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CLERK U.S. DISTRICT COURT
CENTRAL DIST. OF CALIF.
LOS ANGELES

FILED

UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA
February 2013 Grand Jury

CR13-0220

UNITED STATES OF AMERICA,)	CR No.
)	
Plaintiff,)	<u>I N D I C T M E N T</u>
)	
v.)	[18 U.S.C. § 1347: Health Care
)	Fraud; 18 U.S.C. § 2(b):
QUEEN ANIEZE-SMITH and)	Causing an Act to be Done]
ABDUL KING GARBA,)	
)	
Defendants.)	
)	

The Grand Jury charges:
COUNTS ONE THROUGH SEVEN
[18 U.S.C. §§ 1347 and 2(b)]

A. INTRODUCTORY ALLEGATIONS

1. Between in or about March 2004 and in or about November 2009, defendant QUEEN ANIEZE-SMITH ("ANIEZE-SMITH") and defendant ABDUL KING GARBA ("GARBA") were the owners and operators of ITC Medical Supply, also known as "International Trade and Consulting, LLC" ("ITC"), a supplier of durable medical equipment ("DME"), primarily power wheelchairs ("PWCs"), located in Van

1 Nuys, California, within the Central District of California.

2 2. On or about March 1, 2004, defendant ANIEZE-SMITH
3 executed and submitted an application to Medicare to obtain a
4 Medicare provider number for ITC. In the application, defendant
5 ANIEZE-SMITH and defendant GARBA were both listed as owners of
6 ITC.

7 3. On or about March 1, 2004, defendant ANIEZE-SMITH and
8 defendant GARBA opened a corporate bank account for ITC at Wells
9 Fargo Bank, account number xxxxxx0164 (the "ITC Bank Account").
10 Defendant ANIEZE-SMITH and defendant GARBA were signatories on
11 this account.

12 4. On or about August 15, 2006, August 21, 2007, and April
13 4, 2008, defendant ANIEZE-SMITH executed and submitted electronic
14 funds transfer agreements ("EFTs") to Medicare, requesting that
15 all reimbursements from Medicare be directly deposited into the
16 ITC Bank Account.

17 5. Between on or about January 10, 2006, and on or about
18 September 15, 2009, ITC submitted to Medicare claims totaling
19 approximately \$1,890,433, primarily for PWCs and accessories, and
20 Medicare paid ITC approximately \$859,585 on those claims.

21 The Medicare Program

22 At all times relevant to this Indictment:

23 6. Medicare was a federal health care benefit program,
24 affecting commerce, that provided benefits to individuals who
25 were over the age of 65 or disabled. Medicare was administered
26 by the Centers for Medicare and Medicaid Services ("CMS"), a
27 federal agency under the United States Department of Health and
28 Human Services ("HHS").

1 7. CMS contracted with private insurance companies to (a)
2 certify DME providers for participation in the Medicare program
3 and monitor their compliance with Medicare standards; (b) process
4 and pay claims; and (c) perform program safeguard functions, such
5 as identifying and reviewing suspect claims.

6 8. Individuals who qualified for Medicare benefits were
7 referred to as Medicare "beneficiaries." Each Medicare
8 beneficiary was given a Health Identification Card containing a
9 unique identification number ("HICN").

10 9. DME companies, physicians, and other health care
11 providers that provided medical services that were reimbursed by
12 Medicare were referred to as Medicare "providers."

13 10. To obtain payment from Medicare, a DME company first
14 had to apply for and obtain a provider number. By signing the
15 provider application, the DME company agreed to abide by Medicare
16 rules and regulations, including the Anti-Kickback Statute (42
17 U.S.C. § 1320a-7b(b)), which, among other things, prohibits the
18 payment of kickbacks or bribes for the referral of Medicare
19 beneficiaries for any item or service for which payment may be
20 made by Medicare.

21 11. If Medicare approved a DME company's application,
22 Medicare would assign the provider a Medicare provider number,
23 enabling the DME company to submit claims to Medicare for DME
24 provided to Medicare beneficiaries.

25 12. From in or about October 2006 through the date of this
26 Indictment, Noridian Administrative Services, LLC, processed and
27 paid Medicare DME claims in Southern California. Prior to that,
28 CIGNA Government Services, LLC, served that function.

1 13. To bill Medicare for DME it provided to a beneficiary,
2 a DME provider was required to submit a claim (Form 1500).
3 Medicare required claims to be truthful, complete, and not
4 misleading. In addition, when a claim was submitted, the
5 provider was required to certify that the services or supplies
6 covered by the claim were medically necessary.

7 14. Most DME providers, including ITC, submitted their
8 claims electronically pursuant to an agreement with Medicare that
9 they would submit claims that were accurate, complete, and
10 truthful. Under these agreements, DME providers were required to
11 retain all original source documentation supporting the claims
12 for six years and three months after the claim was paid.

13 15. Medicare required a claim for payment to set forth,
14 among other things, the beneficiary's name and HICN, the type of
15 DME provided to the beneficiary, the date the DME was provided,
16 and the name and unique physician identification number ("UPIN")
17 or national provider identifier ("NPI") of the physician who
18 prescribed or ordered the DME.

19 16. Medicare paid DME providers only for DME that was
20 medically necessary to the treatment of a beneficiary's illness
21 or injury, was prescribed by a beneficiary's physician, and was
22 provided in accordance with Medicare regulations and guidelines
23 that governed whether a particular item or service would be paid
24 by Medicare.

25 17. Medicare required DME providers to have a prescription
26 for DME prior to delivering it, and to deliver the DME prior to
27 billing Medicare for the delivery.

28

1 18. With respect to PWC delivery, Medicare required DME
2 providers to complete an on-site evaluation, or home assessment,
3 to verify that the patient could adequately maneuver the PWC
4 inside the home.

5 B. THE SCHEME TO DEFRAUD

6 19. Beginning in or about January 2006, and continuing
7 through in or about November 2009, in Los Angeles County, within
8 the Central District of California, and elsewhere, defendant
9 ANIEZE-SMITH and defendant GARBA, together with others known and
10 unknown to the Grand Jury, knowingly, willfully, and with intent
11 to defraud, executed, and attempted to execute, a scheme and
12 artifice: (a) to defraud a health care benefit program, namely
13 Medicare, as to material matters in connection with the delivery
14 of and payment for health care benefits, items, and services; and
15 (b) to obtain money from Medicare by means of materially false
16 and fraudulent pretenses and representations and the concealment
17 of material facts in connection with the delivery of and payment
18 for health care benefits, items, and services.

19 C. MEANS TO ACCOMPLISH THE SCHEME TO DEFRAUD

20 20. The fraudulent scheme operated, in substance, as
21 follows:

22 a. Defendant ANIEZE-SMITH and defendant GARBA
23 obtained Medicare beneficiary information for the purpose of
24 using that information to submit, and cause the submission of,
25 false and fraudulent claims to Medicare on behalf of ITC. Many
26 of these beneficiaries lived more than 50 miles from ITC and
27 never visited ITC.

1 b. Defendant ANIEZE-SMITH and defendant GARBA
2 obtained prescriptions for DME, primarily PWCs; purportedly
3 ordered by physicians who were not the primary care physicians
4 for the beneficiaries. Defendant ANIEZE-SMITH and defendant
5 GARBA often obtained these prescriptions directly from the
6 clinics, rather than from the beneficiaries.

7 c. Defendant ANIEZE-SMITH and defendant GARBA
8 delivered, or caused to be delivered, PWCs, to some of the
9 Medicare beneficiaries, knowing that those beneficiaries could
10 walk, and so did not medically need a PWC.

11 d. Defendant ANIEZE-SMITH and defendant GARBA
12 delivered, or caused to be delivered, PWCs, without conducting
13 the required home assessments to assess whether the
14 beneficiaries' homes would accommodate PWCs.

