

# United States District Court

FOR THE  
NORTHERN DISTRICT OF CALIFORNIA

VENUE: SAN FRANCISCO

UNITED STATES OF AMERICA,

v.

*CR 12-0054 JSW*

PATRICK ADEBOWALE SOGBEIN, ADEBOLA  
ADEFUNKE ADEBIMPE, EDNA CALAUSTRO,  
EDUARDO ABAD, and MELE SAAVEDRA,

DEFENDANT(S).

## INDICTMENT

18 U.S.C. §§ 1349 and 2 - Conspiracy to Commit Health Care Fraud;  
18 U.S.C §§ 371 and 2 - Conspiracy to Receive and Pay Health Care Kickbacks;  
18 U.S.C. §§ 1347 and 2 - Health Care Fraud; Aiding and Abetting;  
18 U.S.C. § 982 and 21 U.S.C. § 853 - Criminal Forfeiture Allegation

A true bill.

*Nancy J. Peterson*  
Foreman

Filed in open court this 19<sup>th</sup> day of

*September, 2013.*

*[Signature]*  
Clerk

NO PROCESS

Bail, \$ \_\_\_\_\_

**Maria Elena James**  
United States Chief Magistrate Judge

FILED  
SEP 19 2013  
U.S. DISTRICT COURT  
SAN FRANCISCO, CALIF.

AO 257 (Rev. 8/78)

**DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT**

BY:  COMPLAINT  INFORMATION  INDICTMENT  
 SUPERSEDING

**OFFENSE CHARGED**

CNT 1, 18 U.S.C. § 1349 - Conspiracy to Engage in Health Care Fraud; CNT 2, 18 U.S.C. § 371 - Consp. to Receive and Pay Health Care Kickbacks; CNTS 3-11, 18 U.S.C §§1347 and 2 - Health Care Fraud; Aiding and Abetting

Petty  
 Minor  
 Misdemeanor  
 Felony

PENALTY:  
 See Attachment A

**PROCEEDING**

Name of Complainant Agency, or Person (& Title, if any)  
 Federal Bureau of Investigation / Office of Inspector General, Department of Health and Human Services

person is awaiting trial in another Federal or State Court, give name of court

this person/proceeding is transferred from another district per (circle one) FRCrP 20, 21 or 40. Show District

this is a re prosecution of charges previously dismissed which were dismissed on motion of:

U.S. Atty  Defense

this prosecution relates to a pending case involving this same defendant

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MAGISTRATE CASE NO.

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 Melinda Haag

U.S. Atty  Other U.S. Agency

Name of Asst. U.S. Atty (If assigned)  
 Denise Marie Barton/Randy Luskey

Name of District Court, and/or Judge/Magistrate Location  
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DEFENDANT - U.S.

PATRICK ADEBOWALE SOGBEIN

DISTRICT COURT NUMBER  
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- 1)  Has not been arrested, pending outcome this proceeding. If not detained give date any prior summons was served on above charges
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Or... If Arresting Agency & Warrant were not  Month/Day/Year

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This report amends AO 257 previously submitted

**ADDITIONAL INFORMATION OR COMMENTS**

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**ATTACHMENT A**

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COUNT 1, 18 U.S.C. § 1349, Conspiracy to Engage in Health Care Fraud  
10 years imprisonment, fine of twice the gross gain/loss, 3 years supervised release, \$100 special assessment

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5 years imprisonment, fine of \$250,000, 3 years supervised release, \$100 special assessment

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10 years imprisonment, fine of twice the gross gain/loss, 3 years supervised release, \$100 special assessment

COUNT 2, 18 U.S.C. § 371, Conspiracy to Receive and Pay Health Care Kickbacks  
5 years imprisonment, fine of \$250,000, 3 years supervised release, \$100 special assessment

COUNTS 4-5, 10-12, 18 U.S.C. §§ 1347 and 2, Health Care Fraud; Aiding and Abetting  
10 years imprisonment, fine of twice the gross gain/loss, 3 years supervised release, \$100  
special assessment

**MELE SAAVEDRA**

COUNT 1, 18 U.S.C. § 1349, Conspiracy to Engage in Health Care Fraud  
10 years imprisonment, fine of twice the gross gain/loss, 3 years supervised release, \$100  
special assessment

COUNTS 3, 6-9, 18 U.S.C. §§ 1347 and 2, Health Care Fraud; Aiding and Abetting  
10 years imprisonment, fine of twice the gross gain/loss, 3 years supervised release, \$100  
special assessment

FILED  
SEP 19 P 3 26  
U.S. DISTRICT COURT  
SAN FRANCISCO  
*[Signature]*

1 MELINDA HAAG (CABN 132612)  
2 United States Attorney

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7  
8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA  
10 SAN FRANCISCO DIVISION

11 UNITED STATES OF AMERICA,  
12 Plaintiff,

CR No. 12-0054 JSW

13 v.

14 PATRICK ADEBOWALE SOGBEIN,  
15 ADEBOLA ADEFUNKE ADEBIMPE,  
16 EDNA CALAUSTRO,  
17 EDUARDO ABAD, and  
18 MELE SAAVEDRA,  
19 Defendants.

VIOLATIONS: 18 U.S.C. §§ 1349 and 2—  
Conspiracy to Commit Health Care Fraud;  
18 U.S.C. §§ 371 and 2 – Conspiracy to  
Receive and Pay Health Care Kickbacks; 18  
U.S.C. §§ 1347 and 2 – Health Care Fraud;  
Aiding and Abetting; 18 U.S.C. § 982 and  
21 U.S.C. § 853 – Criminal Forfeiture  
Allegation

SAN FRANCISCO VENUE

20 SUPERSEDING INDICTMENT

21 The Grand Jury charges:

22 INTRODUCTORY ALLEGATIONS

23 At all times relevant to this Superseding Indictment:

24 The Medicare Program

25 1. The Medicare Program (“Medicare”) was a federal program that provided free or  
26 below-cost health care benefits to certain individuals, primarily the elderly, blind, and disabled.  
27 The benefits available under Medicare were prescribed by statute and by federal regulations  
28 under the auspices of the United States Department of Health and Human Services (“HHS”),

SUPERSEDING INDICTMENT

1 through its agency, the Center for Medicare and Medicaid Services (“CMS”). Individuals who  
2 received benefits under Medicare were commonly referred to as Medicare “beneficiaries.” Each  
3 Medicare beneficiary is issued a unique Medicare claim number.

4 2. Medicare was a “health care benefit program,” as defined by Title 18, United  
5 States Code, Section 24(b).

6 3. Part B of the Medicare Program was a medical insurance program that covered,  
7 among other things, certain durable medical equipment (“DME”), including power wheelchairs  
8 (“PWCs”).

9 4. For California beneficiaries, Medicare Part B insurance covering DME and related  
10 health care benefits, items, and services was administered by Noridian Administrative Services,  
11 LLC (“Noridian”), pursuant to a contract with CMS. Among Noridian’s responsibilities, it  
12 received, evaluated, and paid the claims submitted to it by Medicare beneficiaries and suppliers  
13 of health care items and services.

14 5. Under Medicare’s rules and regulations, a licensed medical professional or entity  
15 seeking to participate in and bill the Medicare program (a Medicare provider) had to apply for a  
16 national provider identifier (“NPI”). DME companies, physicians, and other health care  
17 providers that sought to participate in Medicare Part B and bill Medicare for the cost of DME and  
18 related benefits, items, and services, were required to obtain a supplier number. The supplier  
19 number allowed a DME company to submit claims for reimbursement to Medicare for the cost of  
20 DME and related items and services it supplied to beneficiaries.

21 6. To receive payment from Medicare, a DME company, using its supplier number,  
22 would submit a health insurance claim form to a Medicare contractor. Medicare permitted DME  
23 companies to submit a claim electronically or in hard copy. Medicare required DME companies  
24 to provide certain information, including: (a) the Medicare beneficiary’s name; (b) the Medicare  
25 beneficiary’s identification number; (c) the name and identification number of the doctor who  
26 ordered the item or service that was the subject of the claim; (d) the health care benefits, items, or  
27 services provided to the beneficiary; (e) the billing codes for those benefits, items, or services;  
28 and (f) the date upon which the benefits, items, or services were provided.



1           10.     Dr. EDNA CALAUSTRO, a resident of San Francisco, California, was a licensed  
2 physician in the state of California who owned and worked at the Health Haven Medical Clinic  
3 in San Francisco, California. CALAUSTRO was enrolled as a Medicare physician, was assigned  
4 a PIN, and was eligible to receive payments from Medicare. CALAUSTRO wrote prescriptions  
5 for PWCs and accessories for Medicare beneficiaries in the San Francisco area and provided  
6 those prescriptions to SOGBEIN and ADEBIMPE, knowing that SOGBEIN and ADEBIMPE,  
7 acting on behalf of Debs and Dignity, billed and received payments from Medicare based on  
8 those prescriptions.

9           11.     EDUARDO ABAD and MELE SAAVEDRA were residents of San Francisco,  
10 California. ABAD and SAAVEDRA worked as recruiters for CALAUSTRO, SOGBEIN, and  
11 ADEBIMPE to find Medicare beneficiaries who would be eligible to receive a PWC.

12                   OVERVIEW OF THE CONSPIRACIES AND SCHEME TO DEFRAUD

13           12.     Beginning no later than on or about December 9, 2006, and continuing through at  
14 least July 26, 2011, the defendants conspired to defraud Medicare by fraudulently prescribing  
15 PWCs to Medicare beneficiaries who did not need them, and in many cases, who did not even  
16 want them, in order to enrich themselves. As part of the conspiracies and scheme to defraud, the  
17 defendants (1) recruited Medicare beneficiaries to receive the PWCs; (2) prepared false and  
18 fraudulent documentation to support claims to Medicare for PWCs and accessories; (3) paid and  
19 received cash kickbacks for identification of Medicare beneficiaries and for writing prescriptions  
20 for PWCs and accessories (4) submitted over \$2.4 million in false and fraudulent claims to  
21 Medicare for PWCs and accessories that were based on transactions that did not comply with the  
22 Medicare laws, regulations, and program instructions and that were not eligible for payment  
23 under Medicare rules and regulations; and (5) received and used the proceeds of the fraud for  
24 their own personal benefit and for the use and benefit of others.

25 //

26 //

27 //

28 //

1           MANNER AND MEANS OF THE CONSPIRACIES AND SCHEME TO DEFRAUD

2           13.     SOGBEIN, as a sole proprietor and on behalf of Debs, and ADEBIMPE, on behalf  
3 of Dignity, enrolled as Medicare providers and obtained NPIs and supplier numbers to submit  
4 claims for payment to Medicare.

5           14.     SOGBEIN paid and CALAUSTRO accepted cash in exchange for her preparation  
6 of prescriptions for PWCs for Medicare beneficiaries and other documents required by Medicare.  
7 CALAUSTRO knew that SOGBEIN and ADEBIMPE needed those prescriptions in order to  
8 submit false and fraudulent claims to Medicare on behalf of the beneficiaries receiving PWCs.

9           15.     SOGBEIN and CALAUSTRO paid ABAD and SAAVEDRA cash for referring  
10 Medicare beneficiaries in whose names SOGBEIN and ADEBIMPE submitted false and  
11 fraudulent claims to Medicare for PWCs.

12           16.     SOGBEIN and ADEBIMPE knowingly prepared, and caused to be prepared, false  
13 and fraudulent documentation in support of the claims submitted to Medicare for PWCs and  
14 accessories.

15           17.     SOGBEIN and ADEBIMPE knowingly submitted claims to Medicare for PWCs  
16 and accessories knowing that the claims did not did not comply with the Medicare laws,  
17 regulations, and program instructions, including but not limited to, the Federal anti-kickback  
18 statute.

19           18.     Between December 9, 2006, and July 26, 2011, SOGBEIN and ADEBIMPE  
20 submitted over \$2.4 million in false and fraudulent Medicare claims for PWCs.

21           19.     Between January 17, 2007, and July 26, 2011, SOGBEIN, in his individual  
22 capacity and on behalf of Debs, and ADEBIMPE, on behalf of Dignity, received over of \$1.2  
23 million in payments from Medicare as a result of the false and fraudulent claims they submitted.

24           COUNT ONE: (18 U.S.C. §§ 1349 and 2 — Conspiracy to Commit Health Care Fraud)

25           20.     The allegations of Paragraphs One through Nineteen of this Indictment are  
26 re-alleged and incorporated as if set forth fully here.

1           21.     Beginning on a date unknown to the Grand Jury, but no later than on or about  
2 December 9, 2006, and continuing through at least July 26, 2011, both dates being approximate  
3 and inclusive, in the Northern District of California and elsewhere, the defendants,

4                           PATRICK ADEBOWALE SOGBEIN,  
5                           ADEBOLA ADEFUNKE ADEBIMPE,  
6                           EDNA CALAUSTRO,  
                          EDUARDO ABAD, and  
                          MELE SAAVEDRA,

7 and others known and unknown to the Grand Jury, did knowingly conspire and agree with one  
8 another to execute, and to attempt to execute, a material scheme and artifice (1) to defraud a  
9 health care benefit program affecting commerce, as defined in Title 18, United States Code,  
10 Section 24(b), namely, Medicare, and (2) to obtain, by means of materially false and fraudulent  
11 pretenses, representations, and promises, money owned by and under the custody and control of  
12 Medicare, all in connection with the delivery of and payment for health care benefits, items, and  
13 services, in violation of Title 18, United States Code, Section 1347.

14           All in violation of Title 18, United States Code, Sections 1349 and 2.

15     COUNT TWO: (18 U.S.C. §§ 371 and 2 — Conspiracy to Solicit and Receive Kickbacks  
16                           Involving a Federal Health Care Program)

17           22.     The allegations of Paragraphs One through Nineteen of this Indictment are  
18 re-alleged and incorporated as if set forth fully here.

19           23.     Beginning on a date unknown to the Grand Jury, but no later than on or about  
20 December 9, 2006, and continuing through at least July 26, 2011, both dates being approximate  
21 and inclusive, in the Northern District of California and elsewhere, the defendants

22                           PATRICK ADEBOWALE SOGBEIN,  
23                           EDNA CALAUSTRO,  
24                           EDUARDO ABAD, and  
                          MELE SAAVEDRA,

25 and others known and unknown to the Grand Jury, did willfully and knowingly conspire and  
26 agree to commit an offense against the United States by knowingly and willfully soliciting,  
27 receiving, offering, and paying remuneration, specifically cash kickbacks, directly and indirectly,  
28 overtly and covertly, in return for referring an individual to a person for the furnishing and

1 arranging for the furnishing of any item and service for which payment may be made in whole or  
2 in part by a federal health care program, namely Medicare, in violation of 42 U.S.C. § 1320a-  
3 7b(b)(1)(A) and 42 U.S.C. § 1320a-7b(b)(2)(A).

4 All in violation of Title 18, United States Code, Sections 371 and 2.

5 OVERT ACTS COMMITTED IN FURTHERANCE OF THE CONSPIRACY

6 24. In furtherance of the conspiracy alleged in Count Two and to accomplish its  
7 purpose and object, at least one of the conspirators committed, or caused to be committed, in the  
8 Northern District of California, the following overt acts, among others:

9 25. On dates between December 9, 2006, and continuing through at least July 26,  
10 2011, SOGBEIN offered to pay and did pay CALAUSTRO, ABAD, and SAAVEDRA  
11 remuneration, specifically cash kickbacks, in return for locating Medicare beneficiaries and  
12 preparing and providing prescriptions for PWCs and preparing other documents required by  
13 Medicare for which payment was made in whole or in part by Medicare.

14 26. On dates between December 9, 2006 and continuing through at least July 26,  
15 2011, CALAUSTRO, SAAVEDRA, and ABAD did solicit and receive remuneration,  
16 specifically cash kickbacks, from SOGBEIN in return for locating Medicare beneficiaries and  
17 preparing and providing prescriptions for PWCs and preparing other documents required by  
18 Medicare for which payment was made in whole or in part by Medicare.

19 27. On or about December 16, 2011, CALAUSTRO and SAAVEDRA met with C.R.  
20 and F.R., husband and wife, and obtained their Medicare identification numbers, numbers that  
21 are used to submit claims to Medicare.

22 28. On or about December 20, 2011, CALAUSTRO signed prescriptions for PWCs  
23 for C.R. and F.R. that were supplied by Dignity.

24 29. On or about January 4, 2011, SOGBEIN delivered the PWCs to C.R. and F.R.

25 30. On or about March 30, 2011, CALAUSTRO and ABAD met with L.H. and  
26 obtained her Medicare identification number.

27 31. On or about April 4, 2011, CALAUSTRO signed a prescription for a PWC for  
28 L.H. that was supplied by Dignity.

1 32. On or about April 28, 2011, ABAD delivered the PWC to L.H.'s home.

2 33. On or about April 25, 2011, CALAUSTRO met with C.L. and obtained his  
3 Medicare identification number.

4 34. On or about April 30, 2011, CALAUSTRO signed prescriptions for a PWC for  
5 C.L. that was supplied by Dignity.

6 35. On or about May 7, 2011, ABAD received C.L.'s PWC from SOGBEIN and  
7 ABAD thereafter gave C.L. the PWC.

8 36. On or about April 26, 2011, CALAUSTRO met with Z.L. and obtained her  
9 Medicare claim number.

10 37. On or about April 30, 2011, CALAUSTRO signed prescriptions for a PWC for  
11 Z.L. that was supplied by Dignity.

12 38. On or about May 7, 2011, SOGBEIN delivered the PWC to Z.L.

13 COUNTS THREE THROUGH TWELVE: (18 U.S.C. §§ 1347 and 2 — Health Care Fraud &  
14 Aiding and Abetting)

15 39. The allegations of Paragraphs One through Nineteen of this Indictment are re-  
16 alleged and incorporated herein as if set forth fully here.

17 40. On or about the dates set forth below, in the Northern District of California, the  
18 defendants specified below did knowingly and intentionally execute and attempt to execute a  
19 material scheme and artifice (1) to defraud a health care benefit program affecting commerce, as  
20 defined in Title 18, United States Code, Section 24(b), namely, Medicare, and (2) to obtain, by  
21 means of materially false and fraudulent pretenses, representations, and promises, money owned  
22 by and under the custody and control of Medicare, all in connection with the delivery of and  
23 payment for health care benefits, items, and services, and did for the purpose of executing and  
24 attempting to execute said fraudulent scheme, knowingly and willfully submit and cause to be  
25 submitted to Medicare, and to be paid by Medicare, the following false and fraudulent claims for  
26 PWCs:

27 //

3	SOGBEIN, ADEBIMPE, CALAUSTRO, SAAVEDRA	A.V.	Dignity	\$4,500	11/20/08	\$3,218.96
4	SOGBEIN, ADEBIMPE, CALAUSTRO, ABAD	M.C.	Dignity and Debs	\$4,500	4/14/10	\$2,913.12
5	SOGBEIN, ADEBIMPE, CALAUSTRO, ABAD	V.C.	Dignity and Debs	\$4,500	2/19/10	\$2,894.16
6	SOGBEIN, ADEBIMPE, CALAUSTRO, SAAVEDRA	J.V.	Dignity	\$4,500	8/21/09	\$2,913.12
7	SOGBEIN, ADEBIMPE, CALAUSTRO, SAAVEDRA	E.M.	Dignity	\$4,500	3/5/2010	\$2,789.12
8	SOGBEIN, ADEBIMPE, CALAUSTRO, SAAVEDRA	C.R.	Dignity	\$6,160 (total) / 7 claims for \$880	3/11/2011- 7/22/2011	\$2,005.13 (total) / 3 payments of \$435.55 and 4 payments of \$174.62
9	SOGBEIN, ADEBIMPE, CALAUSTRO, SAAVEDRA	F.R.	Dignity	\$6,125 (total) / 7 claims for \$875	2/8/11- 7/22/11	\$1,995.02 (total) / 3 payments of \$433.70 and 4 payments of \$173.48
10	SOGBEIN, ADEBIMPE, CALAUSTRO, ABAD	L.H.	Dignity	\$2,640 (total) / 3 claims for \$880	5/19/11- 7/20/11	\$1,637.07 (total) / 3 payments of \$545.69

Count	Defendant	Insurer	Product	Amount	Period	Payments
11	SOGBEIN, ADEBIMPE, CALAUSTRO, ABAD	C.L.	Dignity	\$2,640 (total) / 3 claims for \$880	5/23/11- 7/20/11	\$1,637.07 (total) / 3 payments of \$545.69
12	SOGBEIN, ADEBIMPE, CALAUSTRO, ABAD	Z.L.	Dignity	\$2,625 (total) / 3 claims for \$875	5/23/11- 7/20/11	\$1,301.10 (total) / 3 payments of \$433.70

Each in violation of Title 18, United States Code, Section 1347 and 2.

**FORFEITURE ALLEGATION: (18 U.S.C. § 982(a)(7) – Health Care Fraud Forfeiture)**

41. The factual allegations contained in Paragraphs One through Forty are realleged and incorporated as if fully set forth here for the purpose of alleging forfeiture pursuant to Title 18, United States Code, Section 982(a)(7).

42. Upon a conviction of any of the offenses alleged in Counts One through Twelve, the defendants,

PATRICK ADEBOWALE SOGBEIN,  
ADEBOLA ADEBIMPE,  
EDNA CALAUSTRO,  
EDUARDO ABAD, and  
MELE SAAVEDRA,

shall forfeit to the United States, pursuant to Title 18, United States Code, Section 982(a)(7), all right, title and interest in property, real and personal, that constitutes or is derived from, directly or indirectly, from gross proceeds traceable to the commission of the offense, including but not limited to a sum of money equal to the gross proceeds obtained as a result of the offense.

43. If any of the property, as a result of any act or omission of the defendants:

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third party;
- c. has been placed beyond the jurisdiction of the court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be divided without difficulty,

1 the United States of America shall be entitled to forfeiture of substitute property pursuant to Title  
2 21, United States Code, Section 853(p), as incorporated by Title 18, United States Code, Section  
3 982(b)(1).

