05/2007	<u>96</u>	NOTICE of Change of Firm Name by Fitch, David Kent (Rasmussen, Lisa) (Entered: 01/05/2007)
11/03/2006	<u>93</u>	ORDER as to Fitch, David Kent re <u>92</u> Letter: Request for copy of docket sheet <u>92</u> DENIED. Signed by Judge Peggy A. Leen on 11/2/06. (LMC) (Entered: 11/03/2006)
10/27/2006	<u>92</u>	PETITION for Service and Access to the Courts from David Kent Fitch (KCR) (Entered: 10/31/2006)
10/16/2006	<u>91</u>	ORDER TO CONTINUE TRIAL – Ends of Justice – as to Fitch, David Kent re <u>90</u> Stipulation. Time excluded from 10/17/06 until 3/26/07. Jury Trial set for 3/26/2007 09:00 AM in LV Courtroom 6A before Judge James C. Mahan. Calendar Call set for 3/21/2007 01:30 PM in LV Courtroom 6A before Judge James C. Mahan. Signed by Judge James C. Mahan on 10/16/06. (KCR) (Entered: 10/17/2006)
10/03/2006	<u>90</u>	STIPULATION <i>To Continue Trial – Fifth Request</i> by USA as to Fitch, David Kent (Damm, J.) (Entered: 10/03/2006)
10/02/2006	<u>89</u>	ORDER REGARDING TRIAL as to Fitch, David Kent Jury Trial set for 10/16/2006 09:00 AM in LV Courtroom 6A before Judge James C. Mahan. Calendar Call set for 10/11/2006 01:30 PM in LV Courtroom 6A before Judge James C. Mahan. Exhibit List due by 10/11/2006. Proposed Voir Dire due by 10/11/2006. Proposed Jury Instructions due by 10/11/2006. Trial Briefs due by 10/11/2006. Signed by Judge James C. Mahan on 10/2/2006. (DXO,) (Entered: 10/02/2006)
09/11/2006	88	MINUTES OF PROCEEDINGS – Status Conference as to Fitch, David Kent held on 9/11/2006 before Judge James C. Mahan. Crtrm Administrator: <i>David Oakes</i> ; AUSA: <i>J.G. Damm Henry Schlumpf– Special Agent F.B.I.</i> ; Def Counsel: <i>Lisa Rasmussen</i> ; Court Reporter/FTR #: <i>Joy Hinck</i> ; Time of Hearing: <i>10:00 a.m.</i> ; Defendant is present and in custody. Court and counsel discussed moving the trial date to Monday, March 26, 2007 @ 9:00 a.m. Court granted the request and directed the AUSA to file a stipulation to continue the trial citing speedy trial. Defendant is remanded to custody. Calendar Call set for 3/21/2007 01:30 PM in LV Courtroom 6A before Judge James C. Mahan. Jury Trial set for 3/26/2007 09:00 AM in LV Courtroom 6A before Judge James C. Mahan.(no image attached) (DXO,) (Entered: 09/11/2006)
06/21/2006	<u>87</u>	ORDER TO CONTINUE TRIAL as to Fitch, David Kent re <u>86</u> Stipulation. Time excluded from 8/29/06 until 10/16/06. Jury Trial set for 10/16/2006 09:00 AM in LV Courtroom 6A before Judge James C. Mahan. Calendar Call set for 10/11/2006 01:30 PM in LV Courtroom 6A before Judge James C. Mahan. Signed by Judge James C. Mahan on 6/21/06. (LMC) (Entered: 06/27/2006)
06/20/2006	<u>86</u>	STIPULATION <i>To Continue Trial – Fourth Request</i> by USA as to Fitch, David Kent (Damm, J.) (Entered: 06/20/2006)