15 e. For some beneficiaries, defendant ANIEZE-SMITH and
16 defendant GARBA failed to deliver any DME.

17 f. Defendant ANIEZE-SMITH and defendant GARBA created
18 false and fraudulent documentation to support ITC's purported
19 delivery of PWCs to beneficiaries, even though, as defendant
20 ANIEZE-SMITH and defendant GARBA well knew, the beneficiaries did
21 not medically need the DME and some of them did not receive it.
22 This fraudulent documentation included home assessment forms that
23 purported to show that the beneficiaries' homes were assessed for
24 PWC accessibility, when, in fact, no home assessment was
25 performed.

26 g. Defendant ANIEZE-SMITH and defendant GARBA
27 submitted, and caused the submission of, false and fraudulent
28 claims to Medicare for DME, including PWCs and related

1 accessories, that were purportedly provided by ITC to Medicare
2 beneficiaries, knowing that the beneficiaries did not have a
3 medical need for the PWCs and that some beneficiaries did not
4 receive the DME for which ITC billed Medicare. Some of these
5 claims were submitted prior to the corresponding prescription
6 dates, while others were billed prior to the corresponding
7 delivery dates.

8 h. ITC also submitted claims with the NPIs of
9 physicians who did not prescribe the DME and who were different
10 from the physicians listed on the prescriptions in the patient
11 files.

12 i. As a result of the submission of false and
13 fraudulent claims, Medicare made payments to the ITC Bank
14 Account, which defendant ANIEZE-SMITH and defendant GARBA
15 controlled.

16 j. Defendant ANIEZE-SMITH and defendant GARBA then
17 transferred and disbursed monies from the ITC Bank Account to
18 themselves and withdrew large amounts of money in cash.

19 D. EXECUTIONS OF THE FRAUDULENT SCHEME

20 21. On or about the dates set forth below, within the
21 Central District of California and elsewhere, defendant ANIEZE-
22 SMITH and defendant GARBA, together with others known and unknown
23 to the Grand Jury, for the purpose of executing and attempting to
24 execute the fraudulent scheme described above, knowingly and
25 willfully caused to be submitted to Medicare for payment the
26 following false and fraudulent claims:

COUNT	BENEFICIARY	CLAIM NUMBER	DATED CLAIM SUBMITTED	AMOUNT CLAIMED
ONE	A.A.	8100817706000	4/9/2008	\$6,540.00
TWO	J.R.	8100817709000	4/9/2008	\$6,540.00
THREE	M.S.	8100817710000	4/9/2008	\$6,540.00
FOUR	C.G.	8155822587000	6/3/2008	\$6,540.00
FIVE	H.G.	8165849136000	6/13/2008	\$6,540.00
SIX	E.M.	9034808837000	2/3/2009	\$6,540.00

///

COUNT	BENEFICIARY	CLAIM NUMBER	DATED CLAIM SUBMITTED	AMOUNT CLAIMED
SEVEN	R.B.	9231849074000	8/19/2009	\$1,378.03

A TRUE BILL

151
Foreperson

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ANDRÉ BIROTTE JR.
United States Attorney
DW
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Dep. Chief, Crim. Div. FOA
ROBERT E. DUGDALE
Assistant United States Attorney
Chief, Criminal Division
RICHARD E. ROBINSON
Assistant United States Attorney
Chief, Major Frauds Section
CONSUELO WOODHEAD
Assistant United States Attorney
Deputy Chief, Major Frauds Section
KRISTEN A. WILLIAMS
Assistant United States Attorney
Major Frauds Section

United States District Court
Central District of California

JS-3

UNITED STATES OF AMERICA vs.

Docket No. CR 13-220-DMG

Defendant Abdul King Garba

Social Security No. 3 8 5 7

akas: None

(Last 4 digits)

JUDGMENT AND PROBATION/COMMITMENT ORDER

MONTH	DAY	YEAR
MAY	31	2016

In the presence of the attorney for the government, the defendant appeared in person on this date.

COUNSEL

Richard W. Raynor

(Name of Counsel)

PLEA

GUILTY, and the court being satisfied that there is a factual basis for the plea. NOLO CONTENDERE NOT GUILTY

FINDING

There being a finding/verdict of GUILTY, defendant has been convicted as charged of the offense(s) of: Health Care Fraud, Causing An Act To Be Done in violation of Title 18 U.S.C. §§ 1347, 2(b) as charged in Counts 1 - 5 of the Indictment.

JUDGMENT AND PROB/ COMM ORDER

The Court asked whether there was any reason why judgment should not be pronounced. Because no sufficient cause to the contrary was shown, or appeared to the Court, the Court adjudged the defendant guilty as charged and convicted and ordered that: Pursuant to the Sentencing Reform Act of 1984, it is the judgment of the Court that the defendant, ABDUL KING GARBA, is hereby committed to the custody of the Bureau of Prisons to be imprisoned for a term of TWENTY-ONE (21) MONTHS. This term consists of 21 months on each of Counts 1 through 5 of the Indictment, all such terms to run concurrently.

It is ordered that the defendant shall pay to the United States a special assessment of \$500, which is due immediately. Any unpaid balance shall be due during the period of imprisonment, at the rate of not less than \$25 per quarter, and pursuant to the Bureau of Prisons' Inmate Financial Responsibility Program.

It is ordered that the defendant shall pay restitution in the total amount of \$814,445.95 pursuant to 18 U.S.C. § 3663A.

The amount of restitution ordered shall be paid as follows:

<u>Victim</u>	<u>Amount</u>
MEDICARE	\$814,445.95

Restitution shall be paid in monthly installments of at least 10% of defendant's gross monthly income, but not less than \$250, whichever is greater, during the period of supervised release. These payments shall begin 30 days after the commencement of supervision. Nominal restitution payments are ordered as the Court finds that the defendant's economic circumstances do not allow for immediate payment of the amount ordered.

The defendant shall be held jointly and severally liable with co-defendant, Queen Anieze-Smith, for the amount of restitution ordered in this Judgment. The victim's recovery is limited to the amount of its loss and the defendant's liability for restitution ceases if and when the victim receives full restitution.

Pursuant to 18 U.S.C. § 3612(f)(3)(A), interest on the restitution ordered is waived because the defendant does not have the ability to pay interest. Payments may be subject to penalties for default and delinquency pursuant to 18 U.S.C. § 3612(g).

The defendant shall comply with General Order No. 01-05.

USA vs. Abdul King Garba

Docket No.: CR 13-220-DMG

Pursuant to Guideline Section 5E1.2(a), all fines are waived as the Court finds that the defendant has established that he is unable to pay and is not likely to become able to pay any fine in addition to restitution.

Upon release from imprisonment, the defendant shall be placed on supervised release for a term of THREE (3) YEARS. This term consists of three years on each of Counts 1 through 5 of the Indictment, all such terms to run concurrently under the following terms and conditions:

1. The defendant shall comply with the rules and regulations of the United States Probation Office, General Order 05-02, and General Order 01-05;
2. The defendant shall not commit any violation of federal, state, or local law or ordinance;
3. The defendant shall not engage, as whole or partial owner, employee or otherwise, in any business involving health care billings or reimbursements, without prior approval of the Probation Officer or the Court;
4. The defendant shall not be employed in any position that requires licensing and/or certification by any local, state, or federal agency without the prior written approval of the Probation Officer;
5. When not employed or excused by the Probation Officer for schooling, training, or other acceptable reasons, defendant shall complete up to 20 hours of community service per week.
6. The defendant shall apply all money received from income tax refunds, lottery winnings, inheritance, judgments, and any anticipated or unexpected financial gains to the outstanding court-ordered financial obligation;
7. During the period of community supervision, the defendant shall pay the special assessment and restitution in accordance with this judgment's orders pertaining to such payment; and
8. The defendant shall cooperate in the collection of a DNA sample from the defendant.