4 All in violation of Title 18, United States Code, Sections 982(a)(7), 1347, 1349; Title 28,  
5 United States Code, Section 2461; and Rule 32.2 of the Federal Rules of Criminal Procedure.

6  
7  
8 DATED:

9 *September 19, 2013*

A TRUE BILL

10  
11 *Nancy J. Peterson*  
12 FOREPERSON

13 MELINDA HAAG  
14 United States Attorney

15 *Eli Dunt, for*  
16 J. DOUGLAS WILSON  
17 Chief, Criminal Division

18 (Approved as to form: *Denise M. Barton*  
19 AUSA Denise Marie Barton  
20 AUSA Randy Luskey

**UNITED STATES DISTRICT COURT  
Northern District of California**

**UNITED STATES OF AMERICA**

**v.**

**Edna Calauastro**

) **JUDGMENT IN A CRIMINAL CASE**

)  
) USDC Case Number: CR-12-00054-003 JSW  
) BOP Case Number: DCAN412CR00054-003  
) USM Number: 16893-111  
) Defendant's Attorney: Brian A. Newman

**THE DEFENDANT:**

- pleaded guilty to count(s): 1 through 12 of the Superseding Indictment
- pleaded nolo contendere to count(s): \_\_\_\_\_ which was accepted by the court.
- was found guilty on count(s): \_\_\_\_\_ after a plea of not guilty.

The defendant is adjudicated guilty of these offenses:

Title & Section	Nature of Offense	Offense Ended	Count
18 U.S.C. § 1349	Conspiracy to Commit Health Care Fraud	7/26/2011	1
18 U.S.C. § 371	Conspiracy to Solicit and Receive Health Care Kickbacks	7/26/2011	2
18 U.S.C. §§ 1347 and 2	Health Care Fraud, Aiding and Abetting	7/22/2011	3-12

The defendant is sentenced as provided in pages 2 through 6 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- The defendant has been found not guilty on count(s): \_\_\_\_\_
- Count(s) \_\_\_\_\_ is/are dismissed on the motion of the United States.

It is ordered that the defendant must notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid. If ordered to pay restitution, the defendant must notify the court and United States attorney of material changes in economic circumstances.

8/19/2014

Date of Imposition of Judgment

Signature of Judge

The Honorable Jeffrey S. White  
United States District Judge

Name & Title of Judge

8/21/2014

Date

AO 245B (Rev. AO 09/11-CAN 03/14) Judgment in Criminal Case

DEFENDANT: Edna Calauastro

Judgment - Page 2 of 6

CASE NUMBER: CR-12-00054-003 JSW

**IMPRISONMENT**

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a total term of: Twenty-four (24) months. This term consists of terms of 24 months on each of Counts 1 through 12, all counts to be served concurrently.

- The Court makes the following recommendations to the Bureau of Prisons:  
The defendant to be housed at a medical facility.
- The defendant is remanded to the custody of the United States Marshal. The appearance bond is hereby exonerated.
- The defendant shall surrender to the United States Marshal for this district:
  - at \_\_\_\_\_ am/pm on \_\_\_\_\_ (no later than 2:00 pm).
  - as notified by the United States Marshal.

The appearance bond shall be deemed exonerated upon the surrender of the defendant.

- The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons:
  - at \_\_\_\_\_ 12:00 \_\_\_\_\_ pm on \_\_\_\_\_ 11/19/2014 \_\_\_\_\_ (no later than 2:00 pm).
  - as notified by the United States Marshal.
  - as notified by the Probation or Pretrial Services Office.

The appearance bond shall be deemed exonerated upon the surrender of the defendant.

**RETURN**

I have executed this judgment as follows:

Defendant delivered on \_\_\_\_\_ to \_\_\_\_\_ at \_\_\_\_\_, with a certified copy of this judgment.

UNITED STATES MARSHAL

By

DEPUTY UNITED STATES MARSHAL

### SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of: Three (3) years. This term consists of terms of three years on each of Counts 1 through 12, all terms to run concurrently.

The defendant must report to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.

The defendant shall not commit another federal, state or local crime.

The defendant shall not unlawfully possess a controlled substance. The defendant shall refrain from any unlawful use of a controlled substance. The defendant shall submit to one drug test within 15 days of release from imprisonment and at least two periodic drug tests thereafter, as determined by the court.

- The above drug testing condition is suspended, based on the court's determination that the defendant poses a low risk of future substance abuse. *(Check, if applicable.)*
- The defendant shall not possess a firearm, ammunition, destructive device, or any other dangerous weapon. *(Check, if applicable.)*
- The defendant shall cooperate in the collection of DNA as directed by the probation officer. *(Check, if applicable.)*
- The defendant shall comply with the requirements of the Sex Offender Registration and Notification Act (42 U.S.C. § 16901, *et seq.*) as directed by the probation officer, the Bureau of Prisons, or any state sex offender registration agency in which he or she resides, works, is a student, or was convicted of a qualifying offense. *(Check, if applicable.)*
- The defendant shall participate in an approved program for domestic violence. *(Check, if applicable.)*

If this judgment imposes a fine or restitution, it is a condition of supervised release that the defendant pay in accordance with the Schedule of Payments sheet of this judgment.

The defendant must comply with the standard conditions that have been adopted by this court as well as with any additional conditions on the attached page.

### STANDARD CONDITIONS OF SUPERVISION

- 1) The defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) The defendant shall report to the probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) The defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) The defendant shall support his or her dependents and meet other family responsibilities;
- 5) The defendant shall work regularly at a lawful occupation, unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) The defendant shall notify the probation officer at least ten days prior to any change in residence or employment;
- 7) The defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any controlled substance or any paraphernalia related to any controlled substances, except as prescribed by a physician;
- 8) The defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) The defendant shall not associate with any persons engaged in criminal activity and shall not associate with any person convicted of a felony, unless granted permission to do so by the probation officer;
- 10) The defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view of the probation officer;
- 11) The defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) The defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court; and
- 13) As directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

**SPECIAL CONDITIONS OF SUPERVISION**

- 1. The defendant shall pay any restitution and special assessment that is imposed by this judgment and that remains unpaid at the commencement of the term of supervised release.**
- 2. The defendant shall not open any new lines of credit and/or incur new debt without the prior permission of the probation officer.**
- 3. The defendant shall provide the probation officer with access to any financial information, including tax returns, and shall authorize the probation officer to conduct credit checks and obtain copies of income tax returns.**
- 4. The defendant shall submit to a search of her person, residence, office, vehicle, or any property under his/her control to a search. Such a search shall be conducted by a United States Probation Officer or any federal, state or local law enforcement officer at any time with or without suspicion. Failure to submit to such a search may be grounds for revocation; the defendant shall warn any residents that the premises may be subject to searches.**
- 5. The defendant shall not have contact with any codefendant in this case, namely Patrick Sogbein, Eduardo Abad, Mele Saavedra, and Adebola Adebimpe.**
- 6. The defendant shall cooperate in the collection of DNA as directed by the probation officer.**
- 7. The defendant shall not own or possess any firearms, ammunition, destructive devices, or other dangerous weapons.**
- 8. Upon release from custody, the defendant shall be allowed to reside in the Southern District of New York with her son, Patrick Consing, throughout her term of supervised release.**

AO 245B (Rev. AO 09/11-CAN 03/14) Judgment in Criminal Case

DEFENDANT: Edna Calastro  
CASE NUMBER: CR-12-00054-003 JSW

Judgment - Page 5 of 6

**CRIMINAL MONETARY PENALTIES**

The defendant must pay the total criminal monetary penalties under the schedule of payments.

<b>TOTALS</b>	<u>Assessment</u> \$ 1,200	<u>Fine</u> Waived	<u>Restitution</u> \$ 1,577,426
---------------	-------------------------------	-----------------------	------------------------------------

- The determination of restitution is deferred until \_\_\_\_\_. An Amended Judgment in a Criminal Case (AO 245C) will be entered after such determination.
- The defendant must make restitution (including community restitution) to the following payees in the amount listed below.

If the defendant makes a partial payment, each payee shall receive an approximately proportioned payment, unless specified otherwise in the priority order or percentage payment column below. However, pursuant to 18 U.S.C. § 3664(i), all nonfederal victims must be paid before the United States is paid.

Name of Payee	Total Loss*	Restitution Ordered	Priority or Percentage
Medicare; Attn: Veronica Moore; CMS, Division of Accounting; PO BOX 7520; Baltimore, MD 21207-0520	\$2,829,987	\$1,577,426	
<b>TOTALS</b>	\$ 2,829,987.00	\$1,577,426.00	

- Restitution amount ordered pursuant to plea agreement \$ 1,577,426
- The defendant must pay interest on restitution and a fine of more than \$2,500, unless the restitution or fine is paid in full before the fifteenth day after the date of the judgment, pursuant to 18 U.S.C. § 3612(f). All of the payment options on Sheet 6 may be subject to penalties for delinquency and default, pursuant to 18 U.S.C. § 3612(g).
- The court determined that the defendant does not have the ability to pay interest and it is ordered that:
  - the interest requirement is waived for the fine/restitution.
  - the interest requirement is waived for the fine/restitution is modified as follows:  
\_\_\_\_\_

\* Findings for the total amount of losses are required under Chapters 109A, 110, 110A, and 113A of Title 18 for offenses committed on or after September 13, 1994, but before April 23, 1996.

AO 245B (Rev. AO 09/11-CAN 03/14) Judgment in Criminal Case

DEFENDANT: Edna Calauastro  
 CASE NUMBER: CR-12-00054-003 JSW

Judgment - Page 6 of 6

**SCHEDULE OF PAYMENTS**

Having assessed the defendant's ability to pay, payment of the total criminal monetary penalties is due as follows\*:

- A  Lump sum payment of \$1,578,626 due immediately, balance due
  - not later than \_\_\_\_\_, or
  - in accordance with  C,  D, or  E, and/or  F below); or
- B  Payment to begin immediately (may be combined with  C,  D, or  F below); or
- C  Payment in equal \_\_\_\_\_ (e.g., weekly, monthly, quarterly) installments of \_\_\_\_\_ over a period of \_\_\_\_\_ (e.g., months or years), to commence \_\_\_\_\_ (e.g., 30 or 60 days) after the date of this judgment; or
- D  Payment in equal \_\_\_\_\_ (e.g., weekly, monthly, quarterly) installments of \_\_\_\_\_ over a period of \_\_\_\_\_ (e.g., months or years), to commence \_\_\_\_\_ (e.g., 30 or 60 days) after release from imprisonment to a term of supervision; or
- E  Payment during the term of supervised release will commence within \_\_\_\_\_ (e.g., 30 or 60 days) after release from imprisonment. The court will set the payment plan based on an assessment of the defendant's ability to pay at that time; or
- F  Special instructions regarding the payment of criminal monetary penalties:  
 When incarcerated, payment of criminal monetary penalties are due during imprisonment at the rate of not less than \$25 per quarter and payment shall be through the Bureau of Prisons Inmate Financial Responsibility Program. Criminal monetary payments shall be made to the Clerk of U.S. District Court, 450 Golden Gate Ave., Box 36060, San Francisco, CA 94102, at a rate not less than \$100 per month. The defendant's restitution and forfeiture obligations shall be paid jointly and severally with Adebola Adebimpe, Patrick Sogbein, Mele Saavedra, and Eduardo Abad.

Unless the court has expressly ordered otherwise, if this judgment imposes imprisonment, payment of criminal monetary penalties is due during imprisonment. All criminal monetary penalties, except those payments made through the Federal Bureau of Prisons' Inmate Financial Responsibility Program, are made to the clerk of the court.

The defendant shall receive credit for all payments previously made toward any criminal monetary penalties imposed.

Joint and Several

Case Number Defendant and Co-Defendant Names (including defendant number)	Total Amount	Joint and Several Amount	Corresponding Payee, if appropriate
12CR00054-002/Adebola Adebimpe	\$1,019,937	\$1,019,937	Medicare
12CR00054-001/Patrick Sogbein	\$1,577,426	\$1,577,426	Medicare
12CR00054-004/Eduardo Abad	\$100,000	\$100,000	Medicare
12CR00054-005/Mele Saavedra	\$275,338	\$275,338	Medicare

- The defendant shall pay the cost of prosecution.
- The defendant shall pay the following court cost(s): \_\_\_\_\_
- The defendant shall forfeit the defendant's interest in the following property to the United States: \$1,577,426, which will be joint and several with the co-defendants.
- The Court gives notice that this case involves other defendants who may be held jointly and severally liable for payment of all or part of the restitution ordered herein and may order such payment in the future, **but such future orders do not affect the defendant's responsibility for the full amount of the restitution ordered.**

\* Payments shall be applied in the following order: (1) assessment, (2) restitution principal, (3) restitution interest, (4) fine principal, (5) fine interest, (6) community restitution, (7) penalties, and (8) costs, including cost of prosecution and court costs.

**UNITED STATES DISTRICT COURT  
Northern District of California**

**UNITED STATES OF AMERICA**

v.  
Edna Calauastro

) **AMENDED JUDGMENT IN A CRIMINAL  
CASE**

)  
) USDC Case Number: CR-12-00054-003 JSW  
) BOP Case Number: DCAN412CR00054-003  
) USM Number: 16893-111  
) Defendant's Attorney: Brian A. Newman

**Date of Original Judgment: 8/19/2014  
(or Date of Last Amended Judgment)**

- |  |   |
|--|---|
| <input type="checkbox"/> Correction of Sentence on Remand (18 U.S.C. 3742(f)(1) and (2))                     | <input type="checkbox"/> Modification of Supervision Conditions (18 U.S.C. §§ 3563(c) or 3583(e))                                       |
| <input checked="" type="checkbox"/> Reduction of Sentence for Changed Circumstances (Fed. R. Crim. P. 35(b)) | <input type="checkbox"/> Modification of Imposed Term of Imprisonment for Extraordinary and Compelling Reasons (18 U.S.C. § 3582(c)(1)) |
| <input type="checkbox"/> Correction of Sentence by Sentencing Court (Fed. R. Crim. P. 35(a))                 | <input type="checkbox"/> Modification of Imposed Term of Imprisonment for Retroactive   |
| <input type="checkbox"/> Correction of Sentence for Clerical Mistake (Fed. R. Crim. P. 36)                   | <input type="checkbox"/> Direct Motion to District Court Pursuant 28 U.S.C. § 2255 or G18 U.S.C. § 3559(C)(7)                           |
| <input type="checkbox"/> Other: _____  | <input type="checkbox"/> Modification of Restitution Order (18 U.S.C. § 3664)   |

**THE DEFENDANT:**

- pleaded guilty to count(s): 1 through 12 of the Superseding Indictment
- pleaded nolo contendere to count(s): \_\_\_\_\_ which was accepted by the court.
- was found guilty on count(s): \_\_\_\_\_ after a plea of not guilty.

The defendant is adjudicated guilty of these offenses:

Title & Section	Nature of Offense	Offense Ended	Count
18 U.S.C. § 1349	Conspiracy to Commit Health Care Fraud	7/26/2011	1
18 U.S.C. § 371	Conspiracy to Solicit and Receive Health Care Kickbacks	7/26/2011	2
18 U.S.C. §§ 1347 and 2	Health Care Fraud, Aiding and Abetting	7/22/2011	3-12

The defendant is sentenced as provided in pages 2 through 6 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- The defendant has been found not guilty on count(s): \_\_\_\_\_
- Count(s) \_\_\_\_\_ is/are dismissed on the motion of the United States.

It is ordered that the defendant must notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid. If ordered to pay restitution, the defendant must notify the court and United States attorney of material changes in economic circumstances.

1/5/2016

Date of Imposition of Judgment

*Jeffrey S. White*

Signature of Judge  
The Honorable Jeffrey S. White  
United States District Judge

Name & Title of Judge

1/6/2016

Date

AO 245B (Rev. AO 09/11-CAN 03/14) Judgment in Criminal Case

DEFENDANT: Edna Calastro

CASE NUMBER: CR-12-00054-003 JSW

Judgment - Page 2 of 6

**IMPRISONMENT**

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a total term of:  
Time served with immediate release before close of day today.

- The Court makes the following recommendations to the Bureau of Prisons:
- The defendant is remanded to the custody of the United States Marshal. The appearance bond is hereby exonerated.
- The defendant shall surrender to the United States Marshal for this district:
  - at \_\_\_\_\_ am/pm on \_\_\_\_\_ (no later than 2:00 pm).
  - as notified by the United States Marshal.

The appearance bond shall be deemed exonerated upon the surrender of the defendant.

- The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons:
  - at (no later than 2:00 pm).
  - as notified by the United States Marshal.
  - as notified by the Probation or Pretrial Services Office.

The appearance bond shall be deemed exonerated upon the surrender of the defendant.

**RETURN**

I have executed this judgment as follows:

Defendant delivered on \_\_\_\_\_ to \_\_\_\_\_ at \_\_\_\_\_  
\_\_\_\_\_, with a certified copy of this judgment.

UNITED STATES MARSHAL

By

DEPUTY UNITED STATES MARSHAL

### SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of: Three (3) years. This term consists of terms of three years on each of Counts 1 through 12, all terms to run concurrently.

The defendant must report to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.

The defendant shall not commit another federal, state or local crime.

The defendant shall not unlawfully possess a controlled substance. The defendant shall refrain from any unlawful use of a controlled substance. The defendant shall submit to one drug test within 15 days of release from imprisonment and at least two periodic drug tests thereafter, as determined by the court.

- The above drug testing condition is suspended, based on the court's determination that the defendant poses a low risk of future substance abuse. *(Check, if applicable.)*
- The defendant shall not possess a firearm, ammunition, destructive device, or any other dangerous weapon. *(Check, if applicable.)*
- The defendant shall cooperate in the collection of DNA as directed by the probation officer. *(Check, if applicable.)*
- The defendant shall comply with the requirements of the Sex Offender Registration and Notification Act (42 U.S.C. § 16901, *et seq.*) as directed by the probation officer, the Bureau of Prisons, or any state sex offender registration agency in which he or she resides, works, is a student, or was convicted of a qualifying offense. *(Check, if applicable.)*
- The defendant shall participate in an approved program for domestic violence. *(Check, if applicable.)*

If this judgment imposes a fine or restitution, it is a condition of supervised release that the defendant pay in accordance with the Schedule of Payments sheet of this judgment.

The defendant must comply with the standard conditions that have been adopted by this court as well as with any additional conditions on the attached page.

### STANDARD CONDITIONS OF SUPERVISION

- 1) The defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) The defendant shall report to the probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) The defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) The defendant shall support his or her dependents and meet other family responsibilities;
- 5) The defendant shall work regularly at a lawful occupation, unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) The defendant shall notify the probation officer at least ten days prior to any change in residence or employment;
- 7) The defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any controlled substance or any paraphernalia related to any controlled substances, except as prescribed by a physician;
- 8) The defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) The defendant shall not associate with any persons engaged in criminal activity and shall not associate with any person convicted of a felony, unless granted permission to do so by the probation officer;
- 10) The defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view of the probation officer;
- 11) The defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) The defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court; and
- 13) As directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

### **SPECIAL CONDITIONS OF SUPERVISION**

1. The defendant shall pay any restitution and special assessment that is imposed by this judgment and that remains unpaid at the commencement of the term of supervised release.
2. The defendant shall not open any new lines of credit and/or incur new debt without the prior permission of the probation officer.
3. The defendant shall provide the probation officer with access to any financial information, including tax returns, and shall authorize the probation officer to conduct credit checks and obtain copies of income tax returns.
4. The defendant shall submit to a search of her person, residence, office, vehicle, or any property under his/her control to a search. Such a search shall be conducted by a United States Probation Officer or any federal, state or local law enforcement officer at any time with or without suspicion. Failure to submit to such a search may be grounds for revocation; the defendant shall warn any residents that the premises may be subject to searches.
5. The defendant shall not have contact with any codefendant in this case, namely Patrick Sogbein, Eduardo Abad, Mele Saavedra, and Adebola Adebimpe.
6. The defendant shall cooperate in the collection of DNA as directed by the probation officer.
7. The defendant shall not own or possess any firearms, ammunition, destructive devices, or other dangerous weapons.
8. Upon release from custody, the defendant shall be allowed to reside in the Southern District of New York with her son, Patrick Consing, throughout her term of supervised release.

AO 245B (Rev. AO 09/11-CAN 03/14) Judgment in Criminal Case

DEFENDANT: Edna Calauastro  
CASE NUMBER: CR-12-00054-003 JSW

Judgment - Page 5 of 6

**CRIMINAL MONETARY PENALTIES**

The defendant must pay the total criminal monetary penalties under the schedule of payments.

	<u>Assessment</u>	<u>Fine</u>	<u>Restitution</u>
<b>TOTALS</b>	\$ 1,200	Waived	\$ 1,577,426

- The determination of restitution is deferred until \_\_\_\_\_. An *Amended Judgment in a Criminal Case* (AO 245C) will be entered after such determination.
- The defendant must make restitution (including community restitution) to the following payees in the amount listed below.

If the defendant makes a partial payment, each payee shall receive an approximately proportioned payment, unless specified otherwise in the priority order or percentage payment column below. However, pursuant to 18 U.S.C. § 3664(i), all nonfederal victims must be paid before the United States is paid.

Name of Payee	Total Loss*	Restitution Ordered	Priority or Percentage
Medicare; Attn: Veronica Moore; CMS, Division of Accounting; PO BOX 7520; Baltimore, MD 21207-0520	\$2,829,987	\$1,577,426	
<b>TOTALS</b>	<b>\$ 2,829,987.00</b>	<b>\$1,577,426.00</b>	

- Restitution amount ordered pursuant to plea agreement \$ 1,577,426
- The defendant must pay interest on restitution and a fine of more than \$2,500, unless the restitution or fine is paid in full before the fifteenth day after the date of the judgment, pursuant to 18 U.S.C. § 3612(f). All of the payment options on Sheet 6 may be subject to penalties for delinquency and default, pursuant to 18 U.S.C. § 3612(g).
- The court determined that the defendant does not have the ability to pay interest and it is ordered that:
  - the interest requirement is waived for the fine/restitution.
  - the interest requirement is waived for the fine/restitution is modified as follows:

\* Findings for the total amount of losses are required under Chapters 109A, 110, 110A, and 113A of Title 18 for offenses committed on or after September 13, 1994, but before April 23, 1996.