06/19/2006	85	TRANSCRIPT of Proceedings: 84 Status Conference as to David Kent Fitch held on 6/8/06 before Judge James C. Mahan. Court Reporter: Joy Hinck. (EDS) (Entered: 06/19/2006)

06/08/2006	84	MINUTES OF PROCEEDINGS – Status Conference as to Fitch, David Kent held on 6/8/2006 before Judge James C. Mahan. Crtrm Administrator: <i>David Oakes</i> ; AUSA: <i>Gregory Damm</i> ; Def Counsel: <i>Not Present</i> ; USPO: <i>None</i> ; Court Reporter/FTR #: <i>Joy Hinck</i> ; Time of Hearing: <i>11:00 a.m.</i> ; Defendant is present and in custody. Ms. Rasmussen defendant's attorney failed to call the courtroom @ the designated time of 11:00 AM. COURT directed, Mr. Damm to inform Ms. Rasmussen that a stipulation to continue the trial is required to be filed citing speedy trial. Court inquired from the defendant if he was aware as to what was happening. The defendant stated he was aware. Defendant is remanded to custody. Status Conference set for a new trial date on 9/11/2006 10:00 AM in LV Courtroom 6A before Judge James C. Mahan.(no image attached) (DXO,) (Entered: 06/08/2006)
06/01/2006	<u>83</u>	ORDER re <u>82</u> Request for Status Check filed by USA, as to David Kent Fitch: Status Check set for 6/8/2006 11:00 AM in LV Courtroom 6A before Judge James C. Mahan. Signed by Judge James C. Mahan on 6/1/06. (KCR) (Entered: 06/02/2006)
06/01/2006	<u>82</u>	STIPULATION <i>Requesting a Status Check Hearing</i> by USA as to Fitch, David Kent (Damm, J.) (Entered: 06/01/2006)
05/23/2006	81	MINUTE ORDER IN CHAMBERS of the Honorable Philip M. Pro, Chief U.S. District Judge on 5/23/2006. By Deputy Clerk: V. Hayes. IT IS ORDERED that this case is reassigned to Judge James C. Mahan for all further proceedings. Judge Lloyd D. George no longer assigned to case. All further documents must bear the correct case number 2:04–cr–00262–JCM–PAL. (no image attached) (VHM,) (Entered: 05/23/2006)
05/18/2006	<u>80</u>	ORDER as to Fitch, David Kent re <u>73</u> , <u>70</u> MOTION to Dismiss for Lack of Jurisdiction & <i>Rule 6(c)</i> deemed withdrawn. Signed by Judge Peggy A. Leen on 5/17/06. (LMC) (Entered: 05/22/2006)
05/16/2006	<u>79</u>	ORDER withdrawing <u>69</u> Motion to Produce Discovery Without Prejudice as to Fitch, David Kent (1). Signed by Judge Peggy A. Leen on 5/16/06. (AAB) (Entered: 05/16/2006)
05/16/2006	<u>78</u>	ORDER OF RECUSAL. This action is referred to Chief Judge Philip M. Pro for reassignment. Signed by Judge Lloyd D. George on 5/16/06. (AAB) (Entered: 05/16/2006)