The drug testing condition mandated by statute is suspended based on the Court's determination that the defendant poses a low risk of future substance abuse.

It is further ordered that the defendant surrender himself to the institution designated by the Bureau of Prisons on or before 12 noon on August 1, 2016. In the absence of such designation, the defendant shall report on or before the same date and time, to the United States Marshal located at the Roybal Federal Building, 255 E. Temple Street, Los Angeles, California.

The Statement of Reasons shall be provided to the United States Probation Office, Bureau of Prisons, and the United States Sentencing Commission.

The Court authorizes the Probation Office to disclose the Presentence Report and any addenda to the Bureau of Prisons and the United States Sentencing Commission.

The Court recommends that the defendant be assigned to a federal correctional facility in the Southern California area.

The bond shall be exonerated upon surrender as to this defendant.

The Court informs the defendant of his right to appeal.

USA vs. Abdul King GarbaDocket No.: CR 13-220-DMG

In addition to the special conditions of supervision imposed above, it is hereby ordered that the Standard Conditions of Probation and Supervised Release within this judgment be imposed. The Court may change the conditions of supervision, reduce or extend the period of supervision, and at any time during the supervision period or within the maximum period permitted by law, may issue a warrant and revoke supervision for a violation occurring during the supervision period.

June 3, 2016

Date


 Dolly M. Gee, United States District Judge

It is ordered that the Clerk deliver a copy of this Judgment and Probation/Commitment Order to the U.S. Marshal or other qualified officer.

Clerk, U.S. District Court

June 3, 2016

Filed Date

By /s/ Kane Tien

Deputy Clerk

The defendant shall comply with the standard conditions that have been adopted by this court (set forth below).

STANDARD CONDITIONS OF PROBATION AND SUPERVISED RELEASE

While the defendant is on probation or supervised release pursuant to this judgment:

1. The defendant shall not commit another Federal, state or local crime;
2. the defendant shall not leave the judicial district without the written permission of the court or probation officer;
3. the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
4. the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
5. the defendant shall support his or her dependents and meet other family responsibilities;
6. the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
7. the defendant shall notify the probation officer at least 10 days prior to any change in residence or employment;
8. the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
9. the defendant shall not frequent places where controlled substances are illegally sold, used, distributed or administered;
10. 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;
11. 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 by the probation officer;
12. the defendant shall notify the probation officer within 72 hours of being arrested or questioned by a law enforcement officer;
13. 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;
14. 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 conform the defendant's compliance with such notification requirement;
15. the defendant shall, upon release from any period of custody, report to the probation officer within 72 hours;
16. and, for felony cases only: not possess a firearm, destructive device, or any other dangerous weapon.

USA vs. Abdul King GarbaDocket No.: CR 13-220-DMG

The defendant will also comply with the following special conditions pursuant to General Order 01-05 (set forth below).

STATUTORY PROVISIONS PERTAINING TO PAYMENT AND COLLECTION OF FINANCIAL SANCTIONS

The defendant shall pay interest on a fine or restitution of more than \$2,500, unless the court waives interest or unless the fine or restitution is paid in full before the fifteenth (15th) day after the date of the judgment pursuant to 18 U.S.C. §3612(f)(1). Payments may be subject to penalties for default and delinquency pursuant to 18 U.S.C. §3612(g). Interest and penalties pertaining to restitution, however, are not applicable for offenses completed prior to April 24, 1996.

If all or any portion of a fine or restitution ordered remains unpaid after the termination of supervision, the defendant shall pay the balance as directed by the United States Attorney's Office. 18 U.S.C. §3613.

The defendant shall notify the United States Attorney within thirty (30) days of any change in the defendant's mailing address or residence until all fines, restitution, costs, and special assessments are paid in full. 18 U.S.C. §3612(b)(1)(F).

The defendant shall notify the Court through the Probation Office, and notify the United States Attorney of any material change in the defendant's economic circumstances that might affect the defendant's ability to pay a fine or restitution, as required by 18 U.S.C. §3664(k). The Court may also accept such notification from the government or the victim, and may, on its own motion or that of a party or the victim, adjust the manner of payment of a fine or restitution-pursuant to 18 U.S.C. §3664(k). See also 18 U.S.C. §3572(d)(3) and for probation 18 U.S.C. §3563(a)(7).

Payments shall be applied in the following order:

1. Special assessments pursuant to 18 U.S.C. §3013;
2. Restitution, in this sequence (pursuant to 18 U.S.C. § 3664(i), all non-federal victims must be paid before the United States is paid):
 - Non-federal victims (individual and corporate),
 - Providers of compensation to non-federal victims,
 - The United States as victim;
3. Fine;
4. Community restitution, pursuant to 18 U.S.C. §3663(c); and
5. Other penalties and costs.

SPECIAL CONDITIONS FOR PROBATION AND SUPERVISED RELEASE

As directed by the Probation Officer, the defendant shall provide to the Probation Officer: (1) a signed release authorizing credit report inquiries; (2) federal and state income tax returns or a signed release authorizing their disclosure; and (3) an accurate financial statement, with supporting documentation as to all assets, income and expenses of the defendant. In addition, the defendant shall not apply for any loan or open any line of credit without prior approval of the Probation Officer.

The defendant shall maintain one personal checking account. All of defendant's income, "monetary gains," or other pecuniary proceeds shall be deposited into this account, which shall be used for payment of all personal expenses. Records of all other bank accounts, including any business accounts, shall be disclosed to the Probation Officer upon request.

The defendant shall not transfer, sell, give away, or otherwise convey any asset with a fair market value in excess of \$500 without approval of the Probation Officer until all financial obligations imposed by the Court have been satisfied in full.

These conditions are in addition to any other conditions imposed by this judgment.

USA vs. Abdul King Garba

Docket No.: CR 13-220-DMG

RETURN

I have executed the within Judgment and Commitment as follows:

Defendant delivered on _____ to _____

Defendant noted on appeal on _____

Defendant released on _____

Mandate issued on _____

Defendant's appeal determined on _____

Defendant delivered on _____ to _____

at _____

the institution designated by the Bureau of Prisons, with a certified copy of the within Judgment and Commitment.

United States Marshal

By _____
Deputy Marshal

Date

CERTIFICATE

I hereby attest and certify this date that the foregoing document is a full, true and correct copy of the original on file in my office, and in my legal custody.

Clerk, U.S. District Court

By _____
Deputy Clerk

Filed Date

FOR U.S. PROBATION OFFICE USE ONLY

Upon a finding of violation of probation or supervised release, I understand that the court may (1) revoke supervision, (2) extend the term of supervision, and/or (3) modify the conditions of supervision.

These conditions have been read to me. I fully understand the conditions and have been provided a copy of them.

(Signed) _____
Defendant

Date

U. S. Probation Officer/Designated Witness

Date

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA (Western Division - Los Angeles)
CRIMINAL DOCKET FOR CASE #: 2:13-cr-00220-DMG-2**

Case title: USA v. Anieze-Smith et al

Date Filed: 04/05/2013

Date Terminated: 06/03/2016

Assigned to: Judge Dolly M. Gee

Appeals court case number: 16-50204

9th Circuit

Defendant (2)

Abdul King Garba

TERMINATED: 06/03/2016

represented by **Richard W Raynor**

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LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Designation: CJA Appointment

Pending Counts

18:1347,2(b)HEALTH CARE FRAUD,
CAUSING AN ACT TO BE DONE
(1-5)

Disposition

Defendant is committed to the Bureau of Prisons for 21 months on each of Counts 1 through 5 of the Indictment, all such terms to run concurrently. Supervised release for three years on each of Counts 1 through 5 of the Indictment, all such terms to run concurrently under the terms and conditions of the United States Probation Office, General Order 05-02, and General Order 01-05. Special assessment of \$500. All fines are waived. Restitution in the total amount of \$814,445.95. The defendant shall be held jointly and severally liable with co-defendant, Queen Anieze-Smith, for the amount of restitution ordered in this Judgment.