AO 245B (Rev. AO 09/11-CAN 03/14) Judgment in Criminal Case

DEFENDANT: Edna Calastro  
CASE NUMBER: CR-12-00054-003 JSW

Judgment - Page 6 of 6

**SCHEDULE OF PAYMENTS**

Having assessed the defendant's ability to pay, payment of the total criminal monetary penalties is due as follows\*:

- A  Lump sum payment of \$1,578,626 due immediately, balance due
  - not later than \_\_\_\_\_, or
  - in accordance with  C,  D, or  E, and/or  F below); or
- B  Payment to begin immediately (may be combined with  C,  D, or  F below); or
- C  Payment in equal \_\_\_\_\_ (e.g., weekly, monthly, quarterly) installments of \_\_\_\_\_ over a period of \_\_\_\_\_ (e.g., months or years), to commence \_\_\_\_\_ (e.g., 30 or 60 days) after the date of this judgment; or
- D  Payment in equal \_\_\_\_\_ (e.g., weekly, monthly, quarterly) installments of \_\_\_\_\_ over a period of \_\_\_\_\_ (e.g., months or years), to commence \_\_\_\_\_ (e.g., 30 or 60 days) after release from imprisonment to a term of supervision; or
- E  Payment during the term of supervised release will commence within \_\_\_\_\_ (e.g., 30 or 60 days) after release from imprisonment. The court will set the payment plan based on an assessment of the defendant's ability to pay at that time; or
- F  Special instructions regarding the payment of criminal monetary penalties:  
Criminal monetary payments shall be made to the Clerk of U.S. District Court, 450 Golden Gate Ave., Box 36060, San Francisco, CA 94102, at a rate not less than \$100 per month or at least 10 percent of earnings, whichever is greater, to commence no later than 60 days from placement on supervision. Any established payment plan does not preclude enforcement efforts by the US Attorney's Office if the defendant has the ability to pay more than the minimum due. The defendant's restitution and forfeiture obligations shall be paid jointly and severally with Adebola Adebimpe, Patrick Sogbein, Mele Saavedra, and Eduardo Abad.

Unless the court has expressly ordered otherwise, if this judgment imposes imprisonment, payment of criminal monetary penalties is due during imprisonment. All criminal monetary penalties, except those payments made through the Federal Bureau of Prisons' Inmate Financial Responsibility Program, are made to the clerk of the court.

The defendant shall receive credit for all payments previously made toward any criminal monetary penalties imposed.

Joint and Several

Case Number Defendant and Co-Defendant Names (including defendant number)	Total Amount	Joint and Several Amount	Corresponding Payee, if appropriate
12CR00054-002/Adebola Adebimpe	\$1,019,937	\$1,019,937	Medicare
12CR00054-001/Patrick Sogbein	\$1,577,426	\$1,577,426	Medicare
12CR00054-004/Eduardo Abad	\$100,000	\$100,000	Medicare
12CR00054-005/Mele Saavedra	\$275,338	\$275,338	Medicare

- The defendant shall pay the cost of prosecution.
- The defendant shall pay the following court cost(s): \_\_\_\_\_
- The defendant shall forfeit the defendant's interest in the following property to the United States: \$1,577,426, which will be joint and several with the co-defendants.
- The Court gives notice that this case involves other defendants who may be held jointly and severally liable for payment of all or part of the restitution ordered herein and may order such payment in the future, but such future orders do not affect the defendant's responsibility for the full amount of the restitution ordered.

\* Payments shall be applied in the following order: (1) assessment, (2) restitution principal, (3) restitution interest, (4) fine principal, (5) fine interest, (6) community restitution, (7) penalties, and (8) costs, including cost of prosecution and court costs.

CLOSED,E-Filing

**U.S. District Court**  
**California Northern District (Oakland)**  
**CRIMINAL DOCKET FOR CASE #: 4:12-cr-00054-JSW-3**

Case title: USA v. Sogbein et al

Date Filed: 01/27/2012

Date Terminated: 08/19/2014

Assigned to: Hon. Jeffrey S. White

**Defendant (3)****Edna Calauastro***TERMINATED: 08/19/2014*represented by **Brian Allen Newman**

Law Offices of Brian A. Newman

Post Office Box 987

Hermosa Beach

Hermosa Beach, CA 90254

424-275-4014

Fax: 424-275-4015

Email: [jjnewbee@sbcglobal.net](mailto:jjnewbee@sbcglobal.net)*LEAD ATTORNEY**ATTORNEY TO BE NOTICED**Designation: Retained***Edward J. Hu**

Office of the Federal Public Defender

450 Golden Gate Ave.

San Francisco, CA 94102

415-436-7700

Fax: 415-436-7706

Email: [edward\\_hu@fd.org](mailto:edward_hu@fd.org)*TERMINATED: 04/05/2013**LEAD ATTORNEY***Shawn Halbert**

Federal Public Defender

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San Francisco, CA 94102

(415) 436-7700

Fax: (415) 436-7706

Email: [shawn@shawnhalbertlaw.com](mailto:shawn@shawnhalbertlaw.com)*TERMINATED: 09/28/2012**Designation: Public Defender or**Community Defender Appointment*

**Pending Counts**

18:1349 and 2 Conspiracy to commit health care fraud

(1s)

18:371 and 2 Conspiracy to solicit and receive kickbacks involving federal health care program

(2s)

18:1347 and 2 Health care fraud and aiding and abetting

(3s)

18:1347 and 2: Health care fraud and Aiding and abetting

(4s)

18:1347 and 2 Health care fraud and aiding and abetting

(5s-12s)

**Disposition**

time served; 3 years supervised release; \$100 special assessment; \$1,577,426.00 restitution joint and several

time served; 3 years supervised release to run concurrent to term imposed in Count 1s; \$100 special assessment

time served; 3 years supervised release to run concurrent to term imposed in Counts 1s, 2s; \$100 special assessment

time served; 3 years supervised release to run concurrent to term imposed in Counts 1s, 2s, 3s; \$100 special assessment

time served; 3 years supervised release to run concurrent to term imposed in Counts 1s-4s; \$800 special assessment

**Highest Offense Level (Opening)**

Felony

**Terminated Counts**

18:1349 Conspiracy to commit health care fraud

(1)

18:1347 and 2 Health care fraud and aiding and abetting

(2-11)

**Disposition**

dismissed, superseding indictment filed

dismissed, superseding indictment filed

**Highest Offense Level (Terminated)**

Felony

**Complaints**

None

**Disposition****Plaintiff**

USA

represented by **Laurie Kloster Gray**  
U.S. Attorney's Office  
450 Golden Gate Ave.  
San Francisco, CA 94102

(415) 436-6557  
Fax: (415) 436-7234  
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**TERMINATED: 09/12/2016**  
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 Orrick Herrington & Sutcliffe  
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 415-773-5700  
 Fax: 415-773-5759  
 Email: rluskey@orrick.com  
 TERMINATED: 01/20/2015  
 Designation: Assistant US Attorney

Date Filed	#	Docket Text
01/27/2012	<u>1</u>	INDICTMENT as to Patrick Adebowale Sogbein (1) count(s) 1, 2-11, Adebola Adefunke Adebimpe (2) count(s) 1, 2-11, Edna Calaustro (3) count(s) 1, 2-11, Eduardo Abad (4) count(s) 1, 3-4, 9-11, Mele Saavedra (5) count(s) 1, 2, 5-8. (lskS, COURT STAFF) (Filed on 1/27/2012) (lsk, COURT STAFF). (Additional attachment(s) added on 2/16/2012: # <u>1</u> cvrsheet) (lsk, COURT STAFF). (Entered: 01/27/2012)
01/27/2012	<u>2</u>	Order to Seal Case as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calaustro, Eduardo Abad, Mele Saavedra. Signed by Judge Magistrate Judge Jacqueline Scott Corley on Jan. 27, 2012. (lskS, COURT STAFF) (Filed on 1/27/2012) (lsk, COURT STAFF). (Entered: 01/27/2012)
01/27/2012		CASE DESIGNATED for Electronic Filing. (lskS, COURT STAFF) (Filed on 1/27/2012) (Entered: 02/16/2012)
02/09/2012	<u>4</u>	Minute Entry for proceedings held before Judge Magistrate Judge Maria-Elena James:Detention Hearing as to Edna Calaustro held on 2/9/2012, Arraignment as to Edna Calaustro (3) Count 1,2-11 held on 2/9/2012,plead not guilty, Initial Appearance as to Edna Calaustro held on 2/9/2012, Shawn Halbert AFPD. Detention Hearing set for 2/10/2012 01:30 PM in Courtroom B, 15th Floor, San Francisco before Magistrate Judge Maria-Elena James. (Recording #2:35-2:56.) (lskS, COURT STAFF) (Filed on 2/9/2012) Modified on 2/10/2012 (lskS, COURT STAFF). (lsk, COURT STAFF). (Entered: 02/10/2012)
02/09/2012	<u>5</u>	ORDER Setting Conditions of Release as to Edna Calaustro (3) unsecured \$100,000.00. Signed by Judge Magistrate Judge Maria-Elena James on 2/9/12. (lskS, COURT STAFF) (Filed on 2/9/2012) (lsk, COURT STAFF). (Entered: 02/10/2012)
02/09/2012		Attorney update in case as to Edna Calaustro. Attorney Shawn Halbert for Edna Calaustro added. (lskS, COURT STAFF) (Filed on 2/9/2012) (Entered: 02/10/2012)
02/10/2012	<u>7</u>	Minute Entry for proceedings held before Judge Magistrate Judge Maria-Elena James:Bond Hearing as to Edna Calaustro held on 2/10/2012 Status Conference set for 3/15/2012 02:00 PM in Courtroom 11, 19th Floor, San Francisco before Hon. Jeffrey S. White. Court grants government motion to

		unseal case. (Recording #1:59-2:02.) (lks, COURT STAFF) (Filed on 2/10/2012) (lks, COURT STAFF). (Entered: 02/13/2012)
02/10/2012	<u>8</u>	ORDER Setting Conditions of Release as to Edna Calauastro (3) Supplemental. Signed by Judge Magistrate Judge Maria-Elena James on 2/10/12. (lks, COURT STAFF) (Filed on 2/10/2012) (lks, COURT STAFF). (Entered: 02/13/2012)
02/16/2012	<u>24</u>	NOTICE <i>RE STATUS OF DEFENDANTS SOGBEIN AND ADEBIMPE</i> by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calauastro, Eduardo Abad, Mele Saavedra (Barton, Denise) (Filed on 2/16/2012) (Entered: 02/16/2012)
02/29/2012	<u>32</u>	NOTICE <i>RE STATUS OF DEFENDANTS SOGBEIN AND ADEBIMPE</i> by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calauastro, Eduardo Abad, Mele Saavedra (Barton, Denise) (Filed on 2/29/2012) (Entered: 02/29/2012)
03/12/2012	<u>48</u>	STATUS REPORT <i>STATEMENT RE: CURRENT CASE STATUS BY THE UNITED STATES</i> by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calauastro, Eduardo Abad, Mele Saavedra (Barton, Denise) (Filed on 3/12/2012) (Entered: 03/12/2012)
03/15/2012	<u>49</u>	STIPULATION AND <i>[PROPOSED] PROTECTIVE ORDER RE: DISCOVERY OF MEDICAL, FINANCIAL, TAX, AND PERSONAL IDENTITY INFORMATION</i> by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calauastro, Eduardo Abad, Mele Saavedra (Barton, Denise) (Filed on 3/15/2012) (Entered: 03/15/2012)
03/15/2012	<u>50</u>	Minute Entry for proceedings held before Judge Hon. Jeffrey S. White: Status Conference as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calauastro, Eduardo Abad, Mele Saavedra held on 3/15/2012, Tagalog Interpreter Needed in case as to Eduardo Abad, Mele Saavedra Status Report due by 4/26/2012. Status Conference set for 5/3/2012 02:00 PM in Courtroom 11, 19th Floor, San Francisco before Hon. Jeffrey S. White. (Court Reporter Connie Kuhl.) (jjoS, COURT STAFF) (Filed on 3/15/2012) (Entered: 03/15/2012)
03/16/2012	<u>51</u>	STIPULATED PROTECTIVE ORDER as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calauastro, Eduardo Abad, Mele Saavedra. Signed by Judge Hon. Jeffrey S. White on 3/16/12. (jjoS, COURT STAFF) (Filed on 3/16/2012) (Entered: 03/16/2012)
03/21/2012	<u>52</u>	STIPULATION AND <i>[PROPOSED] EXCLUDING TIME UNDER THE SPEEDY TRIAL ACT FROM MARCH 15, 2012 THROUGH MAY 3, 2012</i> by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calauastro, Eduardo Abad, Mele Saavedra (Barton, Denise) (Filed on 3/21/2012) (Entered: 03/21/2012)
03/21/2012	<u>53</u>	ORDER GRANTING <u>52</u> Stipulation to Exclude Time. Signed by Judge Hon. Jeffrey S. White on March 21, 2012. (jswlc3, COURT STAFF) (Filed on 3/21/2012) (Entered: 03/21/2012)

04/26/2012	<u>67</u>	MEMORANDUM <i>JOINT STATUS</i> by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calaustro, Eduardo Abad, Mele Saavedra (Barton, Denise) (Filed on 4/26/2012) (Entered: 04/26/2012)
05/01/2012	<u>70</u>	MOTION to Amend/Correct <i>MOTION FOR RECONSIDERATION AND MODIFICATION OF APRIL 27, 2012 ORDER BY THE HONORABLE NATHANAEL M. COUSINS</i> by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calaustro, Eduardo Abad, Mele Saavedra. (Barton, Denise) (Filed on 5/1/2012) (Entered: 05/01/2012)
05/04/2012	<u>71</u>	Minute Entry for proceedings held before Judge Hon. Jeffrey S. White: Status Conference as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calaustro, Eduardo Abad, Mele Saavedra held on 5/4/2012, Tagalog Interpreter Needed in case as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calaustro, Eduardo Abad, Mele Saavedra Status Report due by 7/16/2012. Status Conference set for 7/19/2012 02:00 PM in Courtroom 11, 19th Floor, San Francisco before Hon. Jeffrey S. White. (Court Reporter Christine Triska.) (jjoS, COURT STAFF) (Filed on 5/4/2012) (Entered: 05/04/2012)
05/04/2012		Interpreter No Longer Needed in case as to Edna Calaustro (jjoS, COURT STAFF) (Filed on 5/4/2012) (Entered: 05/04/2012)
05/09/2012	<u>72</u>	STIPULATION AND <i>[PROPOSED] ORDER EXCLUDING TIME UNDER THE SPEEDY TRIAL ACT FROM MAY 3, 2012 TO JULY 19, 2012</i> by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calaustro, Eduardo Abad, Mele Saavedra (Barton, Denise) (Filed on 5/9/2012) (Entered: 05/09/2012)
05/10/2012	<u>73</u>	ORDER as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calaustro, Eduardo Abad, Mele Saavedra GRANTING <u>72</u> Stipulation EXCLUDING TIME UNDER THE SPEEDY TRIAL ACT FROM MAY 3, 2012 TO JULY 19, 2012. Signed by Judge Hon. Jeffrey S. White on 5/10/12. (jjoS, COURT STAFF) (Filed on 5/10/2012) (Entered: 05/10/2012)
05/18/2012	<u>75</u>	Warrant Returned Executed on 2/9/12. as to Edna Calaustro. (lsk, COURT STAFF) (Filed on 5/18/2012) (Entered: 05/21/2012)
07/09/2012	<u>77</u>	STIPULATION AND <i>[PROPOSED] ORDER PERMITTING DEFENDANT TO TRAVEL OUT OF DISTRICT FROM JULY 26, 2012 TO JULY 29, 2012</i> by Edna Calaustro (Halbert, Shawn) (Filed on 7/9/2012) (Entered: 07/09/2012)
07/10/2012	<u>78</u>	ORDER PERMITTING TRAVEL as to Edna Calaustro re <u>77</u> Stipulation filed by Edna Calaustro. Signed by Magistrate Judge Maria-Elena James on 7/10/2012. (rmm2, COURT STAFF) (Filed on 7/10/2012) (Entered: 07/10/2012)
07/16/2012	<u>79</u>	STATUS REPORT <i>JOINT STATUS MEMORANDUM</i> by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calaustro, Eduardo Abad, Mele Saavedra (Barton, Denise) (Filed on 7/16/2012) (Entered: 07/16/2012)
07/19/2012	<u>80</u>	

		Minute Entry for proceedings held before Judge Hon. Jeffrey S. White:Status Conference as to Patrick Adebawale Sogbein, Adebola Adefunke Adebimpe, Edna Calaustro, Eduardo Abad, Mele Saavedra held on 7/19/2012 Further Status Conference set for 8/30/2012 02:00 PM in Courtroom 12, 19th Floor, San Francisco before Hon. Jeffrey S. White. (Court Reporter Connie Kuhl.) (jjoS, COURT STAFF) (Filed on 7/19/2012) (Entered: 07/19/2012)
07/20/2012	<u>81</u>	STIPULATION AND [PROPOSED] ORDER EXCLUDING TIME UNDER THE SPEEDY TRIAL ACT FROM JULY 19, 2012 TO AUGUST 30, 2012 by USA as to Patrick Adebawale Sogbein, Adebola Adefunke Adebimpe, Edna Calaustro, Eduardo Abad, Mele Saavedra (Barton, Denise) (Filed on 7/20/2012) (Entered: 07/20/2012)
07/20/2012	<u>82</u>	ORDER GRANTING <u>81</u> Stipulation to Exclude Time. Signed by Judge Hon. Jeffrey S. White on July 20, 2012. (jswlc3, COURT STAFF) (Filed on 7/20/2012) (Entered: 07/20/2012)
08/30/2012	<u>84</u>	*** Document removed - see order <u>91</u> ***</br> (Filed on 8/30/2012) Modified on 8/30/2012 (fff, COURT STAFF). (Additional attachment(s) added on 9/21/2012: # <u>1</u> placeholder) (lsk, COURT STAFF). Modified on 9/21/2012 (lskS, COURT STAFF). (Entered: 08/30/2012)
08/30/2012	<u>85</u>	NOTICE DECLARATION OF DENISE MARIE BARTON IN RESPONSE TO LETTER AND DECLARATION DATED AUGUST 29, 2012 by USA as to Patrick Adebawale Sogbein, Adebola Adefunke Adebimpe, Edna Calaustro, Eduardo Abad, Mele Saavedra (Barton, Denise) (Filed on 8/30/2012) (Entered: 08/30/2012)
08/30/2012	<u>86</u>	Minute Entry for proceedings held before Judge Hon. Jeffrey S. White:Status Conference as to Patrick Adebawale Sogbein, Adebola Adefunke Adebimpe, Edna Calaustro, Eduardo Abad, Mele Saavedra held on 8/30/2012. Motion Briefing (Round One): Defense to file by 9/27/2012. Replies due by 10/18/2012. Responses due by 10/11/2012. Motion Hearing set for 11/8/2012 02:00 PM in Courtroom 11, 19th Floor, San Francisco before Hon. Jeffrey S. White. Motion Briefing (Round Two): Defense to file by 1/17/2013. Responses due by 1/31/2013. Replies due by 2/7/2013. Motion Hearing set for 2/21/2013 02:00 PM in Courtroom 11, 19th Floor, San Francisco before Hon. Jeffrey S. White. (Court Reporter Sahar Bartlett.) (tIS, COURT STAFF) (Filed on 8/30/2012) (Entered: 08/30/2012)
09/20/2012	<u>89</u>	STIPULATION AND [PROPOSED] ORDER EXCLUDING TIME UNDER THE SPEEDY TRIAL ACT FROM AUGUST 30, 2012 TO SEPTEMBER 27, 2012 by USA as to Patrick Adebawale Sogbein, Adebola Adefunke Adebimpe, Edna Calaustro, Eduardo Abad, Mele Saavedra (Barton, Denise) (Filed on 9/20/2012) (Entered: 09/20/2012)
09/20/2012	<u>90</u>	Proposed Order by USA as to Patrick Adebawale Sogbein, Adebola Adefunke Adebimpe, Edna Calaustro, Eduardo Abad, Mele Saavedra UNOPPOSED MOTION AND [PROPOSED] ORDER TO REMOVE FILING AT DOCKET NO. 84 FROM ECF (Barton, Denise) (Filed on 9/20/2012) (Entered: 09/20/2012)