05/16/2006	77	MINUTES OF PROCEEDINGS – Status Conference as to Fitch, David Kent held on 5/16/2006 before Judge Lloyd D. George. Crtrm Administrator: <i>Judy Harris</i> ; AUSA: <i>J. Gregory Damm</i> ; <i>Henry Schlumpf</i> , <i>FBI Agent and Ruthann Schaefer</i> , <i>CJA Clerk</i> ; Def Counsel: <i>Lisa Rasmussen</i> , <i>CJA appointed</i> ; Court Reporter/FTR #: <i>Aaron Blazevich</i> , <i>ECRO</i> ; Time of Hearing: <i>11:00 a.m.</i> ; Defendant is NOT present. The government counsel notes his appearance. Ms. Rasmussen is not present. The Clerk calls Ms. Rasmussens office, she is in the building and on her way to the courtroom. The Court notes its position in this case and the Susan Carter case; 2:04–cr–038–LDG. IT IS ORDERED that this Court will RECUSE itself from this case ie: David Kent Fitch; 2:04–cr–262–LDG–PAL but will remain on the Carter case. IT IS FURTHER ORDERED that the CJA office will contact the CJA Supervisor Ms. Veronica Hayes for the drawing of a new District Judge in this case and therefore be re–assigned. IT IS FURTHER ORDERED that Ms. Rasmussen is not to be assigned to any new cases before Judge George. Defendants custody status will remain unchanged at this time. (no image attached) (JJH) (Entered: 05/16/2006)
05/12/2006	76	NOTICE OF HEARING as to Fitch, David Kent: Misc/Status Conference ie: CJA budget request is set for TUESDAY, MAY 16, 2006 AT 11:00 AM in LV Courtroom 6B before Judge Lloyd D. George. All parties have been notified and are required to be present.(no image attached)(JJH) (Entered: 05/12/2006)
05/04/2006	<u>75</u>	STATUS REPORT <i>Joint Status Report re: Discovery</i> by USA as to Fitch, David Kent (Damm, J.) (Entered: 05/04/2006)
05/04/2006	<u>74</u>	NOTICE of Withdrawal of Discovery Motion, #69, by Fitch, David Kent re <u>69</u> MOTION PRODUCTION OF DISCOVERY & <i>Brady Materials</i> (Rasmussen, Lisa) (Entered: 05/04/2006)

05/04/2006	<u>73</u>	NOTICE of Withdrawal of Motion to Dismiss, #70 by Fitch, David Kent re <u>70</u> MOTION to Dismiss for Lack of Jurisdiction & Rule 6(c) (Rasmussen, Lisa) (Entered: 05/04/2006)
05/03/2006	<u>72</u>	STIPULATION to Continue trial to August 28, 2006 by USA as to Fitch, David Kent (Damm, J.) (Entered: 05/03/2006)
04/28/2006	71	MINUTES OF PROCEEDINGS – Calendar Call as to Fitch, David Kent held on 4/28/2006 before Judge Lloyd D. George. Crtrm Administrator: <i>Judy Harris</i> ; AUSA: <i>J. Gregory Damm</i> ; Def Counsel: <i>Lisa Rasmussen</i> ; Court Reporter/FTR #: <i>Erin Smith, ECRO</i> ; Time of Hearing: 8:35 A.M.; Defendant is NOT present. The Court heard representations from counsel. IT IS THE ORDER OF THIS COURT that the government counsel and defense counsel shall meet and review all materials pertaining to this case at the FBI Bldg. at 9:00 a.m. on WEDNESDAY, MAY 3, 2006. IT IS ORDERED BY THIS COURT that counsel is to take as much time as necessary to review these materials. IT IS FURTHER ORDERED that a Joint Statement of the results of the May 3, 2006 meeting shall be filed with the Court not later than 4:00 p.m. FRIDAY, MAY 5, 2006. IT IS