Highest Offense Level (Opening)

Felony

Terminated Counts

18:1347,2(b)HEALTH CARE FRAUD,
CAUSING AN ACT TO BE DONE
(6-7)

Disposition

Counts 6,7 dismissed on governments
oral motion of 1/21/15

Highest Offense Level (Terminated)

Felony

Complaints

None

Disposition

Plaintiff

USA

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ATTORNEY TO BE NOTICED

Designation: Assistant US Attorney

Date Filed	#	Docket Text
04/05/2013	<u>1</u>	INDICTMENT filed as to Queen Anieze-Smith (1) count(s) 1-7, Abdul King Garba (2) count(s) 1-7. Offense occurred in LA. (ja) (Entered: 04/10/2013)
04/05/2013	<u>2</u>	EX PARTE APPLICATION to Seal Indictment and Related Documents Filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba(ja) (Entered: 04/10/2013)
04/05/2013	<u>3</u>	ORDER by Magistrate Judge Frederick F. Mumm granting <u>2</u> Ex Parte Application to Seal Indictment and Related Documents as to Queen Anieze-Smith (1), Abdul King Garba (2) (ja) (Entered: 04/10/2013)
04/05/2013	<u>5</u>	CASE SUMMARY filed by AUSA Kristen A. Williams as to Defendant Abdul King Garba; defendant's Year of Birth: 1966 (ja) (Entered: 04/10/2013)
04/05/2013	<u>6</u>	MEMORANDUM filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba in regards to the following Magistrate Judges: Jacqueline Chooljian, Patrick J. Walsh, Sheri Pym, Michael Wilner, Jean Rosenbluth (ja) (Entered: 04/10/2013)
04/05/2013	<u>7</u>	MEMORANDUM filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba. This criminal action, being filed on 4/5/13, was not pending in the U. S. Attorneys Office before the date on which Judge Michael W. Fitzgerald began receiving criminal matters. (ja) (Entered: 04/10/2013)
04/05/2013	<u>9</u>	NOTICE OF REQUEST FOR DETENTION filed by Plaintiff USA as to Defendant Abdul King Garba (ja) (Entered: 04/10/2013)
05/14/2013	<u>10</u>	REPORT COMMENCING CRIMINAL ACTION as to Defendant Abdul King Garba; defendant's Year of Birth: 1966; date of arrest: 5/14/2013 (ja) (Entered: 05/16/2013)
05/14/2013	<u>11</u>	MINUTES OF ARREST ON INDICTMENT HEARING held before Magistrate Judge Stephen J. Hillman as to Defendant Abdul King Garba. Defendant states true name as charged. Attorney: Richard W Raynor for Abdul King Garba, Appointed, present. Court orders bail set as: Abdul King Garba (2)

		\$75,000.00 Appearance Bond, SEE ATTACHED BOND FOR TERMS AND CONDITIONS. Defendant remanded to the custody of the USM. Court Smart: CS 5/14/13. (ja) (Entered: 05/16/2013)
05/14/2013	<u>12</u>	STATEMENT OF CONSTITUTIONAL RIGHTS filed by Defendant Abdul King Garba (ja) (Entered: 05/16/2013)
05/14/2013	<u>22</u>	MINUTES OF POST-INDICTMENT ARRAIGNMENT: held before Magistrate Judge Stephen J. Hillman as to Defendant Abdul King Garba (2) Count 1-7. Defendant arraigned, states true name: As charged. Defendant entered not guilty plea to all counts as charged. Attorney: Richard W. Raynor, Appointed present. Case assigned to Judge Dolly M. Gee. Jury Trial set for 7/16/2013 08:30 AM before Judge Dolly M. Gee. Pretrial Conference set for 7/3/2013 02:30 PM before Judge Dolly M. Gee. Court Smart: CS05/14/2013. (tba) (Entered: 05/16/2013)
05/14/2013	<u>25</u>	BOND AND CONDITIONS OF RELEASE filed as to Defendant Abdul King Garba conditions of release: \$75,000 Appearance Bond, see attached bond for terms and conditions approved by Magistrate Judge Stephen J. Hillman. (mhe) (Entered: 05/17/2013)
05/16/2013	<u>20</u>	NOTICE of Criminal History filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba (Williams, Kristen) (Entered: 05/16/2013)
05/16/2013	<u>26</u>	PASSPORT RECEIPT from U. S. Pretrial Services as to Defendant Abdul King Garba. Germany passport No: 5061229711 was received on 5/16/13. Re: Bond and Conditions (CR-1) <u>25</u> . (mhe) (Entered: 05/17/2013)
05/16/2013	<u>27</u>	PASSPORT RECEIPT from U. S. Pretrial Services as to Defendant Abdul King Garba. USA passport No: 482543669 was received on 5/16/13. Re: Bond and Conditions (CR-1) <u>25</u> . (mhe) (Entered: 05/17/2013)
05/24/2013	<u>29</u>	STIPULATION for Disclosure of Confidential Health Information. filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba (Attachments: # <u>1</u> Proposed Order)(Williams, Kristen) (Entered: 05/24/2013)
05/28/2013	<u>31</u>	PROTECTIVE ORDER by Judge Dolly M. Gee as to Defendants Queen Anieze-Smith, Abdul King Garba, re Stipulation <u>29</u> . See document for details. (gk) (Entered: 05/29/2013)
06/12/2013	<u>36</u>	STIPULATION to Continue Trial Date from July 16, 2013 to November 12, 2013 filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba (Attachments: # <u>1</u> Proposed Order)(Williams, Kristen) (Entered: 06/12/2013)
06/13/2013	<u>37</u>	ORDER CONTINUING TRIAL DATE AND FINDINGS REGARDING EXCLUDABLE TIME PERIODS PURSUANT TO SPEEDY TRIAL ACT <u>36</u> by Judge Dolly M. Gee as to Defendant Queen Anieze-Smith, Abdul King Garba. Jury Trial set for 11/12/2013 at 8:30 AM. Pretrial Conference set for 10/30/2013 at 2:00 PM. The discovery deadline will be September 12, 2013. (im) (Entered: 06/14/2013)
07/10/2013	<u>38</u>	