09/20/2012	<u>91</u>	ORDER GRANTING <u>90</u> Unopposed Motion to Remove Filing at Docket No. 84 from ECF. Signed by Judge Hon. Jeffrey S. White on September 20, 2012. (jswlc3, COURT STAFF) (Filed on 9/20/2012) (Entered: 09/20/2012)
09/20/2012	<u>92</u>	ORDER GRANTING <u>89</u> Stipulation to Exclude Time. Signed by Judge Hon. Jeffrey S. White on September 20, 2012. (jswlc3, COURT STAFF) (Filed on 9/20/2012) (Entered: 09/20/2012)
09/25/2012	<u>93</u>	Sealed Document as to Edna Calauastro (lsk, COURT STAFF) (Filed on 9/25/2012) (Entered: 09/25/2012)
09/25/2012	<u>94</u>	Sealed Document as to Edna Calauastro (lsk, COURT STAFF) (Filed on 9/25/2012) (Entered: 09/25/2012)
09/26/2012	<u>95</u>	STIPULATION AND [PROPOSED] ORDER CHANGING DEFENDANTS FILING DATE FOR FIRST ROUND MOTIONS FROM SEPTEMBER 27, 2012 TO OCTOBER 4, 2012 by Edna Calauastro (Halbert, Shawn) (Filed on 9/26/2012) (Entered: 09/26/2012)
09/27/2012	<u>96</u>	ORDER as to Edna Calauastro GRANTING <u>95</u> Stipulation CHANGING DEFENDANTS FILING DATE FOR FIRST ROUND MOTIONS FROM SEPTEMBER 27, 2012 TO OCTOBER 4, 2012. Replies due by 10/18/2012. Responses due by 10/15/2012.. Signed by Judge Hon. Jeffrey S. White on 9/27/12. (jjoS, COURT STAFF) (Filed on 9/27/2012) (Entered: 09/27/2012)
09/27/2012	<u>98</u>	MOTION to Dismiss <i>And In The Alternative</i> , MOTION for Bill of Particulars by Adebola Adefunke Adebimpe as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calauastro, Eduardo Abad, Mele Saavedra. Motion Hearing set for 11/8/2012 02:00 PM in Courtroom 11, 19th Floor, San Francisco before Hon. Jeffrey S. White. (Giacinti, Nicole) (Filed on 9/27/2012) (Entered: 09/27/2012)
09/28/2012	<u>105</u>	NOTICE OF ATTORNEY APPEARANCE: Edward J. Hu appearing for Edna Calauastro <i>DEFENDANT'S NOTICE OF APPEARANCE AS COUNSEL</i> (Hu, Edward) (Filed on 9/28/2012) (Entered: 09/28/2012)
10/01/2012		Set/Reset Hearing as to Edna Calauastro: Motion Hearing Placeholder set for 11/8/2012 02:00 PM in Courtroom 11, 19th Floor, San Francisco before Hon. Jeffrey S. White. (jjoS, COURT STAFF) (Filed on 10/1/2012) (Entered: 10/01/2012)
10/04/2012	<u>114</u>	First MOTION to Sever Defendant by Edna Calauastro. Motion Hearing set for 11/8/2012 02:00 PM in Courtroom 11, 19th Floor, San Francisco before Hon. Jeffrey S. White. (Attachments: # <u>1</u> Exhibit ROI of E. Abad & M. Saavedra, # <u>2</u> Exhibit ROI of M. Saavedra)(Hu, Edward) (Filed on 10/4/2012) (Entered: 10/04/2012)
10/04/2012	<u>115</u>	Joinder in <i>Motions for 404(b) Evid., Trial Evid., and Brady/Giglio/Kyles &amp; Jencks Act Disclosures</i> (Hu, Edward) (Filed on 10/4/2012) (Entered: 10/04/2012)
10/04/2012	<u>116</u>	First MOTION for Bill of Particulars by Edna Calauastro. Motion Hearing set for 11/8/2012 02:00 PM in Courtroom 11, 19th Floor, San Francisco before

		Hon. Jeffrey S. White. (Hu, Edward) (Filed on 10/4/2012) (Entered: 10/04/2012)
10/11/2012	<u>123</u>	Declaration by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calaustro, Eduardo Abad, Mele Saavedra <i>DECLARATION OF DENISE MARIE BARTON SUBMITTED IN SUPPORT OF MEMORANDUM IN OPPOSITION FILED OCTOBER 11, 2012</i> (Attachments: # <u>1</u> Exhibit A thru D)(Barton, Denise) (Filed on 10/11/2012) (Entered: 10/11/2012)
10/11/2012	<u>124</u>	Memorandum in Opposition by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calaustro, Eduardo Abad, Mele Saavedra <i>TO DEFENDANT SOGBEIN'S REQUEST FOR NOTICE OF THE GOVERNMENT'S INTENT TO USE TRIAL EVIDENCE ACCORDING TO RULE 12 Dkt No. [ 103]</i> (Barton, Denise) (Filed on 10/11/2012) Modified on 10/12/2012 (lsk, COURT STAFF). (Entered: 10/11/2012)
10/11/2012	<u>125</u>	Memorandum in Opposition by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calaustro, Eduardo Abad, Mele Saavedra <i>TO DEFENDANT SOBEIN'S REQUEST FOR NOTICE OF THE GOVERNMENT'S INTENT TO USE DISCLOSURE OF EVIDENCE ACCORDING TO RULE 404(b) (Dkt No. 104)</i> (Barton, Denise) (Filed on 10/11/2012) (Entered: 10/11/2012)
10/11/2012	<u>126</u>	Memorandum in Opposition by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calaustro, Eduardo Abad, Mele Saavedra <i>MEMORANDUM IN OPPOSITION TO DEFENDANT SOGBEIN'S MOTION FOR BRADY, GIGLIO, KYLES, &amp; JENCKS DISCLOSURES (Dkt No. 101)</i> (Barton, Denise) (Filed on 10/11/2012) (Entered: 10/11/2012)
10/11/2012	<u>127</u>	Memorandum in Opposition by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calaustro, Eduardo Abad, Mele Saavedra <i>MEMORANDUM IN OPPOSITION TO DEFENDANT SOGBEIN'S MOTION TO SEVER DEFENDANT'S FOR TRIAL PURSUANT TO BRUTON CONCERNS (DKT. NO 99)</i> (Barton, Denise) (Filed on 10/11/2012) (Entered: 10/11/2012)
10/12/2012	<u>129</u>	<b>*** FILED IN ERROR. REFER TO DOCUMENT <u>131</u> . ***</b> Memorandum in Opposition by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calaustro, Eduardo Abad, Mele Saavedra <i>MEMORANDUM IN OPPOSITION TO (1) DEFENDANT ADEBIMPES MOTION TO DISMISS OR IN THE ALTERNATIVE FOR BILL OF PARTICULARS (DKT NO. 98) AND (2) DEFENDANT SOGBEIN'S JOINDER IN MOTIONS TO DISMISS OR FOR A BILL OF PARTICULARS (DKT NO. 100)</i> (Barton, Denise) (Filed on 10/12/2012) Modified on 10/16/2012 (fff, COURT STAFF). (Entered: 10/12/2012)
10/12/2012	<u>130</u>	Declaration by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calaustro, Eduardo Abad, Mele Saavedra <i>FIRST SUPPLEMENTAL DECLARATION OF DENISE MARIE BARTON SUBMITTED IN SUPPORT OF MEMORANDUM IN OPPOSITION FILED</i>

		<i>OCTOBER 12, 2012</i> (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit)(Barton, Denise) (Filed on 10/12/2012) (Entered: 10/12/2012)
10/15/2012	<u>131</u>	Memorandum In Opposition <i>CORRECTION OF DOCKET # 129 . (1) DEFENDANT ADEBIMPES MOTION TO DISMISS OR IN THE ALTERNATIVE FOR BILL OF PARTICULARS (DKT NO. 98) AND (2) DEFENDANT SOGBEINS JOINDER IN MOTIONS TO DISMISS OR FOR A BILL OF PARTICULARS (DKT NO. 100)</i> by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calauastro, Eduardo Abad, Mele Saavedra (Barton, Denise) (Filed on 10/15/2012) (Entered: 10/15/2012)
10/15/2012	<u>132</u>	Memorandum In Opposition <i>TO DEFENDANT CALAUSTROS OMNIBUS JOINDER IN MOTIONS FOR NOTICE OF GOVERNMENTS INTENT TO USE AND DISCLOSURE OF (1) EVIDENCE UNDER FRE 404(B), (2) TRIAL EVIDENCE UNDER FED. R. CR. P. RULE 12, AND (3) BRADY, GIGLIO, KYLE, AND JENCKS (DKT NO. 115)</i> by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calauastro, Eduardo Abad, Mele Saavedra (Barton, Denise) (Filed on 10/15/2012) (Entered: 10/15/2012)
10/15/2012	<u>133</u>	Memorandum In Opposition <i>MEMORANDUM IN OPPOSITION TO DEFENDANT CALAUSTROS MOTION FOR SEVERANCE</i> by USA as to Edna Calauastro (Barton, Denise) (Filed on 10/15/2012) (Entered: 10/15/2012)
10/16/2012	<u>134</u>	Memorandum in Opposition by USA as to Edna Calauastro <i>MEMORANDUM IN OPPOSITION TO DEFENDANT CALAUSTROS JOINDER AND MOTION FOR BILL OF PARTICULARS</i> (Barton, Denise) (Filed on 10/16/2012) (Entered: 10/16/2012)
10/16/2012	<u>135</u>	Declaration by USA as to Edna Calauastro <i>SECOND SUPPLEMENTAL DECLARATION OF DENISE MARIE BARTON SUBMITTED IN SUPPORT OF MEMORANDUM IN OPPOSITION FILED OCTOBER 15, 2012</i> (Attachments: # <u>1</u> Exhibit G-H, # <u>2</u> Exhibit I, # <u>3</u> Exhibit J)(Barton, Denise) (Filed on 10/16/2012) (Entered: 10/16/2012)
10/18/2012	<u>136</u>	REPLY TO RESPONSE to Motion by Adebola Adefunke Adebimpe as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calauastro, Eduardo Abad, Mele Saavedra <i>Reply to Government's Opposition to Motion to Dismiss</i> (Giacinti, Nicole) (Filed on 10/18/2012) (Entered: 10/18/2012)
10/18/2012	<u>139</u>	REPLY TO RESPONSE to Motion by Edna Calauastro ( <i>re Bill of Particulars</i> ) (Hu, Edward) (Filed on 10/18/2012) (Entered: 10/18/2012)
10/18/2012	<u>140</u>	REPLY TO RESPONSE to Motion by Edna Calauastro re <u>133</u> Memorandum In Opposition, <u>114</u> First MOTION to Sever Defendant (Attachments: # <u>1</u> Exhibit A-C)(Hu, Edward) (Filed on 10/18/2012) (Entered: 10/18/2012)
10/26/2012	<u>143</u>	ORDER RESOLVING: 103 Request for Notice of the Government's Intent to Use Trial Evidence, 104 Notice of the Government's Intent and Disclosure of Evidence According to Rule 404(b), and 101 Motion for Brady, Giglio, Kyles & Jencks Disclosures, and Joinders [108, 115] therein.Signed by Judge Hon. Jeffrey S. White on October 26, 2012. (jswlc3, COURT STAFF) (Filed on 10/26/2012) (Entered: 10/26/2012)

10/26/2012	<u>144</u>	ORDER DEFERRING RULINGS ON 99 , 108 , <u>114</u> Motions to Sever. Signed by Judge Hon. Jeffrey S. White on October 26, 2012. (jswlc3, COURT STAFF) (Filed on 10/26/2012) (Entered: 10/26/2012)
10/29/2012	<u>145</u>	ORDER DENYING <u>98</u> , 100 , 108 , and <u>116</u> Motions to Dismiss and Motions for Bills of Particulars, and Joinders. Signed by Judge Hon. Jeffrey S. White on October 29, 2012. (jswlc3, COURT STAFF) (Filed on 10/29/2012) (Entered: 10/29/2012)
10/29/2012		Set/Reset Hearing Per <u>145</u> Order. Status Conference set for 11/8/2012 02:00 PM in Courtroom 11, 19th Floor, San Francisco before Hon. Jeffrey S. White. (jswlc3, COURT STAFF) (Filed on 10/29/2012) (Entered: 10/29/2012)
11/08/2012	<u>146</u>	Minute Entry for proceedings held before Judge Hon. Jeffrey S. White: Status Conference as to Patrick Adebawale Sogbein, Adebola Adefunke Adebimpe, Edna Calauastro, Eduardo Abad, Mele Saavedra held on 11/8/2012 (Court Reporter Kathy Sullivan.) (jjoS, COURT STAFF) (Filed on 11/8/2012) (Entered: 11/08/2012)
12/04/2012	<u>147</u>	STIPULATION <i>to Permit Holiday Travel</i> by Edna Calauastro (Hu, Edward) (Filed on 12/4/2012) (Entered: 12/04/2012)
12/04/2012	<u>148</u>	STIPULATION AND ORDER as to Edna Calauastro <u>147</u> Stipulation filed by Edna Calauastro. Signed by Chief Magistrate Judge Maria-Elena James on 12/4/2012. (rmm2S, COURT STAFF) (Filed on 12/4/2012) (Entered: 12/04/2012)
01/10/2013	<u>154</u>	STIPULATION <i>and [PROPOSED] ORDER</i> by Patrick Adebawale Sogbein as to Patrick Adebawale Sogbein, Adebola Adefunke Adebimpe, Edna Calauastro, Eduardo Abad, Mele Saavedra (Gruel, Steven) (Filed on 1/10/2013) (Entered: 01/10/2013)
01/14/2013	<u>155</u>	ORDER as to Patrick Adebawale Sogbein, Ad ebola Adefunke Adebimpe, Edna Calauastro, Eduardo Abad, Mele Saavedra GRANTING AS MODIFIED <u>154</u> Stipulation for Extension of Time re: Second Round of Defensen Motions Responses due by 2/21/2013. Replies due by 2/28/2013. Motion Hearing set for 3/21/2013 02:00 PM in Courtroom 11, 19th Floor, San Francisco before Hon. Jeffrey S. White.. Signed by Judge Hon. Jeffrey S. White on 1/14/13. (jjoS, COURT STAFF) (Filed on 1/14/2013) (Entered: 01/14/2013)
02/07/2013	<u>158</u>	Joinder <i>In Defendant Sogbein's Motions</i> by Adebola Adefunke Adebimpe (Giacinti, Nicole) (Filed on 2/7/2013) (Entered: 02/07/2013)
02/07/2013	<u>159</u>	MOTION to Suppress <i>and for a Franks Hearing</i> by Edna Calauastro. Motion Hearing set for 3/21/2013 02:00 PM before Hon. Jeffrey S. White. (Attachments: # <u>1</u> *** <b>ATTACHMENT FILED IN ERROR WITH CONFIDENTIAL INFORMATION. DOCUMENT LOCKED. DOCUMENT TO BE REFILED LATER.</b> *** Declaration and Exhibits)(Hu, Edward) (Filed on 2/7/2013) Modified on 3/7/2013 (fff, COURT STAFF). (Entered: 02/07/2013)
02/20/2013	<u>166</u>	MOTION for Leave to File <i>UNITED STATES MOTION FOR LEAVE TO FILE BRIEF IN EXCESS OF TWENTY FIVE PAGE LIMIT AND [PROPOSED]</i>

		<i>ORDER</i> by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calauastro. (Barton, Denise) (Filed on 2/20/2013) (Entered: 02/20/2013)
02/21/2013	<u>168</u>	MOTION to Seal <i>UNOPPOSED MOTION TO FILE UNREDACTED EXHIBITS UNDER SEAL AND [PROPOSED] ORDER</i> by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calauastro, Eduardo Abad, Mele Saavedra. (Barton, Denise) (Filed on 2/21/2013) (Entered: 02/21/2013)
02/21/2013	<u>169</u>	Declaration of AUSA Denise M. Barton by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calauastro, Eduardo Abad, Mele Saavedra <i>DECLARATION OF DENISE MARIE BARTON SUBMITTED IN SUPPORT OF MEMORANDA IN OPPOSITION FILED FEBRUARY 21, 2013</i> (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5)(Barton, Denise) (Filed on 2/21/2013) (Entered: 02/21/2013)
02/21/2013	<u>170</u>	Declaration of Special Agent Elizabeth J. Hadley by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calauastro, Eduardo Abad, Mele Saavedra (Barton, Denise) (Filed on 2/21/2013) (Entered: 02/21/2013)
02/21/2013	<u>171</u>	Memorandum in Opposition by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calauastro <i>MEMORANDUM IN OPPOSITION TO DEFENDANT SOGBEINS MOTIONS (1) TO SUPPRESS EVIDENCE; OR (2) FOR A FRANKS HEARING; OR (3) FOR DISCLOSURE OF BRADY MATERIAL (DKT NO. 156), JOINDER BY DEFENDANTS ADEBIMPE (DKT NO. 158) AND CALAUSTRO (DKT NO. 159) IN DEFENDANT SOGBEINS MOTIONS</i> (Barton, Denise) (Filed on 2/21/2013) (Entered: 02/21/2013)
02/22/2013	<u>172</u>	Memorandum in Opposition by USA as to Edna Calauastro, Mele Saavedra <i>MEMORANDUM IN OPPOSITION TO DEFENDANT CALAUSTROS MOTION TO SUPPRESS EVIDENCE AND FOR A FRANKS MOTION (DKT NO. 159) AND DEFENDANT SAAVEDRAS PARTIAL JOINDER IN CALAUSTROS MOTION</i> (Barton, Denise) (Filed on 2/22/2013) (Entered: 02/22/2013)
02/22/2013	<u>173</u>	ORDER granting <u>168</u> Motion to Seal as to Patrick Adebowale Sogbein (1), Adebola Adefunke Adebimpe (2), Edna Calauastro (3), Eduardo Abad (4), Mele Saavedra (5). Signed by Judge Hon. Jeffrey S. White on 2/22/13. (jjoS, COURT STAFF) (Entered: 02/22/2013)
02/22/2013	<u>174</u>	Memorandum In Opposition <i>ERRATA RE: TABLE OF CONTENTS AND TABLE OF AUTHORITIES FOR PREVIOUSLY FILED MOTION DOCKET # 171</i> by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calauastro, Eduardo Abad, Mele Saavedra (Barton, Denise) (Filed on 2/22/2013) (Entered: 02/22/2013)
02/22/2013	<u>175</u>	Sealed Document as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calauastro, Eduardo Abad, Mele Saavedra (IskS, COURT STAFF) (Filed on 2/22/2013) (Entered: 02/26/2013)

02/26/2013	<u>176</u>	ORDER as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calaustro, Eduardo Abad, Mele Saavedra GRANTING AS MODIFIED <u>166</u> UNITED STATES MOTION FOR LEAVE TO FILE BRIEF IN EXCESS OF TWENTY FIVE PAGE LIMIT. Signed by Judge Hon. Jeffrey S. White on 2/26/13. (jjoS, COURT STAFF) (Filed on 2/26/2013) (Entered: 02/26/2013)
02/26/2013	<u>177</u>	ORDER GRANTING 167 Motion for Additional Time to Respond. Signed by Judge Hon. Jeffrey S. White on February 26, 2013. (jswlc3, COURT STAFF) (Entered: 02/26/2013)
02/28/2013	<u>178</u>	MOTION to Seal <i>Exhibit A to Declaration of Nicole E. Giacinti</i> by Adebola Adefunke Adebimpe as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calaustro, Eduardo Abad, Mele Saavedra. (Giacinti, Nicole) (Filed on 2/28/2013) (Entered: 02/28/2013)
02/28/2013	<u>179</u>	REPLY TO RESPONSE to Motion by Adebola Adefunke Adebimpe as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calaustro, Eduardo Abad, Mele Saavedra (Attachments: # <u>1</u> Declaration of Nicole E. Giacinti)(Giacinti, Nicole) (Filed on 2/28/2013) (Entered: 02/28/2013)
02/28/2013	<u>180</u>	REPLY TO RESPONSE to Motion by Edna Calaustro as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calaustro, Eduardo Abad, Mele Saavedra re <u>171</u> Memorandum in Opposition, <u>174</u> Memorandum In Opposition, <u>172</u> Memorandum in Opposition, (Hu, Edward) (Filed on 2/28/2013) (Entered: 02/28/2013)
03/18/2013	<u>184</u>	NOTICE OF TENTATIVE RULING AND QUESTIONS FOR HEARING. Signed by Judge Hon. Jeffrey S. White on March 18, 2013. (jswlc3, COURT STAFF) (Filed on 3/18/2013) (Entered: 03/18/2013)
03/20/2013	<u>185</u>	ORDER DIRECTING PARTIES TO MEET AND CONFER RE TRIAL DATES. Signed by Judge Hon. Jeffrey S. White on March 20, 2013. (jswlc3, COURT STAFF) (Filed on 3/20/2013) (Entered: 03/20/2013)
03/21/2013	<u>186</u>	Minute Entry for proceedings held before Judge Hon. Jeffrey S. White: Motion Hearing as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calaustro, Eduardo Abad, Mele Saavedra held on 3/21/2013 Jury Selection set for 10/28/2013 08:00 AM in Courtroom 11, 19th Floor, San Francisco before Hon. Jeffrey S. White. Jury Trial set for 10/28/2013 08:00 AM in Courtroom 11, 19th Floor, San Francisco before Hon. Jeffrey S. White. Pretrial Conference set for 10/15/2013 02:00 PM in Courtroom 11, 19th Floor, San Francisco before Hon. Jeffrey S. White. (Court Reporter Catherine Edwards.) (jjoS, COURT STAFF) (Filed on 3/21/2013) (Entered: 03/21/2013)
03/25/2013	<u>187</u>	NOTICE of Substitution of Attorney as to Edna Calaustro (Attachments: # <u>1</u> Proposed Order)(Newman, Brian) (Filed on 3/25/2013) (Entered: 03/25/2013)
03/29/2013	<u>188</u>	STIPULATION to <i>Modify Conditions of Bond</i> by Edna Calaustro (Attachments: # <u>1</u> Proposed Order)(Newman, Brian) (Filed on 3/29/2013) (Entered: 03/29/2013)
04/02/2013	<u>190</u>	ORDER ON MOTION TO SUPPRESS AND FOR FRANKS HEARING AND JOINDERS THEREIN as to Patrick Adebowale Sogbein, Adebola