FURTHER ORDERED that the Monday, May 8, 2006 Jury Trial date has been VACATED and a new FIRM Jury Trial Date has been rescheduled. New FIRM Jury Trial date is: MONDAY, AUGUST 28, 2006 at 8:30 a.m. in LV courtroom 6B before Judge Lloyd D. George with Calendar Call to be held on TUESDAY, AUGUST 22, 2006 at 8:30 a.m. Trial is expected to last 2 weeks. IT IS FURTHER ORDERED that counsel will notify the Court immediately of any further developments or changes in this case. The defendant will remain in custody until the scheduled trial date. Exhibit List due by 8/22/2006. Proposed Jury Instructions due by 8/22/2006. Trial Briefs due by 8/28/2006. Calendar Call set for 8/22/2006 08:30 AM in LV Courtroom 6B before Judge Lloyd D. George. Jury Trial set for 8/28/2006 08:30 AM in LV Courtroom 6B before Judge Lloyd D. George.(no image attached) (JJH) (Entered: 04/28/2006)
04/28/2006	<u>70</u>	MOTION to Dismiss for Lack of Jurisdiction & Rule 6(c) by Fitch, David Kent. Responses due by 5/12/2006. (Rasmussen, Lisa) (Entered: 04/28/2006)
04/28/2006	<u>69</u>	MOTION PRODUCTION OF DISCOVERY & Brady Materials by Fitch, David Kent. Responses due by 5/12/2006. (Rasmussen, Lisa) (Entered: 04/28/2006)
04/26/2006	68	ORDER REGARDING TRIAL as to Fitch, David Kent Jury Trial set for 5/8/2006 08:30 AM in LV Courtroom 6B before Judge Lloyd D. George. Calendar Call set for 4/28/2006 08:30 AM in LV Courtroom 6B before Judge Lloyd D. George. Signed by Judge Lloyd D. George on 4/26/06. (JJH) (Entered: 04/26/2006)
04/20/2006	67	MINUTES OF PROCEEDINGS – Status Conference as to Fitch, David Kent held on 4/20/2006 before Judge Peggy A. Leen. Crtrm Administrator: <i>Jeff Miller</i> ; AUSA: <i>J. Gregory Damm</i> ; Def Counsel: <i>Lisa Rasmussen, Esq.</i> ; Court Reporter/FTR #: 9:14:25 – 9:18:32; Time of Hearing: 9:15am; Defendant is present. Lisa Rasmussen, Esq. states that she is willing to accept the representation of defendant Fitch. The Court canvasses both Ms. Rasmussen and defendant. Defendant concurs with the appointment. IT IS ORDERED: Lisa Rasmussen, Esq. is CONFIRMED as counsel for defendant David Fitch for all further proceedings. Ms. Rasmussen indicates that she will not be prepared for the current trial date, and will be seeking a continuance. Defendant is remanded to custody. (no image attached) (JAM,) (Entered: 04/20/2006)
04/11/2006	<u>66</u>	NOTICE OF HEARING as to Fitch, David Kent: A status check re: the confirmation of Lisa Rasmussen, Esq. as new counsel for defendant is scheduled for Thursday, 4/20/06 @ 9:15am. Defendant must be present for this hearing. (JAM,) (Entered: 04/11/2006)