		APPLICATION to Modify Conditions of Release Filed by Defendant Abdul King Garba (Attachments: # <u>1</u> Proposed Order)(Raynor, Richard) (Entered: 07/10/2013)
07/18/2013	<u>39</u>	MINUTES OF IN CHAMBERS ORDER by Judge Dolly M. Gee: as to Defendant Abdul King Garba. The Court hereby refers defendant's application for review/reconsideration of order setting conditions of release/detention (19 U.S.C. 3142) and request for hearing [Doc.#38] to Magistrate Judge Hillman. (bp) (Entered: 07/19/2013)
07/23/2013	<u>40</u>	NOTIFICATION RE: APPLICATION to Modify Conditions of Release <u>38</u> filed by Defendant Abdul King Garba. The Request for hearing was APPROVED. Application set for hearing on 7/24/2013 at 11:00 AM before Magistrate Judge Stephen J. Hillman. (sbu) (Entered: 07/23/2013)
07/23/2013	<u>41</u>	Notice of Appearance or Withdrawal of Counsel: for attorney Jonathan T Baum counsel for Plaintiff USA. Adding JONATHAN BAUM as attorney as counsel of record for UNITED STATES OF AMERICA for the reason indicated in the G-123 Notice. Filed by plaintiff UNITED STATES OF AMERICA. (Baum, Jonathan) (Entered: 07/23/2013)
07/24/2013	<u>42</u>	MINUTES OF BAIL HEARING held before Magistrate Judge Stephen J. Hillman as to Defendant Abdul King Garba. Defendant's request for review/reconsideration of bail is DENIED (2) Court Smart: CS 7/24/13. (ja) (Entered: 07/24/2013)
07/30/2013	<u>44</u>	CRIMINAL MOTION AND TRIAL ORDER by Judge Dolly M. Gee as to Defendants Queen Anieze-Smith, Abdul King Garba. Pretrial Conference set for 10/30/2013 at 2:00 PM. Jury Trial set for 11/12/2013 at 8:30 AM. See document for details. (gk) (Entered: 07/31/2013)
09/20/2013	<u>46</u>	NOTICE OF APPEARANCE OR REASSIGNMENT of AUSA Fred G Medick on behalf of Plaintiff USA. Filed by Plaintiff USA. (Medick, Fred) (Entered: 09/20/2013)
10/17/2013	<u>47</u>	STIPULATION to Continue Trial Date from November 12, 2013 to March 25, 2014 filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba (Attachments: # <u>1</u> Proposed Order)(Medick, Fred) (Entered: 10/17/2013)
10/18/2013	<u>48</u>	ORDER CONTINUING TRIAL DATE AND FINDINGS REGARDING EXCLUDABLE TIME PERIODS PURSUANT TO SPEEDY TRIAL ACT by Judge Dolly M. Gee as to Defendants Queen Anieze-Smith, Abdul King Garba. Jury Trial is continued to 3/25/2014 08:30 AM before Judge Dolly M. Gee. Pretrial Conference is continued to 3/12/2014 02:30 PM before Judge Dolly M. Gee. (gk) (Entered: 10/21/2013)
01/30/2014	<u>50</u>	NOTICE OF APPEARANCE OR REASSIGNMENT of AUSA Cathy J Ostiller on behalf of Plaintiff USA. Filed by Plaintiff USA. (Attorney Cathy J Ostiller added to party USA(pty:pla))(Ostiller, Cathy) (Entered: 01/30/2014)
01/31/2014	<u>51</u>	

		NOTICE OF APPEARANCE OR REASSIGNMENT of AUSA Kristen A Williams on behalf of Plaintiff USA. Filed by Plaintiff USA. (Williams, Kristen) (Entered: 01/31/2014)
02/14/2014	<u>52</u>	NOTICE of Manual Filing of Sealed Documents, Unopposed Sealing Application, and Proposed Sealing Order filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba (Ostiller, Cathy) (Entered: 02/14/2014)
02/14/2014	<u>53</u>	SEALED DOCUMENT- Sealed Document (mat) (Entered: 02/18/2014)
02/14/2014	<u>54</u>	SEALED DOCUMENT- Sealed Document (mat) (Entered: 02/18/2014)
02/14/2014	<u>55</u>	SEALED DOCUMENT- Sealed Document (mat) (Entered: 02/18/2014)
02/14/2014	<u>56</u>	SEALED DOCUMENT- ORDER (SEALED DOCUMENT) (mat) (Entered: 02/18/2014)
02/25/2014	<u>57</u>	NOTICE OF MOTION AND MOTION in Limine to Admit Business Records Pursuant to the Self-Authentication Provisions of Federal Rule of Evidence 902 (11); Declaration of Cathy J. Ostiller and Exhibits Thereto (<i>Unopposed</i>) Filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba Motion set for hearing on 3/12/2014 at 02:30 PM before Judge Dolly M. Gee. (Ostiller, Cathy) (Entered: 02/25/2014)
02/25/2014	<u>58</u>	NOTICE OF MOTION AND MOTION in Limine to Admit Medicare Overpayment Letters Filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba Motion set for hearing on 3/12/2014 at 02:30 PM before Judge Dolly M. Gee. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D)(Williams, Kristen) (Entered: 02/25/2014)
02/25/2014	<u>59</u>	NOTICE OF MOTION AND MOTION in Limine to Admit Summary Charts Filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba Motion set for hearing on 3/12/2014 at 02:30 PM before Judge Dolly M. Gee. (Attachments: # <u>1</u> Exhibit 901, # <u>2</u> Exhibit 902, # <u>3</u> Exhibit 903, # <u>4</u> Exhibit 904, # <u>5</u> Exhibit 905, # <u>6</u> Exhibit 906, # <u>7</u> Exhibit 907, # <u>8</u> Exhibit 908, # <u>9</u> Exhibit 909, # <u>10</u> Exhibit 910, # <u>11</u> Exhibit 911)(Williams, Kristen) (Entered: 02/25/2014)
03/05/2014	<u>60</u>	STIPULATION to Continue Trial Date from March 25, 2014 to June 24, 2014 filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba (Attachments: # <u>1</u> Proposed Order)(Williams, Kristen) (Entered: 03/05/2014)
03/06/2014	<u>61</u>	ORDER CONTINUING TRIAL DATE AND FINDINGS REGARDING EXCLUDABLE TIME PERIODS PURSUANT TO SPEEDY TRIAL ACT by Judge Dolly M. Gee as to Defendants Queen Anieze-Smith, Abdul King Garba. Jury Trial is continued to 6/24/2014 08:30 AM before Judge Dolly M. Gee. Pretrial Conference and the Motions in Limine <u>57</u> , <u>58</u> , and <u>59</u> are continued to 6/11/2014 at 02:30 PM before Judge Dolly M. Gee. (gk) (Entered: 03/07/2014)
05/29/2014	<u>62</u>	STIPULATION to Continue Motions Filing Deadline from May 27, 2014 to June 10, 2014 filed by Plaintiff USA as to Defendant Queen Anieze-Smith,

		Abdul King Garba (Attachments: # <u>1</u> Proposed Order)(Williams, Kristen) (Entered: 05/29/2014)
05/30/2014	<u>63</u>	ORDER CONTINUING MOTION FILING DATE by Judge Dolly M. Gee as to Defendants Queen Anieze-Smith, Abdul King Garba. Upon Stipulation <u>62</u> , the motion filing date in this matter is continued nunc pro tunc from 5/27/2014 to 6/10/2014. (gk) (Entered: 06/02/2014)
06/10/2014	<u>64</u>	(IN CHAMBERS) ORDER by Judge Dolly M. Gee as to Defendant Queen Anieze-Smith, Abdul King Garba: On the Court's own motion, the Pretrial Conference and Motions in Limine <u>57</u> <u>58</u> <u>59</u> presently set for June 11, 2014 is hereby continued to June 18, 2014 3:30 p.m. IT IS SO ORDERED. THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY.(kti) TEXT ONLY ENTRY (Entered: 06/10/2014)
06/10/2014	<u>65</u>	STIPULATION to Continue Trial Date from June 24, 2014 to December 9, 2014 <i>and Request for Findings of Excludable Time Periods Pursuant to Speedy Trial Act</i> filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba (Attachments: # <u>1</u> Proposed Order Continuing Trial Date and Findings Regarding Excludable Time Periods Pursuant to Speedy Trial Act) (Ostiller, Cathy) (Entered: 06/10/2014)
06/16/2014	<u>66</u>	STIPULATION to Continue Trial Date from June 24, 2014 to January 20, 2015 <i>and Request for Findings of Excludable Time Periods Pursuant to Speedy Trial Act</i> filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba (Attachments: # <u>1</u> Proposed Order Continuing Trial Date and Findings Regarding Excludable Time Periods Pursuant to Speedy Trial Act) (Ostiller, Cathy) (Entered: 06/16/2014)
06/16/2014	<u>67</u>	ORDER GRANTING STIPULATION TO CONTINUE Trial <u>66</u> by Judge Dolly M. Gee as to Defendant Queen Anieze-Smith, Abdul King Garba. Jury Trial set for 1/20/2015 08:30 AM before Judge Dolly M. Gee. Status Conference set for 1/7/2015 02:30 PM before Judge Dolly M. Gee. (rne) (Entered: 06/16/2014)
11/06/2014	<u>68</u>	STIPULATION to Continue Trial Date from January 20, 2015 to February 3, 2015 filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba (Attachments: # <u>1</u> Proposed Order)(Williams, Kristen) (Entered: 11/06/2014)
11/07/2014	<u>69</u>	ORDER CONTINUING TRIAL DATE AND FINDINGS REGARDING EXCLUDABLE TIME PERIODS PURSUANT TO SPEEDY TRIAL ACT by Judge Dolly M. Gee as to Defendants Queen Anieze-Smith, Abdul King Garba. Jury Trial is continued to 2/3/2015 08:30 AM before Judge Dolly M. Gee. Pretrial Conference is continued to 1/13/2015 02:00 PM before Judge Dolly M. Gee. The motions in limine filed by the government <u>57</u> , <u>58</u> , <u>59</u> are calendared for the pretrial conference date of 1/13/2015 at 02:00 PM before Judge Dolly M. Gee. (gk) (Entered: 11/07/2014)
12/15/2014	<u>72</u>	NOTICE OF APPEARANCE OR REASSIGNMENT of AUSA Sandhya Ramadas on behalf of Plaintiff USA. Filed by Plaintiff USA. (Attorney