		Adefunke Adebimpe, Edna Calauastro, Mele Saavedra. Signed by Judge Hon. Jeffrey S. White on 4/2/13. (jjoS, COURT STAFF) (Filed on 4/2/2013) (Entered: 04/02/2013)
04/02/2013	<u>192</u>	STIPULATION AND ORDER as to Edna Calauastro <u>188</u> Stipulation filed by Edna Calauastro. Signed by Magistrate Judge Maria-Elena James on 4/1/2013. (rmm2S, COURT STAFF) (Filed on 4/2/2013) (Entered: 04/02/2013)
04/02/2013	<u>193</u>	CLERKS NOTICE as to Edna Calauastro; I.D. of Counsel Hearing set for 4/18/2013 10:00AM in Courtroom B, 15th Floor, San Francisco before Magistrate Judge Maria-Elena James. (rmm2S, COURT STAFF) (Filed on 4/2/2013) (Entered: 04/02/2013)
04/05/2013	<u>194</u>	NOTICE OF WITHDRAWAL OF COUNSEL by Edna Calauastro re <u>187</u> Notice of Substitution of Attorney (Hu, Edward) (Filed on 4/5/2013) (Entered: 04/05/2013)
04/16/2013	<u>195</u>	<b>ORDER RE SETTLEMENT CONFERENCE as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calauastro, Eduardo Abad, Mele Saavedra. Signed by Judge Hon. Jeffrey S. White on 4/16/13. (jjoS, COURT STAFF) (Filed on 4/16/2013) (Entered: 04/16/2013)</b>
04/18/2013	<u>196</u>	Minute Entry for proceedings held before Magistrate Judge Maria-Elena James:I.D. of Counsel Hearing as to Edna Calauastro held on 4/18/2013 (Recording #FTR: 10:18-10:25.) (rmm2S, COURT STAFF) (Filed on 4/18/2013) (Entered: 04/18/2013)
04/18/2013	<u>197</u>	<b>ORDER as to Edna Calauastro re <u>196</u> I.D. of Counsel Hearing. Signed by Magistrate Judge Maria-Elena James on 4/18/2013. (rmm2S, COURT STAFF) (Filed on 4/18/2013) (Entered: 04/18/2013)</b>
05/02/2013	<u>198</u>	STATUS REPORT REGARDING SETTLEMENT CONFERENCE by Adebola Adefunke Adebimpe as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calauastro, Eduardo Abad, Mele Saavedra (Gruel, Steven) (Filed on 5/2/2013) (Entered: 05/02/2013)
05/08/2013	<u>199</u>	STIPULATION AND [PROPOSED] ORDER EXCLUDING TIME UNDER THE SPEEDY TRIAL ACT FROM NOVEMBER 8, 2012 TO JANUARY 17, 2013 by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calauastro, Eduardo Abad, Mele Saavedra (Barton, Denise) (Filed on 5/8/2013) (Entered: 05/08/2013)
05/08/2013	<u>200</u>	STIPULATION AND [PROPOSED] ORDER EXCLUDING TIME UNDER THE SPEEDY TRIAL ACT FROM APRIL 2, 2013 TO OCTOBER 1, 2013 by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calauastro, Eduardo Abad, Mele Saavedra (Barton, Denise) (Filed on 5/8/2013) (Entered: 05/08/2013)
05/08/2013	<u>201</u>	<b>ORDER as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calauastro, Eduardo Abad, Mele Saavedra GRANTING <u>200</u> Stipulation EXCLUDING TIME UNDER THE SPEEDY TRIAL ACT FROM APRIL 2, 2013 TO OCTOBER 1, 2013. Signed by Judge Hon.</b>

		Jeffrey S. White on 5/8/13. (jjoS, COURT STAFF) (Filed on 5/8/2013) (Entered: 05/08/2013)
05/08/2013	<u>202</u>	<b>ORDER as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calaustro, Eduardo Abad, Mele Saavedra GRANTING <u>199</u> Stipulation EXCLUDING TIME UNDER THE SPEEDY TRIAL ACT FROM NOVEMBER 8, 2012 TO JANUARY 17, 2013. Signed by Judge Hon. Jeffrey S. White on 5/8/13. (jjoS, COURT STAFF) (Filed on 5/8/2013) (Entered: 05/08/2013)</b>
06/10/2013	<u>203</u>	<b>ORDER DENYING MOTIONS TO SEVER as to Patrick Adebowale Sogbein, Edna Calaustro, Eduardo Abad. Signed by Judge Hon. Jeffrey S. White on 6/10/13. (jjoS, COURT STAFF) (Filed on 6/10/2013) (Entered: 06/10/2013)</b>
08/01/2013	<u>212</u>	STIPULATION WITH PROPOSED ORDER . (Attachments: # <u>1</u> Proposed Order)(Newman, Brian) (Filed on 8/1/2013) (Entered: 08/01/2013)
08/01/2013	<u>213</u>	Exhibits <i>Redacted Exhibits</i> by Edna Calaustro re <u>159</u> MOTION to Suppress <i>and for a Franks Hearing</i> (Newman, Brian) (Filed on 8/1/2013) (Entered: 08/01/2013)
08/02/2013	<u>217</u>	<b>ORDER granting <u>212</u> Stipulation to Submit Unredacted Version of Document 213 to Clerk to be filed Under Seal and Instructions to the Clerk as to Edna Calaustro (3). Signed by Judge Hon. Jeffrey S. White on 8/2/13. (jjoS, COURT STAFF) (Entered: 08/02/2013)</b>
08/12/2013	<u>226</u>	NOTICE NOTICE OF EXPERT WITNESS TESTIMONY BY JODY WHITTEN by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calaustro, Eduardo Abad, Mele Saavedra (Barton, Denise) (Filed on 8/12/2013) (Entered: 08/12/2013)
08/15/2013	<u>227</u>	NOTICE NOTICE OF EXPERT WITNESS TESTIMONY BY DR. JOHN FULLERTON by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calaustro, Eduardo Abad, Mele Saavedra (Barton, Denise) (Filed on 8/15/2013) (Entered: 08/15/2013)
08/15/2013	<u>228</u>	NOTICE NOTICE OF EXPERT WITNESS TESTIMONY BY BARRY MCMANUS by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calaustro, Eduardo Abad, Mele Saavedra (Barton, Denise) (Filed on 8/15/2013) (Entered: 08/15/2013)
08/19/2013	<u>229</u>	MOTION to withdraw bond issued by petitioner for Edna Calaustro. Motion Hearing set for 8/29/2013 10:00 AM in Courtroom B, 15th Floor, San Francisco before Magistrate Judge Maria-Elena James. (IskS, COURT STAFF) (Filed on 8/19/2013) (Entered: 08/19/2013)
08/19/2013	<u>230</u>	<b>ORDER SCHEDULING HEARING ON MOTION TO WITHDRAW as to Edna Calaustro. Signed by Magistrate Judge Maria-Elena James on 8/19/2013. (rmm2S, COURT STAFF) (Filed on 8/19/2013) (Additional attachment(s) added on 8/19/2013: # <u>1</u> Proof of Service) (rmm2S, COURT STAFF). (Entered: 08/19/2013)</b>
08/20/2013	<u>231</u>	

		NOTICE OF ATTORNEY APPEARANCE Denise Marie Barton appearing for USA. <i>Notice of Additional Counsel</i> (Barton, Denise) (Filed on 8/20/2013) (Entered: 08/20/2013)
08/20/2013		Attorney update in case as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calaustro, Eduardo Abad, Mele Saavedra. Attorney Randall Scott Luskey for USA added. (IskS, COURT STAFF) (Filed on 8/20/2013) (Entered: 08/21/2013)
08/21/2013	<u>232</u>	NOTICE <i>NOTICE OF EXPERT WITNESS TESTIMONY BY FBI SA JOSEPH RASCHKE</i> by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calaustro, Eduardo Abad, Mele Saavedra (Attachments: # <u>1</u> Exhibit Raschke CV)(Barton, Denise) (Filed on 8/21/2013) (Entered: 08/21/2013)
08/29/2013	<u>235</u>	Minute Entry for proceedings held before Magistrate Judge Maria-Elena James:Motion to withdraw as surety filed by Salvacion Diamante Hearing as to Edna Calaustro held on 8/29/2013 (Recording #FTR: 10:09 - 10:19.) (rmm2S, COURT STAFF) (Filed on 8/29/2013) (Additional attachment(s) added on 8/30/2013: # <u>1</u> Supplemental Bond Signature Form - Adding Surety Jane Hurlburt) (rmm2S, COURT STAFF). (Entered: 08/29/2013)
09/06/2013	<u>238</u>	NOTICE <i>OF EXPERT WITNESS TESTIMONY BY ELLEN CLARK</i> by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calaustro, Eduardo Abad, Mele Saavedra (Luskey, Randall) (Filed on 9/6/2013) (Entered: 09/06/2013)
09/08/2013	<u>239</u>	NOTICE <i>OF EXPERT WITNESS TESTIMONY BY PRIMARY CARE PHYSICIANS</i> by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calaustro, Eduardo Abad, Mele Saavedra (Luskey, Randall) (Filed on 9/8/2013) (Entered: 09/08/2013)
09/09/2013	<u>240</u>	Proposed Order by Edna Calaustro (Newman, Brian) (Filed on 9/9/2013) (Entered: 09/09/2013)
09/09/2013	<u>241</u>	RESPONSE to Motion by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calaustro, Eduardo Abad, Mele Saavedra re 236 MOTION for Discovery <i>RE: GOVERNMENT'S PURPORTED EXPERT WITNESSES RE: DEFENDANT SOGBEINS MOTION FOR FURTHER DISCLOSURE ON EXPERT WITNESSES</i> (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2)(Barton, Denise) (Filed on 9/9/2013) (Entered: 09/09/2013)
09/12/2013	<u>244</u>	NOTICE <i>OF EXPERT WITNESS TESTIMONY BY BOLAJI AKANMU</i> by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calaustro, Eduardo Abad, Mele Saavedra (Attachments: # <u>1</u> Exhibit 1)(Barton, Denise) (Filed on 9/12/2013) (Entered: 09/12/2013)
09/12/2013	<u>245</u>	NOTICE <i>OF EXPERT WITNESS TESTIMONY BY DENNIS C. CASTRO</i> by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calaustro, Eduardo Abad, Mele Saavedra (Attachments: # <u>1</u> Exhibit 1)(Barton, Denise) (Filed on 9/12/2013) (Entered: 09/12/2013)
09/13/2013	<u>246</u>	

		MOTION for Ex Parte Application <i>FOR CLARIFICATION REGARDING THE NUMBER OF MOTIONS IN LIMINE ALLOWED BY THE COURTS PRETRIAL GUIDELINES</i> by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calastro, Eduardo Abad, Mele Saavedra. Motion Hearing set for 10/15/2013 02:00 PM in Courtroom 11, 19th Floor, San Francisco before Hon. Jeffrey S. White. (Barton, Denise) (Filed on 9/13/2013) (Entered: 09/13/2013)
09/16/2013	<u>247</u>	<b>ORDER RE <u>246</u> Government's Ex Parte Motion for Clarification Regarding the Number of Motions in Limine. Signed by Judge Susan Illston for Judge Jeffrey S. White on September 16, 2013.</b> (jswlc3, COURT STAFF) (Entered: 09/16/2013)
09/18/2013	<u>248</u>	<b>ORDER TO ALLOW WITHDRAW OF BOND ISSUED BY SALVACION DIAMANTE</b> as to Edna Calastro re <u>229</u> MOTION filed by Edna Calastro. Signed by Judge Magistrate Judge Maria-Elena James on 9/18/13. (tlS, COURT STAFF) (Filed on 9/18/2013) (Entered: 09/18/2013)
09/19/2013	<u>249</u>	Superseding INDICTMENT as to Patrick Adebowale Sogbein (1) count(s) 1s, 2s, 3s-12s, Adebola Adefunke Adebimpe (2) count(s) 1s, 3s-12s, Edna Calastro (3) count(s) 1s, 2s, 3s, 5s-12s, Eduardo Abad (4) count(s) 1s, 2s, 4s-5s, 10s-12s, Mele Saavedra (5) count(s) 1s, 2s, 3s-4s, 6s-9s. (lksS, COURT STAFF) (Filed on 9/19/2013) (Entered: 09/20/2013)
09/20/2013	<u>250</u>	NOTICE <i>Regarding Superseding Indictment</i> by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calastro, Eduardo Abad, Mele Saavedra (Luskey, Randall) (Filed on 9/20/2013) (Entered: 09/20/2013)
09/23/2013	<u>254</u>	Joinder <i>DEFENDANT MELE SAAVEDRA'S JOINDER IN MOTIONS AND RESPONSE FILED BY CODEFENDANTS SOGBEIN AND ABAD (Docket Nos. 236, 251, and 252)</i> by Mele Saavedra (Naegele, Jennifer) (Filed on 9/23/2013) (Entered: 09/23/2013)
09/25/2013		Set/Reset Hearing re <u>249</u> Superseding Indictment Arraignment specially set for 10/2/2013 at 02:45 PM in Courtroom G, 15th Floor, San Francisco before Magistrate Judge Joseph C. Spero. 9/25/13: placed on calendar at the request of counsel Nicole Giacinti. Special setting approved by the Court.(klhS, COURT STAFF) (Filed on 9/25/2013) (Entered: 09/25/2013)
09/26/2013		Reset Hearing: Arraignment on superseding indictment as to Edna Calastro (3) set for 9/27/2013 09:30 AM in Courtroom A, 15th Floor, San Francisco before Magistrate Judge Nathanael M. Cousins. (lmh, COURT STAFF) (Filed on 9/26/2013) (Entered: 09/26/2013)
09/27/2013		Set/Reset Hearing Change of Plea Hearing set for 9/30/2013 09:30 AM in Courtroom 11, 19th Floor, San Francisco before Hon. Jeffrey S. White. (jjoS, COURT STAFF) (Filed on 9/27/2013) (Entered: 09/27/2013)
09/27/2013	<u>259</u>	NOTICE <i>[SUPPLEMENTAL] OF EXPERT WITNESS TESTIMONY BY BARRY MCMANUS</i> by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calastro, Eduardo Abad, Mele Saavedra

		(Attachments: # <u>1</u> Exhibit A)(Barton, Denise) (Filed on 9/27/2013) (Entered: 09/27/2013)
09/27/2013	<u>260</u>	NOTICE [SUPPLEMENTAL] OF EXPERT WITNESS TESTIMONY BY JODY WHITTEN by USA as to Patrick Adebawale Sogbein, Adebola Adefunke Adebimpe, Edna Calauastro, Eduardo Abad, Mele Saavedra (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D)(Barton, Denise) (Filed on 9/27/2013) (Entered: 09/27/2013)
09/27/2013	<u>261</u>	NOTICE [SUPPLEMENTAL] OF EXPERT WITNESS TESTIMONY BY FBI SA JOSEPH RASCHKE by USA as to Patrick Adebawale Sogbein, Adebola Adefunke Adebimpe, Edna Calauastro, Eduardo Abad, Mele Saavedra (Attachments: # <u>1</u> Exhibit A)(Barton, Denise) (Filed on 9/27/2013) (Entered: 09/27/2013)
09/27/2013	<u>262</u>	NOTICE [SUPPLEMENTAL] OF EXPERT WITNESS TESTIMONY BY DR. JOHN FULLERTON by USA as to Patrick Adebawale Sogbein, Adebola Adefunke Adebimpe, Edna Calauastro, Eduardo Abad, Mele Saavedra (Attachments: # <u>1</u> Exhibit A)(Barton, Denise) (Filed on 9/27/2013) (Entered: 09/27/2013)
09/27/2013	<u>264</u>	Minute Entry for proceedings held before Judge Magistrate Judge Nathanael M. Cousins:Arraignment as to Edna Calauastro (3) Count 1s,2s,3s,5s-12s held on 9/27/2013. Previously set for 9/30/13 9:30 before Judge White for change of plea. (Recording #10:34-10:37.) (lskS, COURT STAFF) (Filed on 9/27/2013) (Entered: 09/27/2013)
09/27/2013	<u>265</u>	RESPONSE to Motion by USA as to Patrick Adebawale Sogbein, Adebola Adefunke Adebimpe, Edna Calauastro, Eduardo Abad, Mele Saavedra RE: EX PARTE MOTION FOR CLARIFICATION (Barton, Denise) (Filed on 9/27/2013) (Entered: 09/27/2013)
09/30/2013	<u>266</u>	PLEA AGREEMENT as to Edna Calauastro (jjoS, COURT STAFF) (Filed on 9/30/2013) (Entered: 09/30/2013)
09/30/2013	<u>267</u>	Minute Entry for proceedings held before Judge Hon. Jeffrey S. White:Change of Plea Hearing as to Edna Calauastro held on 9/30/2013, Plea entered by Edna Calauastro (3) Guilty Count 1s,2s,3s,5s-12s. Status Conference to set sentencing set for 2/27/2014 02:00 PM in Courtroom 11, 19th Floor, San Francisco before Hon. Jeffrey S. White. (Court Reporter Connie Kuhl.) (rhw, COURT STAFF) (Filed on 9/30/2013) (Entered: 09/30/2013)
09/30/2013	<u>268</u>	RESPONSE to Motion by USA as to Patrick Adebawale Sogbein, Adebola Adefunke Adebimpe, Edna Calauastro, Eduardo Abad, Mele Saavedra RE: DEFENDANTS MOTION FOR CLARIFICATION AND/OR RELIEF (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5, # <u>6</u> Exhibit 6)(Barton, Denise) (Filed on 9/30/2013) (Entered: 09/30/2013)
10/04/2013	<u>276</u>	MOTION for Leave to File [ADMINISTRATIVE] SUPPLEMENTAL MOTIONS IN LIMINE REGARDING DEFENDANTS EXPERT WITNESSES by USA as to Patrick Adebawale Sogbein, Adebola Adefunke Adebimpe, Edna Calauastro, Eduardo Abad, Mele Saavedra. Motion Hearing set for 10/15/2013

		02:00 PM in Courtroom 11, 19th Floor, San Francisco before Hon. Jeffrey S. White. (Attachments: # <u>1</u> Exhibit A)(Barton, Denise) (Filed on 10/4/2013) (Entered: 10/04/2013)
10/04/2013	<u>277</u>	Declaration by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calaustro, Eduardo Abad, Mele Saavedra <i>DECLARATION OF DENISE MARIE BARTON IN SUPPORT OF USA'S MOTION FOR LEAVE TO FILE SUPPLEMENTAL MIL'S RE: DEFENDANT'S EXPERT WITNESSES</i> (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4)(Barton, Denise) (Filed on 10/4/2013) (Entered: 10/04/2013)
10/08/2013	<u>278</u>	MOTION in Limine #1 <i>TO ADMIT OTHER ACT EVIDENCE</i> by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calaustro, Eduardo Abad, Mele Saavedra. Motion Hearing set for 10/15/2013 02:00 PM in Courtroom 11, 19th Floor, San Francisco before Hon. Jeffrey S. White. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit A1, # <u>5</u> Exhibit A2)(Barton, Denise) (Filed on 10/8/2013) (Entered: 10/08/2013)
10/08/2013	<u>279</u>	MOTION in Limine #2 <i>TO PRECLUDE DEFENSE ARGUMENTS SEEKING TO NULLIFY A GUILTY VERDICT</i> by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calaustro, Eduardo Abad, Mele Saavedra. Motion Hearing set for 10/15/2013 02:00 PM in Courtroom 11, 19th Floor, San Francisco before Hon. Jeffrey S. White. (Barton, Denise) (Filed on 10/8/2013) (Entered: 10/08/2013)
10/08/2013	<u>280</u>	MOTION in Limine #3 <i>TO ADMIT CO-CONSPIRATOR STATEMENTS</i> by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calaustro, Eduardo Abad, Mele Saavedra. Motion Hearing set for 10/15/2013 02:00 PM in Courtroom 11, 19th Floor, San Francisco before Hon. Jeffrey S. White. (Attachments: # <u>1</u> Exhibit 1)(Barton, Denise) (Filed on 10/8/2013) (Entered: 10/08/2013)
10/08/2013	<u>281</u>	MOTION in Limine #4 <i>TO PRECLUDE DEFENDANTS FROM ADMITTING THEIR SELF-SERVING HEARSAY STATEMENTS AND EVIDENCE OF SPECIFIC GOOD ACTS OR DEEDS</i> by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calaustro, Eduardo Abad, Mele Saavedra. Motion Hearing set for 10/15/2013 02:00 PM in Courtroom 11, 19th Floor, San Francisco before Hon. Jeffrey S. White. (Barton, Denise) (Filed on 10/8/2013) (Entered: 10/08/2013)
10/08/2013	<u>282</u>	MOTION in Limine #5 <i>TO EXCLUDE IRRELEVANT AND UNDULY PREJUDICIAL PROPENSITY EVIDENCE</i> by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calaustro, Eduardo Abad, Mele Saavedra. Motion Hearing set for 10/15/2013 02:00 PM in Courtroom 11, 19th Floor, San Francisco before Hon. Jeffrey S. White. (Barton, Denise) (Filed on 10/8/2013) (Entered: 10/08/2013)
10/08/2013	<u>283</u>	Memorandum in Opposition by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calaustro, Eduardo Abad, Mele Saavedra <i>TO DEFENDANTS MOTION IN LIMINE #1 TO EXCLUDE EXPERT TESTIMONY AND JOINDER</i> (Barton, Denise) (Filed on 10/8/2013) (Entered: 10/08/2013)