04/11/2006	65	MINUTES OF PROCEEDINGS – Motion Hearing as to Fitch, David Kent held on 4/11/2006 before Judge Peggy A. Leen. Crtrm Administrator: <i>Jeff Miller</i> ; AUSA: <i>J. Gregory Damm</i> ; Def Counsel: <i>Daniel Albregts, Esq.</i> ; Court Reporter/FTR #: 8:45:59 – 9:15:43; Time of Hearing: 8:45am; Defendant is present. RE: <u>63</u> MOTION for Hearing filed by Fitch, David Kent,. The Court hears the representations and concerns of US Attorney J. Gregory Damm regarding the impact this motion could have in effectively trying this case. Mr. Damm is subsequently excused from the court, and this hearing proceeds in the presence of

		the defendant and essential court personnel. The Court questions the defendant and hears representations from both the defendant and Mr. Albregts. The Court GRANTS defendant's motion #63. Mr. Albregts is EXCUSED as counsel in this case, and the Court appoints Lisa Rasmussen, esq. to represent defendant for all further proceedings. Miss Rasmussen, who is not present in court, is asked to speak with the defendant as soon as possible, and this matter is set for status check on 4/20/2006 09:15 AM in LV Courtroom 3B before Magistrate Judge Peggy A. Leen. Defendant is remanded to custody. (no image attached) (JAM,) (Entered: 04/11/2006)
04/03/2006	<u>64</u>	ORDER Setting Hearing on Motion <u>63</u> MOTION, as to Daivd Kent Fitch : Hearing on Motion set for 4/11/2006 08:45 AM before Magistrate Judge Peggy A. Leen. (copy of Motion #63 sent to Attorney Daniel J. Albregts) Signed by Judge Peggy A. Leen on 4/3/06. (KCR) (Entered: 04/04/2006)
03/28/2006	<u>63</u>	Ex Parte MOTION for Judicial Hearing by Fitch, David Kent. (Attachments: # <u>1</u>)(MJZ) (Entered: 03/31/2006)
10/14/2005	<u>62</u>	STATUS CONFERENCE re D/Fitch dtd 10/11/05: Trl set for 5/8/06 @ 8:30 am w/cal call 4/28/06 @ 8:30 am (C/A A.Blazevich) cps dist (Entered: 10/24/2005)
10/11/2005	<u>61</u>	ORDER ON STIPULATION re D/Fitch: Trl cont to 5/8/06 @ 8:30 am w/cal call 4/28/06 @ 8:30 am; Trl brfs, etc due 4/28/06 (Entered: 10/24/2005)
09/28/2005		STIPULATION re D/Fitch: Stip to cont trl to JWH (Entered: 09/28/2005)
09/23/2005	<u>60</u>	STATUS CONFERENCE re D/Fitch: Firm trl date of 11/14/05 @ 8:30 am w/ a back up date of 12/12/05 @ 8:30 am; Cnsl to prepart stip; Stats hrng set for 10/11/05 @ 5:00 pm (C/R A.Blazevich) cps dist (Entered: 09/28/2005)
09/21/2005	<u>59</u>	ORDER re D/Fitch: R/R #46 ADOPTED; Mtn for pdctn of GJ trnscrpts (#27) DENIED; Mtn to disp (#28) DENIE; Mtn to disp #26 DENIED; Mtn to disp #56 DENIED; Status hrng set for 9/23/05 @ 8:30 am cps dist (Entered: 09/21/2005)
09/15/2005	<u>58</u>	MOTION FOR MISCELLANEOUS RELIEF obo gvrnmnt: Req for expdted status ck & firm trl date(Dispo: #59 (Entered: 09/16/2005)
08/10/2005	<u>57</u>	RESPONSE TO MOTION re D/Fitch's objectns (#55) & mtn to disp (#56): Gvrnmnt rspn (Entered: 08/16/2005)
07/11/2005	<u>56</u>	MOTION TO DISMISS obo D/Fitch: Mtn to Dism(Dispo: #57 rspn; #59 DENIED (Entered: 07/13/2005)