		Sandhya Ramadas added to party USA(pty:pla))(Ramadas, Sandhya) (Entered: 12/15/2014)
12/23/2014	<u>77</u>	NOTICE OF MOTION AND MOTION in Limine to Exclude TESTIMONY OF FBI SPECIAL AGENT MARK COLEMAN Filed by Plaintiff Queen Anieze-Smith as to Defendant Queen Anieze-Smith, Abdul King Garba Motion set for hearing on 1/21/2015 at 02:30 PM before Judge Dolly M. Gee. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C)(Rim, Naeun) (Entered: 12/23/2014)
12/23/2014	<u>78</u>	EX PARTE APPLICATION to Compel GOVERNMENT WITNESS LIST IN ADVANCE OF TRIAL Filed by Plaintiff Queen Anieze-Smith as to Defendant Queen Anieze-Smith, Abdul King Garba. (Attachments: # <u>1</u> Proposed Order) (Rim, Naeun) (Entered: 12/23/2014)
12/23/2014	<u>79</u>	OPPOSITION to MOTION in Limine to Admit Medicare Overpayment Letters <u>58</u> filed by Defendant Abdul King Garba. (Raynor, Richard) (Entered: 12/23/2014)
12/23/2014	<u>80</u>	OPPOSITION to MOTION in Limine to Admit Summary Charts <u>59</u> filed by Defendant Abdul King Garba. (Raynor, Richard) (Entered: 12/23/2014)
12/23/2014	<u>81</u>	NOTICE OF MOTION AND MOTION in Limine to Preclude Testimony of Mark Coleman Filed by Defendant Abdul King Garba Motion set for hearing on 1/21/2015 at 02:30 PM before Judge Dolly M. Gee.(Raynor, Richard) (Entered: 12/23/2014)
12/23/2014	<u>82</u>	NOTICE OF MOTION AND MOTION in Limine to Preclude Testimony of Jody Whitten Filed by Defendant Abdul King Garba Motion set for hearing on 1/21/2015 at 02:30 PM before Judge Dolly M. Gee. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3)(Raynor, Richard) (Entered: 12/23/2014)
12/29/2014	<u>87</u>	JOINDER in MOTION to Sever Defendant <u>83</u> filed by Queen Anieze-Smith filed by Defendant Abdul King Garba. (Raynor, Richard) Modified on 1/22/2015 (lc). (Entered: 12/29/2014)
01/05/2015	<u>89</u>	NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents RE: Opposition of Abdul Garba to Government's Motion in Limine to Introduce Summary Charts <u>80</u> . The following error(s) was found: Local Rule 11-8 Memorandum/brief exceeding 10 pages shall contain table of contents. In response to this notice the court may order (1) an amended or correct document to be filed (2) the document stricken or (3) take other action as the court deems appropriate. You need not take any action in response to this notice unless and until the court directs you to do so. (lom) (Entered: 01/05/2015)
01/05/2015	<u>90</u>	NOTICE OF CLERICAL ERROR, as to Defendants Queen Anieze-Smith, Abdul King Garba Re: Order Continuing Pretrial Conference and Modifying Briefing Schedule <u>76</u> . Due to clerical error, the attached Order was docketed as to Defendant Queen Anieze-Smith, only, and should have been docketed as to both defendants. (gk) (Entered: 01/05/2015)
01/06/2015	<u>91</u>	

		OPPOSITION to MOTION to Sever Defendant 83 filed by Plaintiff USA as to Defendant Defendants Anieze-Smith and Garba. (Ostiller, Cathy) (Entered: 01/06/2015)
01/06/2015	<u>92</u>	OPPOSITION to MOTION in Limine to Exclude TESTIMONY OF FBI SPECIAL AGENT MARK COLEMAN <u>77</u> , MOTION in Limine to Preclude Testimony of Mark Coleman <u>81</u> filed by Plaintiff USA as to Defendant Defendants Anieze-Smith and Garba. (Ostiller, Cathy) (Entered: 01/06/2015)
01/06/2015	<u>93</u>	OPPOSITION to MOTION in Limine to Preclude Testimony of Jody Whitten <u>82</u> (Attachments: # <u>1</u> Declaration Declaration of Sandhya Ramadas)(Ramadas, Sandhya) (Entered: 01/06/2015)
01/13/2015	<u>94</u>	SUPPLEMENT to MOTION in Limine to Admit Business Records Pursuant to the Self-Authentication Provisions of Federal Rule of Evidence 902(11); Declaration of Cathy J. Ostiller and Exhibits Thereto (<i>Unopposed</i>) <u>57</u> filed by Plaintiff USA as to Defendant Queen Anieze-Smith and Abdul King Garba. (Attachments: # <u>1</u> Declaration of Sandhya Ramadas and Exhibits)(Ramadas, Sandhya) (Entered: 01/13/2015)
01/13/2015	<u>95</u>	REPLY support MOTION in Limine to Admit Summary Charts <u>59</u> filed by Plaintiff USA as to Defendant Defendants Anieze-Smith and Garba. (Ostiller, Cathy) (Entered: 01/13/2015)
01/13/2015	<u>96</u>	REPLY in support of MOTION in Limine to Admit Medicare Overpayment Letters <u>58</u> filed by Plaintiff USA as to Defendant Queen Anieze-Smith and Defendant Abdul King Garba. (Ramadas, Sandhya) (Entered: 01/13/2015)
01/13/2015	<u>98</u>	REPLY support MOTION in Limine to Preclude Testimony of Jody Whitten <u>82</u> filed by Defendant Abdul King Garba. (Raynor, Richard) (Entered: 01/13/2015)
01/21/2015	<u>101</u>	MINUTES OF Pretrial Conference and Motions in limine hearing held before Judge Dolly M. Gee as to Defendant Queen Anieze-Smith, Abdul King Garba GOVERNMENTS UNOPPOSED MOTION IN LIMINE TO ADMIT BUSINESS RECORDS <u>57</u> ; GOVERNMENTS MOTION IN LIMINE TO ADMIT MEDICARE OVERPAYMENTLETTERS AND APPEAL DECISIONS <u>58</u> ; GOVERNMENTS MOTION IN LIMINE TO ADMIT SUMMARY EVIDENCE OF MEDICARE CLAIMS DATA, BANK RECORDS, PATIENT FILES, AND INVOICE RECORDS <u>59</u> ; DEFENDANT ANIEZE-SMITH'S MOTION IN LIMINE TO EXCLUDE TESTIMONY OF FBI SPECIAL AGENT MARK COLEMAN <u>77</u> ; DEFENDANT GARBA'S MOTION IN LIMINE TO PRECLUDE TESTIMONY OF GOVERNMENT WITNESS MARK COLEMAN <u>81</u> DEFENDANT GARBA'S MOTION IN LIMINE TO PRECLUDE TESTIMONY OFGOVERNMENT WITNESS JODY WHITTEN <u>82</u> ; DEFENDANT ANIEZE-SMITH'S MOTION FOR SEVERANCE <u>83</u> ; DEFENDANT ANIEZE-SMITH'S NOTICE OF JOINDER <u>84</u> ;DEFENDANT GARBA'S JOINDER IN MOTION TO SEVER FILED BY CO-DEFENDANTQUEEN ANIEZE-SMITH <u>87</u> are taken under submission and a written order will issue. The Government shall inform Defendants by January 29, 2015 regarding which documents it intends to use at trial by identifying the