10/08/2013	<u>284</u>	Memorandum in Opposition by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calauastro, Eduardo Abad, Mele Saavedra <i>TO DEFENDANTS MOTION IN LIMINE #2 AND JOINDER TO EXCLUDE MEDICATE MANUALS AND LCDS 1</i> (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D)(Barton, Denise) (Filed on 10/8/2013) (Entered: 10/08/2013)
10/08/2013	<u>285</u>	Memorandum in Opposition by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calauastro, Eduardo Abad, Mele Saavedra <i>TO DEFENDANT ABADS MOTION IN LIMINE #3 REGARDING SUMMARY EXHIBITS AND JOINDERS</i> (Attachments: # <u>1</u> Exhibit A)(Barton, Denise) (Filed on 10/8/2013) (Entered: 10/08/2013)
10/08/2013	<u>286</u>	Memorandum in Opposition by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calauastro, Eduardo Abad, Mele Saavedra <i>TO DEFENDANTS MOTION IN LIMINE #4 AND JOINDERS</i> (Barton, Denise) (Filed on 10/8/2013) (Entered: 10/08/2013)
10/08/2013	<u>287</u>	Memorandum in Opposition by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calauastro, Eduardo Abad, Mele Saavedra <i>TO DEFENDANT SAAVEDRAS MOTION IN LIMINE #5 AND JOINDERS TO EXCLUDE CODEFENDANTS STATEMENTS</i> (Barton, Denise) (Filed on 10/8/2013) (Entered: 10/08/2013)
10/08/2013	<u>289</u>	MOTION in Limine [ <i>AMENDED</i> ] #3 <i>TO ADMIT CO-CONSPIRATOR STATEMENTS</i> by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calauastro, Eduardo Abad, Mele Saavedra. Motion Hearing set for 10/15/2013 02:00 PM in Courtroom 11, 19th Floor, San Francisco before Hon. Jeffrey S. White. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2 (part 1 of 3), # <u>3</u> Exhibit 2 (part 2 of 3), # <u>4</u> Exhibit 2 (part 3 of 3))(Barton, Denise) (Filed on 10/8/2013) (Entered: 10/08/2013)
10/08/2013	<u>290</u>	Proposed Form of Verdict by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calauastro, Eduardo Abad, Mele Saavedra (Luskey, Randall) (Filed on 10/8/2013) (Entered: 10/08/2013)
10/08/2013	<u>291</u>	Statement by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calauastro, Eduardo Abad, Mele Saavedra <i>JOINT SIMPLIFIED STATEMENTS OF THE CASE</i> (Barton, Denise) (Filed on 10/8/2013) (Entered: 10/08/2013)
10/08/2013	<u>293</u>	TRIAL BRIEF by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calauastro, Eduardo Abad, Mele Saavedra (Dowling, Katherine) (Filed on 10/8/2013) (Entered: 10/08/2013)
10/08/2013	<u>294</u>	PRETRIAL CONFERENCE STATEMENT by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calauastro, Eduardo Abad, Mele Saavedra <i>Joint Pretrial Order</i> (Attachments: # <u>1</u> Exhibit US Witness List, # <u>2</u> Exhibit Sogbein Witness List, # <u>3</u> Exhibit Adebimpe Witness List, # <u>4</u> Exhibit Joint Exhibit List)(Luskey, Randall) (Filed on 10/8/2013) (Entered: 10/08/2013)
10/08/2013	<u>295</u>	

		Proposed Jury Instructions by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calastro, Eduardo Abad, Mele Saavedra <i>JOINT PROPOSED JURY INSTRUCTIONS</i> (Barton, Denise) (Filed on 10/8/2013) (Entered: 10/08/2013)
10/08/2013	<u>296</u>	<Disregard-duplicative as to <u>295</u> per AUSA* <b>Proposed Jury Instructions by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calastro, Eduardo Abad, Mele Saavedra <i>Joint Proposed Jury Instructions</i> (Luskey, Randall) (Filed on 10/8/2013) Modified on 10/8/2013 (lskS, COURT STAFF). (Entered: 10/08/2013)</b>
10/08/2013	<u>297</u>	Proposed Voir Dire by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calastro, Eduardo Abad, Mele Saavedra <i>JOINT PROPOSED VOIR DIRE QUESTIONS</i> (Luskey, Randall) (Filed on 10/8/2013) (Entered: 10/08/2013)
10/08/2013	<u>298</u>	NOTICE UNITED STATES' OMNIBUS MEMORANDUM OF LAW IN SUPPORT OF ITS DISPUTED PROPOSED JURY INSTRUCTIONS AND IN OPPOSITION TO DEFENDANTS' DISPUTED PROPOSED JURY INSTRUCTIONS by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calastro, Eduardo Abad, Mele Saavedra (Barton, Denise) (Filed on 10/8/2013) (Entered: 10/08/2013)
10/08/2013	<u>299</u>	First MOTION in Limine <i>DEFENDANTS' MOTION IN LIMINE NO. 1 TO EXCLUDE PROSECUTION EXPERT WITNESSES FOR LACK OF PROPER NOTICE</i> by Mele Saavedra as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calastro, Eduardo Abad, Mele Saavedra. Motion Hearing set for 10/15/2013 02:00 PM in Courtroom 11, 19th Floor, San Francisco before Hon. Jeffrey S. White. (Naegele, Jennifer) (Filed on 10/8/2013) (Entered: 10/08/2013)
10/08/2013	<u>300</u>	Second MOTION in Limine <i>DEFENDANTS' MOTION IN LIMINE NO. 2 TO EXCLUDE REFERENCE TO MEDICARE MANUALS AND UNINDICTED STATUTES AND REGULATIONS</i> by Mele Saavedra as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calastro, Eduardo Abad, Mele Saavedra. Motion Hearing set for 10/15/2013 02:00 PM in Courtroom 11, 19th Floor, San Francisco before Hon. Jeffrey S. White. (Naegele, Jennifer) (Filed on 10/8/2013) (Entered: 10/08/2013)
10/08/2013	<u>301</u>	Third MOTION in Limine <i>DEFENDANTS' MOTION IN LIMINE NO. 3 TO REQUIRE GOVERNMENT TO PROVIDE PROFFER OF AUTHENTICATION AND IDENTIFICATION OF EXHIBITS, PARTICULARLY INCLUDING THOSE EXHIBITS ON WHICH THE SUMMARIES PURPORT TO BE BASED</i> by Mele Saavedra as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calastro, Eduardo Abad, Mele Saavedra. Motion Hearing set for 10/15/2013 02:00 PM in Courtroom 11, 19th Floor, San Francisco before Hon. Jeffrey S. White. (Naegele, Jennifer) (Filed on 10/8/2013) (Entered: 10/08/2013)
10/08/2013	<u>302</u>	Fifth MOTION in Limine <i>DEFENDANTS' MOTION IN LIMINE NO. 5 TO EXCLUDE CODEFENDANTS STATEMENTS OR FOR SEVERANCE</i> by Mele

		Saavedra as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calaustro, Eduardo Abad, Mele Saavedra. Motion Hearing set for 10/15/2013 02:00 PM in Courtroom 11, 19th Floor, San Francisco before Hon. Jeffrey S. White. (Naegele, Jennifer) (Filed on 10/8/2013) (Entered: 10/08/2013)
10/08/2013	<u>303</u>	<b>Disregard-duplicative as to 298 per AUSA*</b> MEMORANDUM OF LAW RE: <i>DISPUTED JURY INSTRUCTIONS</i> by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calaustro, Eduardo Abad, Mele Saavedra (Barton, Denise) (Filed on 10/8/2013) Modified on 10/8/2013 (lsKS, COURT STAFF). (Entered: 10/08/2013)
10/08/2013	<u>304</u>	Memorandum in Opposition by Mele Saavedra as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calaustro, Eduardo Abad, Mele Saavedra <i>DEFENDANTS' RESPONSE TO GOVERNMENT'S MOTION IN LIMINE #1 TO ADMIT "OTHER ACT" EVIDENCE</i> (Naegele, Jennifer) (Filed on 10/8/2013) (Entered: 10/08/2013)
10/08/2013	<u>305</u>	Memorandum in Opposition by Mele Saavedra as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calaustro, Eduardo Abad, Mele Saavedra <i>DEFENDANTS' RESPONSE TO GOVERNMENT'S MOTION IN LIMINE #2 TO PRECLUDE DEFENSE ARGUMENTS SEEKING TO NULLIFY A GUILTY VERDICT</i> (Naegele, Jennifer) (Filed on 10/8/2013) (Entered: 10/08/2013)
10/08/2013	<u>306</u>	Memorandum in Opposition by Mele Saavedra as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calaustro, Eduardo Abad, Mele Saavedra <i>DEFENDANTS' RESPONSE TO GOVERNMENT'S MOTION IN LIMINE #3 TO ADMIT CO-CONSPIRATORS' STATEMENTS</i> (Naegele, Jennifer) (Filed on 10/8/2013) (Entered: 10/08/2013)
10/08/2013	<u>307</u>	Memorandum in Opposition by Mele Saavedra as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calaustro, Eduardo Abad, Mele Saavedra <i>DEFENDANTS' RESPONSE TO GOVERNMENT MOTION IN LIMINE #4 TO PRECLUDE DEFENDANTS FROM ADMITTING THEIR SELF-SERVING HEARSAY STATEMENTS AND EVIDENCE OF SPECIFIC GOOD ACTS OR DEEDS</i> (Naegele, Jennifer) (Filed on 10/8/2013) (Entered: 10/08/2013)
10/08/2013	<u>308</u>	Memorandum in Opposition by Mele Saavedra as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calaustro, Eduardo Abad, Mele Saavedra <i>DEFENDANTS' OPPOSITION TO GOVERNMENT'S MOTION IN LIMINE #5 TO EXCLUDE IRRELEVANT AND UNDULY PREJUDICIAL PROPENSITY EVIDENCE</i> (Naegele, Jennifer) (Filed on 10/8/2013) (Entered: 10/08/2013)
10/08/2013	<u>309</u>	Proposed Form of Verdict by Mele Saavedra as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calaustro, Eduardo Abad, Mele Saavedra <i>DEFENSE'S PROPOSED VERDICT FORM</i> (Naegele, Jennifer) (Filed on 10/8/2013) (Entered: 10/08/2013)

10/08/2013	<u>310</u>	Fourth MOTION in Limine <i>DEFENDANTS' MOTION IN LIMINE NO. 4 TO EXCLUDE EVIDENCE OF OTHER ACTS EVIDENCE AND UNCHARGED CONDUCT</i> by Mele Saavedra as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calauastro, Eduardo Abad, Mele Saavedra. Motion Hearing set for 10/15/2013 02:00 PM in Courtroom 11, 19th Floor, San Francisco before Hon. Jeffrey S. White. (Naegele, Jennifer) (Filed on 10/8/2013) (Entered: 10/08/2013)
10/08/2013	<u>311</u>	Joinder <i>DEFENDANT MELE SAAVEDRA'S JOINDER IN DEFENDANTS' MOTIONS IN LIMINE NOS. 1, 2, AND 3</i> by Mele Saavedra (Naegele, Jennifer) (Filed on 10/8/2013) (Entered: 10/08/2013)
10/08/2013	<u>312</u>	Joinder <i>DEFENDANT MELE SAAVEDRA'S JOINDER IN CODEFENDANTS' RESPONSES TO GOVERNMENT MOTIONS IN LIMINE NOS. 2, 3, 4, AND 5</i> by Mele Saavedra (Naegele, Jennifer) (Filed on 10/8/2013) (Entered: 10/08/2013)
10/08/2013	<u>316</u>	TRIAL BRIEF by Mele Saavedra as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calauastro, Eduardo Abad, Mele Saavedra (Naegele, Jennifer) (Filed on 10/8/2013) (Entered: 10/08/2013)
10/08/2013	<u>317</u>	MOTION in Limine [ <i>SECOND AMENDED</i> ] #3 <i>TO ADMIT CO-CONSPIRATOR STATEMENTS</i> by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calauastro, Eduardo Abad, Mele Saavedra. Motion Hearing set for 10/15/2013 02:00 PM in Courtroom 11, 19th Floor, San Francisco before Hon. Jeffrey S. White. (Attachments: # <u>1</u> Exhibit 1)(Barton, Denise) (Filed on 10/8/2013) (Entered: 10/08/2013)
10/08/2013	<u>320</u>	Memorandum in Opposition by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calauastro, Eduardo Abad, Mele Saavedra [ <i>AMENDED</i> ] <i>TO DEFENDANT ABADS MOTION IN LIMINE #3 REGARDING SUMMARY EXHIBITS AND JOINDERS</i> (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B (Part 1 of 3), # <u>3</u> Exhibit B (Part 2 of 3), # <u>4</u> Exhibit B (Part 3 of 3))(Barton, Denise) (Filed on 10/8/2013) (Entered: 10/08/2013)
10/08/2013	<u>323</u>	TRIAL MEMORANDUM by Mele Saavedra as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calauastro, Eduardo Abad, Mele Saavedra (Naegele, Jennifer) (Filed on 10/8/2013) (Entered: 10/08/2013)
10/10/2013	<u>332</u>	NOTICE <i>REGARDING CLARIFICATION OF TRIAL FILINGS</i> by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calauastro, Eduardo Abad, Mele Saavedra (Barton, Denise) (Filed on 10/10/2013) (Entered: 10/10/2013)
10/10/2013	<u>333</u>	Joinder <i>DEFENDANT MELE SAAVEDRA'S JOINDER IN CODEFENDANTS' FILINGS (ECF NOS. 288, 324)</i> by Mele Saavedra (Naegele, Jennifer) (Filed on 10/10/2013) (Entered: 10/10/2013)
10/11/2013	<u>338</u>	REPLY TO RESPONSE to Motion by Eduardo Abad as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calauastro, Eduardo Abad, Mele Saavedra re <u>320</u> Memorandum in Opposition, (Attachments: # <u>1</u> Declaration of Blair Perilman)(Cannon, Christopher) (Filed on 10/11/2013) (Entered: 10/11/2013)

10/11/2013	<u>339</u>	Declaration by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calauastro, Eduardo Abad, Mele Saavedra <i>OF DENISE MARIE BARTON IN RESPONSE TO ECF 337 AND 338</i> (Barton, Denise) (Filed on 10/11/2013) (Entered: 10/11/2013)
10/14/2013	<u>341</u>	Joinder <i>DEFENDANT MELE SAAVEDRA'S JOINDER IN CODEFENDANTS' FILINGS (ECF NOS. 338, 340)</i> by Mele Saavedra (Naegele, Jennifer) (Filed on 10/14/2013) (Entered: 10/14/2013)
10/15/2013	<u>342</u>	Memorandum in Opposition by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calauastro, Eduardo Abad, Mele Saavedra re <u>136</u> Reply to Response, (Barton, Denise) (Filed on 10/15/2013) (Entered: 10/15/2013)
10/15/2013	<u>343</u>	STIPULATION WITH PROPOSED ORDER <i>REGARDING GRAND JURY MATERIAL</i> filed by USA. (Barton, Denise) (Filed on 10/15/2013) (Entered: 10/15/2013)
10/18/2013	<u>353</u>	TRANSCRIPT ORDER for Court Reporter Lydia Zinn (Barton, Denise) (Filed on 10/18/2013) (Entered: 10/18/2013)
11/04/2013	<u>396</u>	TRANSCRIPT ORDER for Daily Trial (Barton, Denise) (Filed on 11/4/2013) (Entered: 11/04/2013)
11/04/2013	<u>397</u>	Transcript of Proceedings as to Edna Calauastro held on 9-30-2013, before Judge Jeffrey S. White. Official Court Reporter Connie Kuhl, CSR, RPR, RMR, CRR, connie_kuhl@cand.uscourts.gov, Telephone number 415-431-2020. Per General Order No. 59 and Judicial Conference policy, this transcript may be viewed only at the Clerk's Office public terminal or may be purchased through the Court Reporter until the deadline for the Release of Transcript Restriction. After that date, it may be obtained through PACER. Any Notice of Intent to Request Redaction, if required, is due no later than 5 business days from date of this filing. Release of Transcript Restriction set for 2/3/2014. (Related documents(s) 390 ) (ck, COURT STAFF) (Filed on 11/4/2013) (Entered: 11/04/2013)
11/05/2013	<u>401</u>	TRANSCRIPT ORDER for Court Reporter Lydia Zinn (Barton, Denise) (Filed on 11/5/2013) (Entered: 11/05/2013)
11/12/2013	<u>415</u>	TRANSCRIPT ORDER for Court Reporter Lydia Zinn (Barton, Denise) (Filed on 11/12/2013) (Entered: 11/12/2013)
11/22/2013	<u>445</u>	OBJECTION by Adebola Adefunke Adebimpe as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calauastro, Eduardo Abad, Mele Saavedra <i>to Court's Proposed Final Jury Instructions</i> (Morris, Suzanne) (Filed on 11/22/2013) (Entered: 11/22/2013)
11/27/2013	<u>453</u>	STIPULATION WITH PROPOSED ORDER <i>for modification of bond-travel.</i> (Attachments: # <u>1</u> Proposed Order)(Newman, Brian) (Filed on 11/27/2013) (Entered: 11/27/2013)
12/02/2013	<u>455</u>	<b>ORDER granting <u>453</u> Stipulation as to Edna Calauastro (3). Signed by Magistrate Judge Maria-Elena James on 12/02/2013. (rmm2S, COURT STAFF) (Entered: 12/02/2013)</b>

12/17/2013	<u>472</u>	MOTION for New Trial <i>Renewed Motion for Judgments of Acquittal or in the Alternative Motion for a New Trial as to Adebola Adebimpe, Patrick Sogbein and Eduardo Abad</i> by Adebola Adefunke Adebimpe as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calauastro, Eduardo Abad, Mele Saavedra. Motion Hearing set for 2/27/2014 02:00 PM in Courtroom 11, 19th Floor, San Francisco before Hon. Jeffrey S. White. (Morris, Suzanne) (Filed on 12/17/2013) (Entered: 12/17/2013)
12/19/2013	<u>478</u>	CLERKS NOTICE ADVANCING STATUS CONFERENCE as to Edna Calauastro, Mele Saavedra: Status Conference set for 2/20/2014 02:00 PM in Courtroom 11, 19th Floor, San Francisco before Hon. Jeffrey S. White. (jjoS, COURT STAFF) (Filed on 12/19/2013) (Entered: 12/19/2013)
01/23/2014	<u>502</u>	STIPULATION WITH PROPOSED ORDER <i>to CONTINUE SENTENCING AND EXTEND BRIEFING SCHEDULE ON DEFENDANTS' RENEWED RULE 29 AND RULE 33 MOTIONS</i> filed by Adebola Adefunke Adebimpe. (Morris, Suzanne) (Filed on 1/23/2014) (Entered: 01/23/2014)
02/18/2014	<u>508</u>	CLERKS NOTICE CONTINUING HEARING as to Edna Calauastro, Mele Saavedra: Status Conference set for 3/6/2014 02:00 PM in Courtroom 11, 19th Floor, San Francisco before Hon. Jeffrey S. White. (jjoS, COURT STAFF) (Filed on 2/18/2014) (Entered: 02/18/2014)
02/25/2014	<u>509</u>	STIPULATION WITH PROPOSED ORDER <i>TO SET SENTENCING DATE [AS TO DEFENDANTS, EDNA CALAUSTRO AND MELE SAAVEDRA]</i> filed by USA. (Barton, Denise) (Filed on 2/25/2014) (Entered: 02/25/2014)
02/26/2014	<u>510</u>	<b>ORDER as to Edna Calauastro, Mele Saavedra GRANTING <u>509</u> STIPULATION TO SET SENTENCING DATE. Sentencing set for 6/24/2014 01:00 PM in Courtroom 5, 2nd Floor, Oakland before Hon. Jeffrey S. White.. Signed by Judge Hon. Jeffrey S. White on 2/25/14. (jjoS, COURT STAFF) (Filed on 2/26/2014) (Entered: 02/26/2014)</b>
03/13/2014	<u>518</u>	NOTICE OF CHANGE OF ADDRESS by Edna Calauastro (Newman, Brian) (Filed on 3/13/2014) (Entered: 03/13/2014)
03/13/2014	<u>519</u>	STIPULATION WITH PROPOSED ORDER . (Attachments: # <u>1</u> Proposed Order)(Newman, Brian) (Filed on 3/13/2014) (Entered: 03/13/2014)
03/13/2014	<u>520</u>	<b>ORDER granting <u>519</u> Stipulation Modifying Conditions of Release as to Edna Calauastro (3). Signed by Magistrate Judge Maria-Elena James on 3/13/2014. (rmm2S, COURT STAFF) (Entered: 03/13/2014)</b>
03/19/2014	<u>522</u>	TRANSCRIPT ORDER for Court Reporter Lydia Zinn (Barton, Denise) (Filed on 3/19/2014) (Entered: 03/19/2014)
04/03/2014	<u>533</u>	MOTION for Forfeiture of Property ( <i>Application of the United States for a Preliminary Order of Forfeiture</i> ) by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calauastro, Eduardo Abad, Mele Saavedra. (Attachments: # <u>1</u> Declaration, # <u>2</u> Proposed Order)(Countryman, David) (Filed on 4/3/2014) (Entered: 04/03/2014)
04/28/2014	<u>541</u>	