07/11/2005	<u>55</u>	RESPONSE TO MOTION re D/Fitch: Objs to RRRobo dfnt. (m) (Entered: 07/13/2005)
06/29/2005	<u>54</u>	ORDER ON STIPULATION re D/Fitch: parties have to/incl 7/11/05 to file objts to RR to/incl 8/19/05 to file rpsns; to/incl 8/26/05 to file replies. cps dist (Entered: 06/29/2005)
06/27/2005		TRAVERSE Stip to cont time to fl objts to RR(3rd rqst) -- to LDG (Entered: 06/27/2005)
06/22/2005	<u>53</u>	ORDER ON STIPULATION re D/Fitch: Rspns to RRdue 6/24/05; parties have to/incl 8/5/05 to file rpsns; to/incl 8/12/05 to file replies. cps dist (Entered: 06/22/2005)
06/21/2005		TRAVERSE stip to cont trial & mtns to LDG (Entered: 06/21/2005)
06/08/2005	<u>52</u>	ORDER ON STIPULATION re D/Fitch: parties have to/incl 6/17/05 to file objts to RR&any p/t mtns; to/incl 7/29/05 to file rpsns; to/incl 8/5/05 to file replies. (speedy trial cited) cps dist (Entered: 06/08/2005)
06/06/2005		TRAVERSE stip to cont time to rspnd to objts to RRRobo govt to LDG (Entered: 06/06/2005)
04/20/2005	<u>51</u>	CJA 20 – APPOINTMENT re: D/Fitch – CJA 20 voucher re: Atty Naylor (Entered: 04/21/2005)

04/20/2005	<u>50</u>	CJA 20 – APPOINTMENT re: D/Fitch – CJA 20 voucher re: Atty Albregts (Entered: 04/21/2005)
04/15/2005	<u>49</u>	ORDER ON STIPULATION re D/Fitch: P/T mtns due 6/3/05; rspns due 7/15/05; reply due 7/29/05; J/T contd to 10/17/05 @ 8:30am w/cal call 10/11/05 @ 8:30am.(Speedy trial cited) cps dist (Entered: 04/18/2005)
04/14/2005		TRAVERSE stip to cont trial &mtns to LDG (Entered: 04/14/2005)
04/12/2005	<u>48</u>	STATUS CONFERENCE re D/Fitch: Daniel Albregts accepted apptment; trial set 10/17/05 @ 8:30am w/cal call 10/11/05 @ 8:30am; cnsl w/prepare stip. (C/Rec K. Goetsch) cps dist (Entered: 04/12/2005)
04/11/2005	<u>47</u>	STATUS CONFERENCE re D/Fitch: Dan Albregts agrees to accept case; stat hrg contd to 4/12/05 @ 10:30am. (C/Rec J. Harris) cps dist (Entered: 04/11/2005)
04/06/2005	<u>46</u>	REPORT AND RECOMMENDATIONS as to Fitch, David Kent re <u>28</u> Motion to Dismiss, <u>27</u> Motion for Miscellaneous Relief, <u>26</u> Motion to Dismiss. Objections to RRdue by 4/22/2005 Signed by Judge Peggy A. Leen on 4/5/05. (GEW) Modified on 4/11/2006 (GEW,). (Entered: 04/11/2006)
04/05/2005	<u>45</u>	CALENDAR CALL re D/Fitch: stat hrg set 4/11/05 @ 10am re stat of cnsl; stip w/be forthcoming. (C/Rec J. Harris) cps dist (Entered: 04/05/2005)
03/25/2005	<u>44</u>	ORDER re D/Fitch: Dfnt's mtn (#40) GRANTED; new cnsl shl be apptd. cps dist (Entered: 03/25/2005)
03/23/2005	<u>43</u>	ORDER REGARDING TRIAL re D/Fitch: J/T set 4/11/05 @ 8:30am w/cal call 4/5/05 @ 8:30am (see doc). cps dist (Entered: 03/23/2005)
03/21/2005	<u>42</u>	RESPONSE TO MOTION re D/Fitch: govt rspns to dfnt's ex parte mtn for new cnsl. (m) (Entered: 03/22/2005)