		Bates-stamp numbers or by providing the exhibit list and copy of the exhibits. Further, pursuant to Fed. R. Evid. 702 and Fed. R. Crim. P. 16(a)(1)(G), the Court orders the Government to file a supplemental expert report for Mark Coleman and Jody Whitten by January 26, 2015. Defendants may file a response thereto by January 28, 2015. Any motions to quash shall be filed by January 26, 2015 at noon. Any opposition thereto shall be filed by January 29, 2015 at noon. Thereafter, all such motions shall stand submitted. The Court GRANTS the Government's oral motion to dismiss counts 6 and 7 of the Indictment as to both Defendants. The Court and counsel confer regarding the logistics of trial. The Jury Trial shall commence on Tuesday, February 3, 2015 at 8:30 a.m. and is estimated to be 10 days. Each party shall be allotted up to thirty (30) minutes to present opening statements. Counsel are instructed to familiarize themselves with the Court's audio-visual equipment prior to the first day of trial. The parties shall comply with the Court's Criminal Trial Order [Doc. # 44]. Court Reporter: Anne Kielwasser. (lc) (Entered: 01/22/2015)
01/23/2015	<u>102</u>	MINUTES (IN CHAMBERS) by Judge Dolly M. Gee: ORDER RE MOTIONS IN LIMINE (57, 58, 59, 77, 81, 82, 83, 84, 87) to defendants Queen Anieze-Smith (1), Abdul King Garba (2). The Governments unopposed motion to admit business records <u>57</u> is GRANTED. The Governments motion to admit Medicare overpayment letters and appeals decisions <u>58</u> is GRANTED. The Governments motion to admit summary evidence <u>59</u> is GRANTED. Defendants motions to preclude testimony of SA Mark Coleman <u>77</u> ; <u>81</u> are DENIED. Defendant Garbas motion to preclude testimony of Jody Whitten <u>82</u> is DENIED. Defendant Anieze-Smiths motion for severance [83] 3] is DENIED. (SEE DOCUMENT FOR DETAILED SPECIFICS AND DEADLINES to each respective motion rulings therein). (lc) (Entered: 01/23/2015)
01/26/2015	<u>104</u>	NOTICE OF MOTION AND MOTION to Quash Defendant Anieze-Smith's Subpoenas for FBI Policy Manuals Filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba. (Attachments: # <u>1</u> Declaration of Cathy J. Ostiller in Support of Government's Motion to Quash and Exhibits A-F Thereto, # <u>2</u> Proposed Order Granting Government's Motion to Quash) (Ostiller, Cathy) (Entered: 01/26/2015)
01/26/2015	<u>105</u>	NOTICE OF LODGING filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba of <i>Supplemental Disclosures for Special Agent Mark Coleman; Declaration of Cathy J. Ostiller in Support Thereof and Exhibits A-B Thereto</i> (Ostiller, Cathy) (Entered: 01/26/2015)
01/26/2015	<u>106</u>	NOTICE OF LODGING filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba of <i>Supplemental Expert Report Regarding Jody Whitten</i> (Attachments: # <u>1</u> Declaration of Sandhya Ramadas in Support Thereof and Accompanying Exhibits)(Ramadas, Sandhya) (Entered: 01/26/2015)
01/26/2015	<u>107</u>	NOTICE OF MOTION AND MOTION in Limine to Exclude IRRELEVANT AND CONFUSING TESTIMONY Filed by Plaintiff Queen Anieze-Smith as to Defendant Queen Anieze-Smith, Abdul King Garba Motion set for hearing on 2/2/2015 at 02:00 PM before Judge Dolly M. Gee. (Attachments: # <u>1</u>

		Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C)(Orihuela, Marisol) (Entered: 01/26/2015)
01/27/2015	<u>109</u>	(IN CHAMBERS) ORDER by Judge Dolly M. Gee as to Defendant Queen Anieze-Smith, Abdul King Garba. The Government shall file a response to the Defendant's motions in limine <u>107</u> <u>108</u> by January 29, 2015. IT IS SO ORDERED. THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY.(kti) TEXT ONLY ENTRY (Entered: 01/27/2015)
01/27/2015	<u>114</u>	JOINDER in MOTION in Limine to Preclude The Government From Introducing Prejudicial Evidence of Fraud Unrelated To ITC and Prejudicial Terms <u>108</u> filed by Queen Anieze-Smith, MOTION in Limine to Exclude IRRELEVANT AND CONFUSING TESTIMONY <u>107</u> filed by Queen Anieze-Smith filed by Defendant Abdul King Garba. (Raynor, Richard) (Entered: 01/27/2015)
01/27/2015	<u>115</u>	PROPOSED JURY VERDICT filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba (Ramadas, Sandhya) (Entered: 01/27/2015)
01/27/2015	<u>117</u>	PROPOSED JURY INSTRUCTIONS (Joint Disputed Annotated set) filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba (Ramadas, Sandhya) (Entered: 01/27/2015)
01/27/2015	<u>118</u>	PROPOSED JURY INSTRUCTIONS (Joint Undisputed Annotated set) filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba (Ramadas, Sandhya) (Entered: 01/27/2015)
01/27/2015	<u>119</u>	PROPOSED VOIR DIRE QUESTIONS filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba (Ramadas, Sandhya) (Entered: 01/27/2015)
01/27/2015	<u>120</u>	TRIAL MEMORANDUM filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba (Ostiller, Cathy) (Entered: 01/27/2015)
01/27/2015	<u>121</u>	PROPOSED JOINT STATEMENT OF THE CASE filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba (Ostiller, Cathy) (Entered: 01/27/2015)
01/27/2015	<u>122</u>	PROPOSED JURY VERDICT filed by Plaintiff Queen Anieze-Smith as to Defendant Queen Anieze-Smith, Abdul King Garba (Orihuela, Marisol) (Entered: 01/27/2015)
01/28/2015	<u>126</u>	SUPPLEMENT to MOTION to Quash Defendant Anieze-Smith's Subpoenas for FBI Policy Manuals <u>104</u> and Declaration of Cathy J. Ostiller in Support Thereof and Exhibit Thereto filed by Plaintiff USA as to Defendant Defendants Anieze-Smith and Garba. and Declaration of Cathy J. Ostiller in Support Thereof and Exhibit Thereto (Ostiller, Cathy) (Entered: 01/28/2015)
01/28/2015	<u>127</u>	NOTICE OF MOTION AND MOTION in Limine to Exclude Exclude Defense Expert Based on Untimely Notice, Insufficient Disclosures, and Lack of Qualifications to Provide Expert Opinions on Medical Necessity Regarding Power Wheelchairs or, Alternatively, Compel Compliance with Rule 16 Expert Disclosures and Set a Daubert Hearing and Declaration of Kristen A. Williams in Support Thereof and Exhibits Thereto Filed by Plaintiff USA as to