		STIPULATION WITH PROPOSED ORDER RE CONTINUANCE OF SENTENCING DATE AS TO EDNA CALAUSTRO AND MELE SAAVEDRA, filed by USA, Mele Saavedra, Edna Calauastro. (Barton, Denise) (Filed on 4/28/2014) Modified on 4/29/2014 (jlmS, COURT STAFF). (Entered: 04/28/2014)
04/28/2014	<u>542</u>	<b>ORDER as to Edna Calauastro, Mele Saavedra GRANTING <u>541</u> STIPULATION FOR CONTINUANCE OF SENTENCING DATE; AND DIRECTION TO THE PARTIES.</b> Sentencing set for 8/26/2014 01:00 PM in Courtroom 5, 2nd Floor, Oakland before Hon. Jeffrey S. White. Signed by Judge Hon. Jeffrey S. White on 4/28/14. (jjoS, COURT STAFF) (Filed on 4/28/2014) (Entered: 04/28/2014)
05/12/2014	<u>543</u>	STIPULATION WITH PROPOSED ORDER . (Attachments: # <u>1</u> Proposed Order)(Newman, Brian) (Filed on 5/12/2014) (Entered: 05/12/2014)
05/12/2014	<u>544</u>	NOTICE <i>RE SENTENCING CONTINUANCE</i> by USA as to Edna Calauastro, Mele Saavedra (Barton, Denise) (Filed on 5/12/2014) (Entered: 05/12/2014)
05/19/2014	<u>545</u>	<b>ORDER granting <u>543</u> Stipulation as to Edna Calauastro (3).</b> Signed by Magistrate Judge Maria-Elena James on 5/19/2014. (rmm2S, COURT STAFF) (Entered: 05/19/2014)
06/11/2014	<u>564</u>	MOTION FILE EXHIBITS TO APPENDIX OF TRIAL EXHIBITS IN SUPPORT OF SENTENCING MEMORANDA OF THE UNITED STATES UNDER SEAL AND [PROPOSED] ORDER by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calauastro, Eduardo Abad, Mele Saavedra. (Barton, Denise) (Filed on 6/11/2014) Modified on 6/12/2014 (kcS, COURT STAFF). (Entered: 06/11/2014)
06/13/2014	<u>571</u>	<b>ORDER granting <u>564</u> Motion to Seal as to Patrick Adebowale Sogbein (1), Adebola Adefunke Adebimpe (2), Edna Calauastro (3).</b> Signed by Judge Hon. Jeffrey S. White on 6/13/14. (jjoS, COURT STAFF) (Entered: 06/13/2014)
06/18/2014	<u>586</u>	Revised Proposed Preliminary Order of Forfeiture by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calauastro, Eduardo Abad, Mele Saavedra. (Countryman, David) (Filed on 6/18/2014) Modified on 6/19/2014 (kcS, COURT STAFF). (Entered: 06/18/2014)
06/19/2014	<u>590</u>	<b>ORDER granting <u>533</u> Application of the United States for a Preliminary Order of Forfeiture as to Patrick Adebowale Sogbein (1), Adebola Adefunke Adebimpe (2), Edna Calauastro (3), Eduardo Abad (4), Mele Saavedra (5).</b> Signed by Judge Hon. Jeffrey S. White on 6/19/14. (jjoS, COURT STAFF) (Entered: 06/19/2014)
06/24/2014	<u>604</u>	STIPULATION WITH PROPOSED ORDER <i>to continue sentencing.</i> (Attachments: # <u>1</u> Proposed Order)(Newman, Brian) (Filed on 6/24/2014) (Entered: 06/24/2014)
06/25/2014	<u>605</u>	<b>ORDER as to Edna Calauastro, Mele Saavedra denying without prejudice <u>604</u> STIPULATION to continue sentencing.</b> Signed by Judge Hon. Jeffrey

		<b>S. White on 6/25/14. (jjoS, COURT STAFF) (Filed on 6/25/2014) (Entered: 06/25/2014)</b>
06/27/2014	<u>606</u>	STIPULATION WITH PROPOSED ORDER to Continue Sentencing Hearing. (Attachments: # <u>1</u> Proposed Order)(Newman, Brian) (Filed on 6/27/2014) Modified on 6/30/2014 (kcS, COURT STAFF). (Entered: 06/27/2014)
06/30/2014	<u>607</u>	<b>ORDER as to Edna Calaustro, Mele Saavedra GRANTING <u>606</u> STIPULATION to Continue Sentencing Hearing. Sentencing set for 8/19/2014 01:00 PM in Courtroom 5, 2nd Floor, Oakland before Hon. Jeffrey S. White.. Signed by Judge Hon. Jeffrey S. White on 6/30/14. (jjoS, COURT STAFF) (Filed on 6/30/2014) (Entered: 06/30/2014)</b>
07/14/2014	<u>624</u>	MOTION for Modification of Bond by Edna Calaustro. Motion Hearing set for 7/16/2014 09:30 AM in Courtroom 1, 17th Floor, San Francisco before Magistrate Judge Maria-Elena James. (Attachments: # <u>1</u> Proposed Order) (Newman, Brian) (Filed on 7/14/2014) Modified on 7/15/2014 (kcS, COURT STAFF). (Entered: 07/14/2014)
07/16/2014	<u>626</u>	<b>ORDER Setting hearing on Bond Review - Set for 7/17/2014 at 9:30 a.m., Courtroom D, 15th Floor, before Magistrate Judge Nandor J. Vadas granting <u>624</u> Motion for Bond Hearing set for Edna Calaustro. Signed by Magistrate Judge Nandor J. Vadas on 7/16/2014. (rmm2S, COURT STAFF) Modified on 7/17/2014 (kcS, COURT STAFF). (Entered: 07/16/2014)</b>
07/16/2014		Set/Reset Hearing re <u>626</u> Order on Motion for Bond, Bond Hearing set for 7/17/2014 09:30 AM in Courtroom D, 15th Floor, San Francisco before Magistrate Judge Nandor J. Vadas. (rmm2S, COURT STAFF) (Filed on 7/16/2014) (Entered: 07/16/2014)
07/22/2014	<u>627</u>	Transcript of Proceedings as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calaustro, Eduardo Abad, Mele Saavedra held on 8/30/12, before Judge Jeffrey S. White. Court Reporter Sahar Bartlett/Transcriber Katherine Powell Sullivan, Official Reporter, Telephone number 415-794-6659/Katherine_Sullivan@cand.uscourts.gov. Per General Order No. 59 and Judicial Conference policy, this transcript may be viewed only at the Clerks Office public terminal or may be purchased through the Court Reporter/Transcriber until the deadline for the Release of Transcript Restriction.After that date it may be obtained through PACER. Any Notice of Intent to Request Redaction, if required, is due no later than 5 business days from date of this filing. Release of Transcript Restriction set for 10/20/2014. (Related documents(s) 620 , 619 ) (Sullivan, Katherine) (Filed on 7/22/2014) (Entered: 07/22/2014)
07/22/2014	<u>628</u>	Transcript of Proceedings as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calaustro, Eduardo Abad, Mele Saavedra held on 11/8/12, before Judge Jeffrey S. White. Court Reporter/Transcriber Katherine Powell Sullivan, Official Reporter, Telephone number 415-794-6659/Katherine_Sullivan@cand.uscourts.gov. Per General Order No. 59 and Judicial Conference policy, this transcript may be viewed only at the Clerks Office public terminal or may be purchased through the Court

		Reporter/Transcriber until the deadline for the Release of Transcript Restriction. After that date it may be obtained through PACER. Any Notice of Intent to Request Redaction, if required, is due no later than 5 business days from date of this filing. Release of Transcript Restriction set for 10/20/2014. (Related documents(s) 620 ) (Sullivan, Katherine) (Filed on 7/22/2014) (Entered: 07/22/2014)
07/28/2014	<u>635</u>	<b>ORDER GRANTING IN PART AND DENYING IN PART MOTION TO SEAL as to Edna Calauastro. Signed by Judge Hon. Jeffrey S. White on 7/28/14. (jjoS, COURT STAFF) (Filed on 7/28/2014) (Entered: 07/28/2014)</b>
07/28/2014	636	Sealed Document (kc, COURT STAFF) (Filed on 7/28/2014) (Entered: 07/29/2014)
07/29/2014	<u>637</u>	MOTION to Seal Document by Edna Calauastro. (Attachments: # <u>1</u> Proposed Order)(Newman, Brian) (Filed on 7/29/2014) (Entered: 07/29/2014)
07/29/2014	<u>638</u>	SENTENCING MEMORANDUM and Motion for Downward Depature by Edna Calauastro ***REDACED VERSION*** (Newman, Brian) (Filed on 7/29/2014) Modified on 7/30/2014 (kcS, COURT STAFF). (Entered: 07/29/2014)
07/30/2014	<u>640</u>	STIPULATION WITH PROPOSED ORDER <i>RE: EDNA CALAUSTRO'S MEDICAL RECORDS</i> filed by USA. (Barton, Denise) (Filed on 7/30/2014) (Entered: 07/30/2014)
07/31/2014	<u>641</u>	<b>ORDER granting <u>640</u> Stipulation RE: EDNA CALAUSTRO'S MEDICAL RECORDS as to Edna Calauastro (3). Signed by Judge Hon. Jeffrey S. White on 7/31/14. (jjoS, COURT STAFF) (Entered: 07/31/2014)</b>
08/03/2014	<u>642</u>	Transcript of Proceedings as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calauastro, Eduardo Abad, Mele Saavedra held on May 3, 2012, before Judge Jeffrey S. White. Court Reporter/Transcriber Christine A. Triska, Telephone number (650)743-8425; christinetriska@sbcglobal.net. Per General Order No. 59 and Judicial Conference policy, this transcript may be viewed only at the Clerks Office public terminal or may be purchased through the Court Reporter/Transcriber until the deadline for the Release of Transcript Restriction. After that date it may be obtained through PACER. Any Notice of Intent to Request Redaction, if required, is due no later than 5 business days from date of this filing. Release of Transcript Restriction set for 11/3/2014. (cat, COURT STAFF) (Filed on 8/3/2014) (Entered: 08/03/2014)
08/05/2014	<u>647</u>	<b>ORDER REGARDING PLEA AGREEMENTS AND REQUIRING RESPONSE IN ADVANCE OF SENTENCING HEARING as to Edna Calauastro, Mele Saavedra. Signed by Judge Hon. Jeffrey S. White on 8/5/14. (jjoS, COURT STAFF) (Filed on 8/5/2014) (Entered: 08/05/2014)</b>
08/08/2014	<u>653</u>	JOINT RESPONSE by USA, Edna Calauastro, Mele Saavedra to ECF <u>647</u> , ORDER OF COURT DATED AUGUST 5, 2014. (Barton, Denise) (Filed on 8/8/2014) Modified on 8/11/2014 (kcS, COURT STAFF). (Entered: 08/08/2014)

08/12/2014	<u>654</u>	<b>DISREGARD, INCORRECT EVENT USED. DOCUMENT TO BE RESUBMITTED</b> Proposed Order by USA as to Edna Calauastro <i>UNOPPOSED MOTION AND [PROPOSED] ORDER TO FILE UNREDACTED SENTENCING MEMORANDUM UNDER SEAL</i> (Barton, Denise) (Filed on 8/12/2014) Modified on 8/13/2014 (kcS, COURT STAFF). (Entered: 08/12/2014)
08/12/2014	<u>656</u>	MOTION for Forfeiture of Property ( <i>Amended Application of the United States for a Preliminary Order of Forfeiture</i> ) by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calauastro, Eduardo Abad, Mele Saavedra. (Attachments: # <u>1</u> Proposed Order)(Countryman, David) (Filed on 8/12/2014) (Entered: 08/12/2014)
08/12/2014	<u>657</u>	Declaration of Elizabeth Hadley by USA as to Edna Calauastro, Mele Saavedra. (Attachments: # <u>1</u> Exhibit A-1, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C)(Barton, Denise) (Filed on 8/12/2014) Modified on 8/13/2014 (kcS, COURT STAFF). (Entered: 08/12/2014)
08/13/2014	<u>659</u>	CLERK'S NOTICE to Plaintiff's Counsel regarding deficiency in docket <u>654</u> . Re-posting is required within 24 hours to correct this entry as to Edna Calauastro. (kcS, COURT STAFF) (Filed on 8/13/2014) (Entered: 08/13/2014)
08/13/2014	<u>660</u>	Unopposed MOTION to File Undredacted Sentencing Memorandum Under Seal by USA as to Edna Calauastro. (Barton, Denise) (Filed on 8/13/2014) Modified on 8/14/2014 (kcS, COURT STAFF). (Entered: 08/13/2014)
08/13/2014	<u>661</u>	<b>ORDER granting <u>660</u> Motion to Seal Document as to Edna Calauastro (3). Signed by Judge Hon. Jeffrey S. White on 8/13/14. (jjoS, COURT STAFF) (Entered: 08/13/2014)</b>
08/13/2014	<u>662</u>	SENTENCING MEMORANDUM by USA as to Edna Calauastro <i>[REDACTED]</i> (Barton, Denise) (Filed on 8/13/2014) (Entered: 08/13/2014)
08/13/2014	<u>664</u>	Sealed Document (kc, COURT STAFF) (Filed on 8/13/2014) (Entered: 08/14/2014)
08/14/2014	<u>663</u>	Supplemental Exhibits in support of motion for departure re: sentencing factors by Edna Calauastro re <u>638</u> Sentencing Memorandum (Newman, Brian) (Filed on 8/14/2014) Modified on 8/15/2014 (kcS, COURT STAFF). (Entered: 08/14/2014)
08/15/2014	<u>665</u>	UNOPPOSED MOTION and [Proposed] Order to Seal <i>UNREDACTED DECLARATION IN SUPPORT OF SENTENCING</i> by USA as to Edna Calauastro. (Barton, Denise) (Filed on 8/15/2014) Modified on 8/18/2014 (kcS, COURT STAFF). (Entered: 08/15/2014)
08/18/2014	<u>667</u>	<b>ORDER granting <u>665</u> Motion to Seal Document as to Edna Calauastro (3). Signed by Judge Hon. Jeffrey S. White on 8/18/14. (jjoS, COURT STAFF) (Entered: 08/18/2014)</b>
08/18/2014	<u>668</u>	Declaration of JAMES K. PELTON by USA as to Edna Calauastro <i>(REDACTED)</i> (Barton, Denise) (Filed on 8/18/2014) (Entered: 08/18/2014)
08/18/2014	<u>670</u>	

		Sealed Document (kc, COURT STAFF) (Filed on 8/18/2014) (Entered: 08/19/2014)
08/19/2014	<u>669</u>	<b>ORDER GRANTING <u>656</u> Amended Motion for a Preliminary Order of Forfeiture. Signed by Judge Hon. Jeffrey S. White on August 19, 2014. (jswlc3, COURT STAFF) (Entered: 08/19/2014)</b>
08/19/2014	<u>672</u>	Minute Entry for proceedings held before Hon. Jeffrey S. White: Sentencing held on 8/19/2014 for Edna Calauastro (3) as to Count(s) 1s-12s of the superseding indictment, committed to custody of BOP for a term of 24 months on each count to run concurrent; 3 years supervised release on each count to run concurrent; \$1200 special assessment; \$1,577,426.00 restitution joint and several. Count(s) 1, 2-11 of the indictment dismissed, superseding indictment filed. (Court Reporter Kathy Wyatt.) (kc, COURT STAFF) (Filed on 8/19/2014) (Entered: 08/20/2014)
08/20/2014	<u>673</u>	Ex Parte Application for Modification of Bond by Edna Calauastro. (Attachments: # <u>1</u> Proposed Order)(Newman, Brian) (Filed on 8/20/2014) Modified on 8/21/2014 (kcS, COURT STAFF). (Entered: 08/20/2014)
08/21/2014	<u>676</u>	<b>JUDGMENT in a Criminal Case as to Edna Calauastro. Signed by Judge Hon. Jeffrey S. White on 8/21/14. (jjoS, COURT STAFF) (Filed on 8/21/2014) (Entered: 08/21/2014)</b>
08/21/2014	<u>677</u>	<b>Sealing Order - General Order 54 as to Edna Calauastro.. Signed by Judge Hon. Jeffrey S. White on 8/21/14. (jjoS, COURT STAFF) (Filed on 8/21/2014) (Entered: 08/21/2014)</b>
08/21/2014	<u>679</u>	<b>ORDER granting <u>673</u> Motion for Modification of Bond as to Edna Calauastro (3). Signed by Judge Hon. Jeffrey S. White on 8/21/14. (jjoS, COURT STAFF) (Entered: 08/21/2014)</b>
08/21/2014	<u>683</u>	P/R Bond Entered as to Edna Calauastro in amount of \$100,000. (kc, COURT STAFF) (Filed on 8/21/2014) (Entered: 08/27/2014)
08/22/2014	<u>680</u>	Minute Entry for proceedings held before Magistrate Judge Nathanael M. Cousins: Bond Hearing as to Edna Calauastro held on 8/21/2014. Bond issued in the amount of \$100,000 including additional surety with the same conditions of release as original bond, Dkt. 5, and as set forth in Order, Dkt. 679. (FTR: 2:58pm-3:10pm.) (lmh, COURT STAFF) (Filed on 8/22/2014) (Entered: 08/22/2014)
08/26/2014	<u>681</u>	PAYMENT RECORD CARD: payment of special assessment in the amount of \$1,200 paid on 8/19/14 on behalf of Edna Calauastro. (kc, COURT STAFF) (Filed on 8/26/2014) (Entered: 08/27/2014)
09/03/2014	<u>686</u>	Transcript of Proceedings as to Patrick Adebawale Sogbein, Adebola Adefunke Adebimpe, Edna Calauastro, Eduardo Abad, Mele Saavedra held on March 21, 2013, before Judge Jeffrey S. White. Court Reporter Catherine Edwards, Telephone number (614) 525-1900. Per General Order No. 59 and Judicial Conference policy, this transcript may be viewed only at the Clerks Office public terminal or may be purchased through the Court Reporter/Transcriber until the deadline for the Release of Transcript

		Restriction. After that date it may be obtained through PACER. Any Notice of Intent to Request Redaction, if required, is due no later than 5 business days from date of this filing. Release of Transcript Restriction set for 11/23/2014. (Attachments: # <u>1</u> Certificate of the Court Reporter) (Related documents(s) 621 , 621 , 621 , 621 ) (djc, COURT STAFF) (Filed on 9/3/2014) (Entered: 09/03/2014)
09/04/2014	<u>687</u>	<b>**AMENDED**</b> Transcript of Proceedings as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calastro, Eduardo Abad, Mele Saavedra held on 6/17/2014, before Judge Jeffrey S. White. Court Reporter/Transcriber Jaimie Hopp, Telephone number 925-759-0770. Per General Order No. 59 and Judicial Conference policy, this transcript may be viewed only at the Clerks Office public terminal or may be purchased through the Court Reporter/Transcriber until the deadline for the Release of Transcript Restriction. After that date it may be obtained through PACER. Any Notice of Intent to Request Redaction, if required, is due no later than 5 business days from date of this filing. Release of Transcript Restriction set for 10/22/2014. (Related documents(s) 625 , 623 ) (jmh, COURT STAFF) (Filed on 9/4/2014) (Entered: 09/04/2014)
09/11/2014	<u>689</u>	MOTION for Forfeiture of Property ( <i>Application of the United States for a Preliminary Order of Forfeiture as to Real Property located at 21911 Peppercorn Drive, Santa Clarita, CA 91350</i> ) by USA as to Adebola Adefunke Adebimpe. (Attachments: # <u>1</u> Proposed Order)(Countryman, David) (Filed on 9/11/2014) Modified on 9/12/2014 (kcS, COURT STAFF). (Entered: 09/11/2014)
09/17/2014	<u>691</u>	<b>ORDER re <u>689</u> Application of the United States for a Preliminary Order of Forfeiture as to Real Property located at 21911 Peppercorn Drive, Santa Clarita, CA 91350 as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calastro, Eduardo Abad, Mele Saavedra. Signed by Judge Hon. Jeffrey S. White on 9/17/14. (jjoS, COURT STAFF) (Filed on 9/17/2014) (Entered: 09/17/2014)</b>
09/22/2014	<u>694</u>	NOTICE of Withdrawal of <u>689</u> MOTION for a Preliminary Order of Forfeiture as to Real Property Located at 21911 Peppercorn Drive, Santa Clarita, CA 91350 by USA as to Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calastro, Eduardo Abad, Mele Saavedra. (Countryman, David) (Filed on 9/22/2014) Modified on 9/23/2014 (kcS, COURT STAFF). (Entered: 09/22/2014)
01/21/2015	701	One volume sealed documents only transferred to Oakland office as to defendants Patrick Adebowale Sogbein, Adebola Adefunke Adebimpe, Edna Calastro, Eduardo Abad, Mele Saavedra (IskS, COURT STAFF) (Filed on 1/21/2015) (Entered: 01/21/2015)
10/29/2015	<u>704</u>	STIPULATION WITH PROPOSED ORDER as to Edna Calastro <i>TO SET RULE 35 SENTENCING HEARING</i> filed by USA. (Barton, Denise) (Filed on 10/29/2015) (Entered: 10/29/2015)
10/30/2015	<u>705</u>	

		MOTION for Writ of Habeas Corpus ad testificandum by USA as to Edna Calastro. (Attachments: # <u>1</u> Declaration, # <u>2</u> Proposed Order, # <u>3</u> Writ) (Barton, Denise) (Filed on 10/30/2015) (Entered: 10/30/2015)
11/02/2015	<u>706</u>	STIPULATION WITH PROPOSED ORDER TO SET RULE 35 SENTENCING HEARING as to Edna Calastro filed by USA. (Barton, Denise) (Filed on 11/2/2015) Modified on 11/3/2015 (vls, COURT STAFF). (Entered: 11/02/2015)
11/02/2015	<u>707</u>	Proposed Order re <u>705</u> MOTION for Writ of Habeas Corpus ad testificandum by USA as to Edna Calastro (Barton, Denise) (Filed on 11/2/2015) (Entered: 11/02/2015)
11/09/2015	<u>708</u>	<b>ORDER as to Edna Calastro GRANTING <u>706</u> STIPULATION TO SET RULE 35 SENTENCING HEARING. Rule 35 Sentencing set for 12/8/2015 01:00 PM in Courtroom 5, 2nd Floor, Oakland before Hon. Jeffrey S. White. Signed by Judge Hon. Jeffrey S. White on 11/9/15. (jjoS, COURT STAFF) (Filed on 11/9/2015) (Entered: 11/09/2015)</b>
11/09/2015	<u>709</u>	<b>ORDER AND WRIT OF HABEAS CORPUS AD TESTIFICANDUM as to Edna Calastro. Signed by Judge Hon. Jeffrey S. White on 11/9/15. (Attachments: # <u>1</u> Writ of Habeas Corpus Ad Testificandum) (jjoS, COURT STAFF) (Filed on 11/9/2015) (Entered: 11/09/2015)</b>
12/01/2015	<u>710</u>	MOTION to Reduce Sentence <i>PURSUANT TO FED. R. CR. P. 35(B) AND SENTENCING MEMORANDUM</i> by USA as to Edna Calastro. (Barton, Denise) (Filed on 12/1/2015) (Entered: 12/01/2015)
12/03/2015	<u>712</u>	STIPULATION WITH PROPOSED ORDER as to Edna Calastro <i>TO CONTINUE RULE 35 SENTENCING HEARING</i> filed by USA. (Barton, Denise) (Filed on 12/3/2015) (Entered: 12/03/2015)
12/04/2015	<u>713</u>	<b>ORDER as to Edna Calastro GRANTING <u>712</u> STIPULATION TO CONTINUE RULE 35 SENTENCING HEARING. Sentencing set for 1/5/2016 01:00 PM in Courtroom 5, 2nd Floor, Oakland before Hon. Jeffrey S. White. Signed by Judge Hon. Jeffrey S. White on 12/3/15. (jjoS, COURT STAFF) (Filed on 12/4/2015) (Entered: 12/04/2015)</b>
01/05/2016	<u>714</u>	<b>ORDER OF RELEASE FROM CUSTODY as to Edna Calastro. Signed by Judge Hon. Jeffrey S. White on 1/5/16. (jjoS, COURT STAFF) (Filed on 1/5/2016) (Entered: 01/05/2016)</b>
01/05/2016	<u>715</u>	Minute Entry for proceedings held before Hon. Jeffrey S. White: Re-sentencing held on 1/5/2016 for Edna Calastro (3) as to Count(s) 1s - 12s of the superseding indictment, sentenced to Time Served on each count; 3 years supervised release on each count to run concurrent; \$1200 special assessment; \$1,577,426.00 restitution joint and several. (Court Reporter Diane Skillman.) (kc, COURT STAFF) (Filed on 1/5/2016) (Entered: 01/06/2016)
01/06/2016	<u>716</u>	ORDER RETURNED EXECUTED BY U. S. MARSHAL SERVICE as to Edna Calastro (03) (jjoS, COURT STAFF) (Filed on 1/6/2016) (Entered: 01/06/2016)
01/06/2016	<u>717</u>	