03/15/2005	<u>41</u>	ARRAIGNMENT/PLEA re D/Fitch on 2nd Super Indict held 3/11/05: dfnt plds NG to Cts 1–18; J/T set 4/11/05 @ 8:30am w/cal call 4/5/05 @ 8:30am; dfnt remanded. (Tape 05–1–33) cps dist (Entered: 03/15/2005)
03/01/2005	<u>39</u>	GRAND JURY RETURNS re D/Fitch: APset 3/11/05 @ 8:30am bfr (LRL); dfnt in fed cstdy. (C/Rep D. Steiner) cps dist (Entered: 03/02/2005)
03/01/2005	<u>38</u>	AO 257 re D/Fitch (Entered: 03/02/2005)
03/01/2005	<u>37</u>	SUPERSEDING INDICTMENT re D/Fitch: 2nd Superseding Indict (Entered: 03/02/2005)
03/01/2005		SECOND SUPERSEDING INDICTMENT as to David Kent Fitch (1), Counts 1ss–2ss, 3ss–11ss, 12ss–13ss, 14ss–15ss, 16ss, 17ss, 18ss. Redocketed <u>37</u> to enter counts. (MMM) (Entered: 06/19/2007)
02/10/2005	<u>36</u>	LETTER re: D/Fitch – Ltr from D re: case &place of incarceratn. (Entered: 02/14/2005)
02/01/2005	<u>31</u>	REPLY TO RESPONSE TO MOTION re D/Fitch: dfnt reply to govt rspns (#29) to Mtn/Dsmss (#26). (p) (Entered: 02/01/2005)
01/31/2005	<u>33</u>	REPLY TO RESPONSE TO MOTION re D/Fitch: dfnt's reply to govt oppo (#29) to dfnt's Mtn to Dsmss due to Vindictive Prosecution (#28) (Entered: 02/01/2005)
01/31/2005	<u>32</u>	REPLY TO RESPONSE TO MOTION re D/Fitch: dfnt's reply to govt rspns (#29) to dfnt's Mtn/Inspection of GJ Proceeding (#27). (p) (Entered: 02/01/2005)
01/20/2005	<u>35</u>	TRAVERSE no text (Entered: 02/01/2005)
01/20/2005	<u>34</u>	TRAVERSE no text (Entered: 02/01/2005)
01/20/2005	<u>29</u>	RESPONSE IN OPPOSITION re D/ Fitch's motions #26, #27 : gvrnmnt's response/ opposition. (Entered: 01/20/2005)
01/12/2005	<u>28</u>	MOTION TO DISMISS re D/Fitch: Mtn to Dsmss due to Vindictive Prosecution (p)(DISPO: gvt rspnse #29; reply #33; RR#46; #58 DENIED (Entered: 01/13/2005)

01/11/2005	<u>27</u>	MOTION FOR MISCELLANEOUS RELIEF re D/Fitch: Mtn for Prdctns & Inspctn of GJ Proceeding (m)(DISPO: gvt rspnse #29; reply #32; RR#46; #59 DENIED (Entered: 01/11/2005)
01/11/2005	<u>26</u>	MOTION TO DISMISS re D/Fitch: Mtn/Dsmss due to PreIndict Delay. (m)(DISPO: gvt rspnse #29; rply #31; R/R #46; DENIED #59 (Entered: 01/11/2005)
01/03/2005	<u>25</u>	ORDER ON STIPULATION re D/Fitch: P/T mtns contd to 1/12/05; rspns contd to 1/26/05; reply contd to 1/29/05; cal call set 4/5/05 & trial set 4/11/05 remain as set. (speedy trial cited) cps dist (Entered: 01/04/2005)
12/28/2004		STIPULATION re D/Fitch: Stip to cont p/t mtns to CB (to KS 12/30) (Entered: 12/28/2004)
12/20/2004	<u>24</u>	TRANSCRIPT re D/Fitch: Hrg held 10/8/04 on Ltr fm Dfnt (#21) (C/Rec L. Carter) (Entered: 12/20/2004)
10/08/2004	<u>23</u>	STATUS CONFERENCE re D/Fitch: dfnt canvassed; agreed w/new trial date. (C/Rec L. Carter) cps dist (Entered: 10/08/2004)
10/05/2004	<u>22</u>	NOTICE OF HEARING re D/Fitch: Hrg set 10/8/04 @ 12:45pm on (#21). cps dist (Entered: 10/05/2004)
09/23/2004	<u>21</u>	LETTER fm D/Fitch. (nss) (Entered: 09/29/2004)
09/01/2004	<u>20</u>	ORDER ON STIPULATION re D/Fitch: P/T mtns due 12/29/04; rspns due 1/31/05; reply due 2/14/05; Trial set 9/13/04 contd to 4/11/05 @ 8:30am w/cal call 4/5/05 @ 8am. (speedy trial cited) cps dist (Entered: 09/01/2004)
08/31/2004		STIPULATION Stip to cont mtns & trial to LDG (Entered: 08/31/2004)
08/30/2004	<u>19</u>	ORDER re D/Fitch: Mtn for lv to take foreign depo (#14) GRANTED. cps dist (Entered: 08/30/2004)
08/24/2004	<u>18</u>	ORDER REGARDING TRIAL re D/Fitch: J/T set 9/13/04 @ 8:30am w/cal call 9/7/04 @ 8am (see doc). cps dist (Entered: 08/24/2004)
08/18/2004	<u>17</u>	LETTER fm D/Fitch to RJJ. (nss) (9/1/04 – per Marlene per RJJ; no action necessary) (Entered: 08/18/2004)
08/12/2004	<u>16</u>	MOTION FOR DISCOVERY re D/Fitch (Entered: 08/13/2004)
08/06/2004	<u>15</u>	ARRAIGNMENT/PLEA re D/Fitch: dfnt plds NG to Cts 1–18; sbjt to jnt dscrvy stmnt; J/T set 9/13/04 @ 8:30am w/cal call 9/7/04 @ 8am; tapes to be prvdcd dfns cnsl; dfnt remanded. (C/Rec K. Goetsch) cps dist (Entered: 08/06/2004)
08/05/2004	<u>14</u>	MOTION FOR MISCELLANEOUS RELIEF re D/Fitch: Govt Mtn for Lv to Take Foreign Depos (m)(DISPO: GRANTED #19) (Entered: 08/06/2004)
08/05/2004	<u>13</u>	NOTICE (OTHER) re D/Fitch: Govt Ntc of Intent to Seek USSG Sntncng Enhancements (m) (Cy to LDG 8/5/04) (Entered: 08/05/2004)
07/27/2004	<u>12</u>	GRAND JURY RETURNS re D/Fitch: summons to issue for APon 8/6/04 bfr (RJJ). (C/Rep M. Howard) cps dist (Entered: 07/28/2004)
07/27/2004	<u>11</u>	AO 257 re D/Fitch (Entered: 07/28/2004)
07/27/2004	<u>10</u>	SUPERSEDING INDICTMENT re D/Fitch (Entered: 07/28/2004)
07/13/2004	<u>9</u>	DETENTION ORDER re D/Fitch (Entered: 07/15/2004)
07/12/2004	<u>8</u>	ORDER REGARDING PRETRIAL PROCEDURE re D/Fitch: P/T mtns due 8/11/04; rspns due 8/22/04; reply due 8/25/04. cps dist (Entered: 07/13/2004)
07/12/2004	<u>7</u>	ORDER APPOINTING COUNSEL re D/Fitch: FPD apptd cnsl (Entered: 07/13/2004)
07/12/2004	<u>6</u>	FINANCIAL AFFIDAVIT re D/Fitch (Entered: 07/13/2004)

07/12/2004	<u>5</u>	INITIAL/ ARRAIGNMENT & PLEA re D/Fitch: dfnt plds NG to Cts 1-15; sbjt to jnt dscvry stmnt; J/T set 9/13/04 @ 8:30am w/cal call 9/7/04 @ 8am ; Ord re P/T prcdr entrd; Case complex; video tapes; I/A: FPD apptd cnsl; p/t deten ordered; dfnt remanded. (Entered: 07/13/2004)
07/09/2004	<u>4</u>	MINUTE ORDER re D/Fitch: APset 7/16/04 resched to 7/30/04 @ 8:30am bfr (P:AL). cps dist (Entered: 07/09/2004)
06/29/2004	<u>3</u>	GRAND JURY RETURNS re D/Fitch: D in Fed Custody; A/P set for 07/16/04 @ 8:30 am bfr RJJ(C/R Mary Howard) (cps dist) (Entered: 06/29/2004)
06/29/2004	<u>2</u>	AO 257 re D/Fitch (Entered: 06/29/2004)
06/29/2004	<u>1</u>	INDICTMENT no text (Entered: 06/29/2004)