		<b>AMENDED JUDGMENT in a Criminal Case as to Edna Calauastro. Signed by Judge Hon. Jeffrey S. White on 1/6/16. (jjoS, COURT STAFF) (Filed on 1/6/2016) (Entered: 01/06/2016)</b>
01/06/2016	<u>718</u>	<b>Sealing Order - General Order 54 as to Edna Calauastro. Signed by Judge Hon. Jeffrey S. White on 1/6/16. (jjoS, COURT STAFF) (Filed on 1/6/2016) (Entered: 01/06/2016)</b>
02/05/2018	<u>744</u>	Letter and attachment from Edna Calauastro dated January 28, 2018 as to Edna Calauastro (03) (Attachments: # <u>1</u> Envelope, # <u>2</u> Certificate/Proof of Service) (jjoS, COURT STAFF) (Filed on 2/5/2018) (Entered: 02/05/2018)
02/05/2018	<u>745</u>	<b>ORDER re <u>744</u> Letter and Attachment filed by Edna Calauastro (03); and Instructions to Clerk. Signed by Judge Jeffrey S. White on 2/5/18. (Attachments: # <u>1</u> Certificate/Proof of Service) (jjoS, COURT STAFF) (Filed on 2/5/2018) (Entered: 02/05/2018)</b>
02/08/2018	<u>746</u>	NOTICE of Addition and Substitution of Attorney by USA as to Edna Calauastro (Cadet, Chinhayi) (Filed on 2/8/2018) (Entered: 02/08/2018)
02/22/2018	<u>747</u>	OBJECTION TO DEFENDANT'S TRAVEL REQUEST, by USA as to Edna Calauastro (Cadet, Chinhayi) (Filed on 2/22/2018) Modified on 2/23/2018 (jlmS, COURT STAFF). (Entered: 02/22/2018)
02/23/2018	<u>748</u>	<b>Probation Travel Request by Probation Officer Kevin L. Thomas as to Edna Calauastro for Travel: The Court concurs with the U. S. Probation Office Recommendation. Probation shall submit an updated recommendation, with copies to counsel, by no later than June 29, 2018. Signed by Judge Jeffrey S. White on 2/23/18. (jjoS, COURT STAFF) (Filed on 2/23/2018) (Entered: 02/23/2018)</b>
04/06/2018	<u>750</u>	RESPONSE by USA as to Edna Calauastro to Defendant's Travel Request (Cadet, Chinhayi) (Filed on 4/6/2018) (Entered: 04/06/2018)
04/09/2018	<u>751</u>	<b>Probation Travel Request by Probation Officer Karen Mar as to Edna Calauastro for Travel is Approved. Signed by Judge Jeffrey S. White on 4/9/18. (jjoS, COURT STAFF) (Filed on 4/9/2018) (Entered: 04/09/2018)</b>

PACER Service Center			
Transaction Receipt			
05/07/2018 11:56:56			
PACER Login:	Odlegal94612:2536794:0	Client Code:	
Description:	Docket Report	Search Criteria:	4:12-cr-00054-JSW
Billable Pages:	24	Cost:	2.40



State of California—Health and Human Services Agency  
Department of Health Care Services



EDMUND G. BROWN JR.  
GOVERNOR

**JAN 16 2015**

Edna Calauastro  
300 Eastmoor Avenue, Apt. A  
Daly City, CA 94015-2037

**Re: Physician, License No. A86930  
NPI No. 1922034297**

Dear Ms. Calauastro:

The Deputy Director and Chief Counsel of the State Department of Health Services (Department) has been notified by the Director, Health Care Program Exclusions, Office of Counsel to the Inspector General, Department of Health and Human Services, that you have been excluded from participation in the Medicare, Medicaid, and all Federal health care programs, effective December 18, 2014. As a provider of health care services, you were granted certain permissions to participate in the Medi-Cal program by operation of law with or without applying for enrollment. Upon your exclusion from the Medicare program, you became ineligible to participate in the Medi-Cal program. The Department's Director is required to automatically suspend these permissions in certain cases, which means that the affected individual or entity is precluded from being eligible to receive payment from the Medi-Cal program directly or indirectly. (See 42 U.S.C. § 1320a-7(d)(3)(A); Welf. & Inst. Code, § 14123, subd. (b).)

Therefore, pursuant to the authority delegated to me by the Director, of the Department, you are hereby notified that you are suspended from being able to receive payment from the Medi-Cal program for an indefinite period of time, effective December 18, 2014. Your name will be posted on the "Medi-Cal Suspended and Ineligible Provider List," available on the Internet. During the period of your suspension, no person or entity, including an employer, may submit any claims to the Medi-Cal program for items or services rendered by you. If you are currently enrolled in Medi-Cal, that enrollment will be terminated. Any involvement by you directly or indirectly (i.e., as an office manager, administrator, billing clerk processing or preparing claims for payment, salesperson for medical equipment, etc., or utilizing any other provider number or group or clinic number for services rendered by you) will result in nonpayment of the claim(s) submitted. Any person who presents or causes to be presented a claim for equipment or services rendered by a person suspended from receiving Medi-Cal payment shall be subject to suspension from receiving payment, the assessment of civil money penalties, and/or criminal prosecution. (See Welf. & Inst. Code, §§ 14043.61, 14107, 14123.2;

Edna Calauastro  
Page 2

JAN 16 2015

Cal. Code Regs., tit. 22, §§ 51458.1, 51484, 51485.1.) The Department will seek recoupment of any monies paid for claims presented to the Medi-Cal program for services or supplies provided by you during the duration of your suspension.

If your exclusion from participation in Medicare/Medicaid is reinstated by the Department of Health and Human Services in the future, and if no other circumstance(s) exist at that time that would preclude your being considered for reinstatement in the Medi-Cal program, you may then submit a written petition for reinstatement to participate in the Medi-Cal program. Reinstatement into the Medi-Cal program is not automatic. Only if your petition for reinstatement is granted will you be eligible to submit an application for enrollment in Medi-Cal.

If you have any questions about this action, or will be submitting a written petition for reinstatement (in accordance with the restrictions above), please submit your concerns or petition, in writing, to the Office of Legal Services, Mandatory Suspension Desk, at the address above.

Sincerely,

Barbara B. Dayvault  
Senior Attorney

  
Kimberly Woodward  
Legal Analyst

cc: See next page.

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Chief of Enforcement  
Medical Board of California  
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Audits & Investigations  
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Medical Review Branch  
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Office of Investigations  
Department of Health & Human Services  
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Sonia Wegge  
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Orange, CA 92868-2946

BEFORE THE  
MEDICAL BOARD OF CALIFORNIA  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA

In the Matter of the Accusation )  
Against: )  
)  
)  
EDNA QUEVEDO CALAUSTRO, M.D. )  
)  
Physician's and Surgeon's )  
Certificate No. A86930 )  
)  
Respondent )  
\_\_\_\_\_ )

Case No. 03-2012-221622

DECISION

The attached Stipulated Surrender of License and Order is hereby adopted as the Decision and Order of the Medical Board of California, Department of Consumer Affairs, State of California.

This Decision shall become effective at 5:00 p.m. on March 28, 2016.

IT IS SO ORDERED March 21, 2016.

MEDICAL BOARD OF CALIFORNIA

By:   
KIMBERLY KIRCHMEYER  
Executive Director

1 KAMALA D. HARRIS  
Attorney General of California  
2 JANE ZACK SIMON  
Supervising Deputy Attorney General  
3 MACHAELA M. MINGARDI  
Deputy Attorney General  
4 State Bar No. 194400  
455 Golden Gate Avenue, Suite 11000  
5 San Francisco, CA 94102-7004  
Telephone: (415) 703-5696  
6 Facsimile: (415) 703-5480  
*Attorneys for Complainant*  
7

8 **BEFORE THE**  
**MEDICAL BOARD OF CALIFORNIA**  
9 **DEPARTMENT OF CONSUMER AFFAIRS**  
**STATE OF CALIFORNIA**

10 In the Matter of the Accusation Against:  
11 **EDNA QUEVEDO CALAUSTRO, M.D.**

Case No. 03-2012-221622

12 300 Eastmoore Avenue #A  
13 Daly City, CA 94015

**STIPULATED SURRENDER OF  
LICENSE AND ORDER**

14 Physician's and Surgeon's Certificate No.  
15 A86930

16 Respondent.  
17

18  
19 IT IS HEREBY STIPULATED AND AGREED by and between the parties to the above-  
20 entitled proceedings that the following matters are true:

21 PARTIES

22 1. Kimberly Kirchmeyer (Complainant) is the Executive Director of the Medical Board  
23 of California. She brought this action solely in her official capacity and is represented in this  
24 matter by Kamala D. Harris, Attorney General of the State of California, by Machaela M.  
25 Mingardi, Deputy Attorney General.

26 2. Edna Quevedo Calauastro, M.D. (Respondent) is represented in this proceeding by  
27 attorney Brian A. Newman, whose address is 3838 Carson, Suite 300, Torrance, CA 90503.  
28



1 CULPABILITY

2 8. Respondent admits the truth of the allegations in Accusation No. 03-2012-221622,  
3 agrees that cause exists for discipline and hereby surrenders her Physician's and Surgeon's  
4 Certificate No. A86930 for the Board's formal acceptance.

5 9. Respondent understands that by signing this Stipulation she enables the Board to  
6 issue an order accepting the surrender of her Physician's and Surgeon's Certificate without further  
7 process.

8 CONTINGENCY

9 10. This Stipulation shall be subject to approval by the Medical Board of California.  
10 Respondent understands and agrees that counsel for Complainant and the staff of the Medical  
11 Board of California may communicate directly with the Board regarding this Stipulation and  
12 surrender, without notice to or participation by Respondent or her counsel. By signing the  
13 Stipulation, Respondent understands and agrees that she may not withdraw her agreement or seek  
14 to rescind the Stipulation prior to the time the Board considers and acts upon it. If the Board fails  
15 to adopt this Stipulation as its Decision and Order, the Stipulated Surrender and Disciplinary  
16 Order shall be of no force or effect, except for this paragraph, it shall be inadmissible in any legal  
17 action between the parties, and the Board shall not be disqualified from further action by having  
18 considered this matter.

19 11. The parties understand and agree that Portable Document Format (PDF) and facsimile  
20 copies of this Stipulated Surrender of License and Order, including Portable Document Format  
21 (PDF) and facsimile signatures thereto, shall have the same force and effect as the originals.

22 12. In consideration of the foregoing admissions and stipulations, the parties agree that  
23 the Board may, without further notice or formal proceeding, issue and enter the following Order:

24  
25  
26 //

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**ORDER**

1  
2           IT IS HEREBY ORDERED that Physician's and Surgeon's Certificate No. A86930, issued  
3 to Respondent Edna Quevedo Calastro, M.D., is surrendered and accepted by the Medical Board  
4 of California.

5           1.     The surrender of Respondent's Physician's and Surgeon's Certificate and the  
6 acceptance of the surrendered license by the Board shall constitute the imposition of discipline  
7 against Respondent. This Stipulation constitutes a record of the discipline and shall become a  
8 part of Respondent's license history with the Medical Board of California.

9           2.     Respondent shall lose all rights and privileges as a Physician and Surgeon in  
10 California as of the effective date of the Board's Decision and Order.

11           3.     Respondent shall cause to be delivered to the Board her pocket license and, if one was  
12 issued, her wall certificate on or before the effective date of the Decision and Order.

13           4.     If she ever applies for licensure or petitions for reinstatement in the State of  
14 California, the Board shall treat it as a new application for licensure. Respondent must comply  
15 with all the laws, regulations and procedures for licensure in effect at the time the application or  
16 petition is filed, and all of the charges and allegations contained in Accusation No. 03-2012-  
17 221622 shall be deemed to be true, correct and admitted by Respondent when the Board  
18 determines whether to grant or deny the application or petition.

19           5.     If Respondent should ever apply or reapply for a new license or certification, or  
20 petition for reinstatement of a license, by any other health care licensing agency in the State of  
21 California, all of the charges and allegations contained in Accusation, No. 03-2012-221622 shall  
22 be deemed to be true, correct, and admitted by Respondent for the purpose of any Statement of  
23 Issues or any other proceeding seeking to deny or restrict licensure.

24  
25  
26           //

27           //

28           //



**Exhibit A**

**Accusation No. 03-2012-221622**

1 KAMALA D. HARRIS  
Attorney General of California  
2 JANE ZACK SIMON  
Supervising Deputy Attorney General  
3 VIVIEN H. HARA  
Deputy Attorney General  
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E-mail: vivien.hara@doj.ca.gov  
7 *Attorneys for Complainant*

FILED  
STATE OF CALIFORNIA  
MEDICAL BOARD OF CALIFORNIA  
SACRAMENTO Feb. 13 20 15  
BY                      ANALYST

8 **BEFORE THE**  
9 **MEDICAL BOARD OF CALIFORNIA**  
10 **DEPARTMENT OF CONSUMER AFFAIRS**  
11 **STATE OF CALIFORNIA**

11 In the Matter of the Accusation Against:  
12 **EDNA QUEVEDO CALAUSTRO, M.D.**  
13 **300 Eastmoor Avenue #A**  
14 **Daly City, CA 94015**  
15 **Physician and Surgeon's Certificate No. A**  
16 **86930**

Case No. 03-2012-221622

**ACCUSATION**

Respondent.

17 Complainant alleges:

18 **PARTIES**

19 1. Kimberly Kirchmeyer (Complainant) brings this Accusation solely in her official  
20 capacity as the Executive Director of the Medical Board of California, Department of Consumer  
21 Affairs.

22 2. On or about April 30, 2004, the Medical Board of California issued Physician and  
23 Surgeon's Certificate Number A 86930 to Edna Quevedo Calauastro, M.D. (Respondent). The  
24 Physician and Surgeon's Certificate was in full force and effect at all times relevant to the charges  
25 brought herein and will expire on February 29, 2016, unless renewed.

26 ///

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28 ///

JURISDICTION

3. This Accusation is brought before the Medical Board of California (Board), Department of Consumer Affairs, under the authority of the following laws. All section references are to the Business and Professions Code unless otherwise indicated.

4. Section 2227 of the Code provides that a licensee who is found guilty under the Medical Practice Act may have his or her license revoked, suspended for a period not to exceed one year, placed on probation and required to pay the costs of probation monitoring, or such other action taken in relation to discipline as the Division deems proper.

5. Section 2234 of the Code, states, in pertinent part:

"The board shall take action against any licensee who is charged with unprofessional conduct. In addition to other provisions of this article, unprofessional conduct includes, but is not limited to, the following:

"(a) Violating or attempting to violate, directly or indirectly, assisting in or abetting the violation of, or conspiring to violate any provision of this chapter.

"

"(e) The commission of any act involving dishonesty or corruption which is substantially related to the qualifications, functions, or duties of a physician and surgeon

"

"

6. Section 2236 of the Code states:

"(a) The conviction of any offense substantially related to the qualifications, functions, or duties of a physician and surgeon constitutes unprofessional conduct within the meaning of this chapter [Chapter 5, the Medical Practice Act]. The record of conviction shall be conclusive evidence only of the fact that the conviction occurred.

"(b) The district attorney, city attorney, or other prosecuting agency shall notify the Division of Medical Quality<sup>1</sup> of the pendency of an action against a licensee charging a felony or misdemeanor immediately upon obtaining information that the defendant is a licensee. The notice shall identify the licensee and describe the crimes charged and the facts alleged. The prosecuting agency shall also notify the clerk of the court in which the action is pending that the defendant is a licensee, and the clerk shall record prominently in the file that the defendant holds a license as a physician and surgeon.

<sup>1</sup> References to "Division of Medical Quality" or "division" are deemed to refer to the Medical Board of California. (Bus. & Prof. Code §2002)

1 “(c) The clerk of the court in which a licensee is convicted of a crime shall, within 48  
2 hours after the conviction, transmit a certified copy of the record of conviction to the  
3 board. The division may inquire into the circumstances surrounding the commission  
4 of a crime in order to fix the degree of discipline or to determine if the conviction is  
5 of an offense substantially related to the qualifications, functions, or duties of a  
6 physician and surgeon.

7 “(d) A plea or verdict of guilty or a conviction after a plea of nolo contendere is  
8 deemed to be a conviction within the meaning of this section and Section 2236.1.  
9 The record of conviction shall be conclusive evidence of the fact that the conviction  
10 occurred.”

11 7. Section 2261 of the Code states, in pertinent part:

12 “Knowingly making or signing any certificate or other document directly or indirectly  
13 related to the practice of medicine or podiatry which falsely represents the existence  
14 or nonexistence of a state of facts, constitutes unprofessional conduct.”

15 8. Section 810 of the Code states, in pertinent part:

16 “(a) It shall constitute unprofessional conduct and grounds for disciplinary action,  
17 including suspension or revocation of a license or certificate, for a health care  
18 professional to do any of the following in connection with his or her professional  
19 activities:

20 (1) Knowingly present or cause to be presented any false or fraudulent claim for the  
21 payment of a loss under a contract of insurance.

22 (2) Knowingly prepare, make, or subscribe any writing, with intent to present or use  
23 the same, or to allow it to be presented or used in support of any false or fraudulent  
24 claim.”

## 25 CAUSE FOR DISCIPLINE

### 26 (Conviction of Substantially Related Crimes)

27 9. Respondent is subject to disciplinary action under section 2236 of the Code in that  
28 she has been convicted of crimes substantially related to the qualifications, functions, or duties of  
a physician and surgeon. The circumstances are as follows:

10 10. On or about January 26, 2012, before the United States District Court for the  
11 Northern District of California (San Francisco) in Case No. CR 12 0054 JSW, a Federal Grand  
12 Jury returned an indictment against Respondent and two owners of medical supply and medical  
13 distributor companies alleging one count of Conspiracy to Engage in Health Care Fraud (18  
14 U.S.C. §1349) and 10 counts of Health Care Fraud and Aiding and Abetting Health Care Fraud  
15 (18 U.S.C. §1347), all felonies. The allegations were that between December 9, 2006 and July  
16 26, 2011, defendant suppliers submitted more than \$2,400,000.00 in fraudulent claims to

1 Medicare for power wheelchairs for Medicare beneficiaries who did not need them and based  
2 these claims on fraudulent prescriptions for the same issued by Respondent. Defendant suppliers  
3 were paid more than \$1,200,000.00 by Medicare, and Respondent was supplied with cash  
4 kickbacks for her assistance.

5 11. Respondent and her co-conspirators were arrested by the FBI on February 9, 2012.  
6 Respondent pleaded not guilty before a federal magistrate in San Francisco and was released on  
7 bond and ordered to appear before the magistrate on February 10, 2012 for determination of the  
8 conditions of her release.

9 12. On or about December 19, 2013, a Superseding Indictment was filed by the United  
10 States Attorney, alleging further details and adding a felony charge of Conspiracy to Solicit and  
11 Receive Kickbacks Involving a Federal Health Care Program. (18 U.S.C. §371)

12 13. On or about August 21, 2014, Respondent pleaded guilty to all 12 counts of the  
13 Superseding Indictment. Respondent was sentenced to 24 months in prison on each of the 12  
14 counts, served concurrently, followed by three (3) years of Supervised Release on terms and  
15 conditions, including joint and several responsibility for restitution to Medicare in the amount of  
16 \$1,577,426.00.

17 14. The charges to which Respondent pleaded guilty are substantially related to the  
18 qualifications, functions or duties of a physician and surgeon in that the conduct constituted acts  
19 of dishonesty or corruption under section 2234(e) of the Code; knowingly signing documents  
20 related to the practice of medicine which falsely represented the existence of a state of facts under  
21 section 2261 of the Code; and knowingly preparing and subscribing writings, *i.e.* prescriptions,  
22 with the intent to allow them to be presented and used in support of false or fraudulent claims  
23 under section 810 of the Code.

24 PRAYER

25 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,  
26 and that following the hearing, the Medical Board of California issue a decision:

27 1. Revoking or suspending Physician and Surgeon's Certificate Number A 86930, issued  
28 to Edna Quevedo Calastro, M.D.

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- 2. Revoking, suspending or denying approval of Edna Quevedo Calastro, M.D.'s authority to supervise physician's assistants, pursuant to section 3527 of the Code;
- 3. Ordering Edna Quevedo Calastro, M.D., if placed on probation, to pay the Medical Board of California the costs of probation monitoring;
- 4. Taking such other and further action as deemed necessary and proper.

DATED: February 13, 2015

  
KIMBERLY KIRCHMEYER  
Executive Director  
Medical Board of California  
Department of Consumer Affairs  
State of California  
*Complainant*

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