		Defendant Queen Anieze-Smith, Abdul King Garba Motion set for hearing on 2/2/2015 at 02:00 PM before Judge Dolly M. Gee.(Ostiller, Cathy) (Entered: 01/28/2015)
01/28/2015	<u>128</u>	SUPPLEMENT to MOTION in Limine to Preclude Testimony of Jody Whitten <u>82</u> re <i>Supplemental Expert Report 106</i> filed by Defendant Abdul King Garba. re <i>Supplemental Expert Report 106</i> (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3)(Raynor, Richard) (Entered: 01/28/2015)
01/29/2015	<u>130</u>	OPPOSITION to MOTION in Limine to Exclude IRRELEVANT AND CONFUSING TESTIMONY <u>107</u> filed by Plaintiff USA as to Defendant Queen Anieze-Smith and Abdul King Garba. (Ramadas, Sandhya) (Entered: 01/29/2015)
01/29/2015	<u>131</u>	OPPOSITION to MOTION in Limine to Preclude The Government From Introducing Prejudicial Evidence of Fraud Unrelated To ITC and Prejudicial Terms <u>108</u> filed by Plaintiff USA as to Defendant Defendants Queen Anieze-Smith and Abdul King Garba. (Ostiller, Cathy) (Entered: 01/29/2015)
01/29/2015	<u>132</u>	OPPOSITION to EX PARTE APPLICATION for Order <i>DIRECTING GOVERNMENT TO PRODUCE INTERVIEW NOTES</i> <u>125</u> filed by Plaintiff USA as to Defendant Defendants Queen Anieze-Smith and Abdul King Garba. (Ostiller, Cathy) (Entered: 01/29/2015)
01/30/2015	<u>135</u>	MINUTES ORDER (IN CHAMBERS): by Judge Dolly M. Gee: GOVERNMENTS MOTION TO QUASH SUBPOENAS; DEFENDANT ANIEZE-SMITHS MOTION TO EXCLUDE TESTIMONY; DEFENDANT ANIEZE-SMITHS MOTION TO EXCLUDE EVIDENCE OF UNRELATED FRAUD; DEFENDANT ANIEZE-SMITHS EX PARTE APPLICATION FOR PRODUCTION OF INTERVIEW NOTES; GOVERNMENTS MOTION TO EXCLUDE DEFENSE EXPERT <u>104</u> <u>107</u> <u>108</u> <u>125</u> <u>127</u> . Based on the foregoing, IT IS ORDERED as follows: 1. The Governments Motion to Quash the three subpoenas served on the FBI is GRANTED; 2. Defendant Anieze-Smiths Motion to Exclude Testimony of Dr. Sam and Dr. Brand is DENIED; 3. Defendant Anieze-Smiths Motion to Exclude Evidence of Unrelated Fraud and Prejudicial Terms is DENIED; 4. Defendant Anieze-Smiths Ex Parte Application for Production of Interview Notes is DENIED because the Government has already agreed to produce the notes; 5. Defendants objections to the expert testimony of Whitten and Coleman are OVERRULED, without prejudice to more targeted objections at trial as appropriate; and 6. With respect to the Governments Motion to Exclude the Defense Expert, Defendant Anieze-Smith shall file a response no later than 9:00 a.m. on February 2, 2015. IT IS FURTHER ORDERED that the hearing set for February 2, 2015 is hereby VACATED. (See order for details.) (kti) (Entered: 01/30/2015)
01/30/2015	<u>137</u>	NOTICE OF MOTION AND MOTION to Quash Subpoenas for HHS-OIG Policy Manuals Filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba. (Attachments: # <u>1</u> Proposed Order Granting Government's Motion to Quash Subpoenas for HHS-OIG Policy Manuals)(Ostiller, Cathy) (Entered: 01/30/2015)
01/30/2015	<u>138</u>	

		NOTICE of Government's Position re: Defendant Queen Anieze-Smith's Ex Parte Application to Unseal Transcript filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba <i>and Declaration of Cathy J. Ostiller in Support Thereof and Exhibit A Thereto</i> (Ostiller, Cathy) (Entered: 01/30/2015)
02/02/2015	<u>141</u>	(IN CHAMBERS) ORDER by Judge Dolly M. Gee as to Defendant Queen Anieze-Smith, Abdul King Garba. Pursuant to Defendants' request, a status conference is hereby set on February 2, 2015 at 1:30 p.m. Defendants are ordered to appear. IT IS SO ORDERED. THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY.(kti) TEXT ONLY ENTRY (Entered: 02/02/2015)
02/02/2015	<u>142</u>	ORDER re Ex Parte Application 136 by Judge Dolly M. Gee: as to Queen Anieze-Smith (1). GOOD CAUSE HAVING BEEN SHOWN, IT IS HEREBY ORDERED that the information regarding the date(s) of Special Agent Mark Colemans testimony [Doc. # 216], in United States v. Richard Lopez, CR 10-11-PSG, shall be provided to the Office of the Federal Public Defender. (kti) (Entered: 02/02/2015)
02/02/2015	<u>143</u>	STIPULATION to Continue Trial Date from February 3, 2015 to February 24, 2015 <i>and Request for Findings of Excludable Time Periods Pursuant to Speedy Trial Act</i> filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba (Attachments: # <u>1</u> Proposed Order Continuing Trial Date and Findings Regarding Excludable Time Periods Pursuant to Speedy Trial Act) (Ostiller, Cathy) (Entered: 02/02/2015)
02/02/2015	<u>146</u>	MINUTES OF STATUS CONFERENCE: Status Conference held before Judge Dolly M. Gee as to Defendant Queen Anieze-Smith, Abdul King Garba. Jury Trial continued to 2/24/2015 at 08:30 A.M. The Court sets a final deadline for any further motions and requests for discovery on February 4, 2015. Oppositions are due by February 6, 2015. Any motions filed after the deadline shall be summarily denied. The Court hears arguments re Governments motion to quash subpoenas for HHS-OIG policy manuals [Doc. # 137] and Defendant Anieze-Smith's ex parte application to unseal information pertaining to date of Mark Coleman's prior testimony in another case [Doc. # 136]. Orders to issue. The Court GRANTS Defendant Anieze-Smith's unopposed ex parte for extension of time to file opposition to governments motion to exclude defense expert [Doc. # 139]. Defendants shall file an opposition by February 4, 2015, and the Government shall file the reply by February 6, 2015. (See order for further details). Court Reporter: Myra Ponce. (shb) (Entered: 02/03/2015)
02/03/2015	<u>147</u>	MINUTES (IN CHAMBERS): ORDER by Judge Dolly M. Gee: granting <u>137</u> Motion to Quash the two subpoenas served on HHS-OIG as to Queen Anieze-Smith (1). (shb) (Entered: 02/03/2015)
02/04/2015	<u>148</u>	NOTICE of Witness Availability filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba (Ramadas, Sandhya) (Entered: 02/04/2015)
02/04/2015	<u>149</u>	NOTICE OF LODGING filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba <i>of Supplemental Disclosures for Special Agent Keith Kuntz</i> (Ostiller, Cathy) (Entered: 02/04/2015)

02/04/2015	<u>150</u>	NOTICE OF MOTION AND MOTION to Compel discovery Filed by Plaintiff Queen Anieze-Smith as to Defendant Queen Anieze-Smith, Abdul King Garba. Motion set for hearing on 2/17/2015 at 02:00 PM before Judge Dolly M. Gee. (Orihuela, Marisol) (Entered: 02/04/2015)
02/05/2015	<u>153</u>	NOTICE of Regarding Lack of Defense Opposition to Government's Motion In Limine to Exclude Defense Expert filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba , Re: MOTION in Limine to Exclude Exclude Defense Expert Based on Untimely Notice, Insufficient Disclosures, and Lack of Qualifications to Provide Expert Opinions on Medical Necessity Regarding Power Wheelchairs or, Alternatively, Compel Compliance with R <u>127</u> (Ramadas, Sandhya) (Entered: 02/05/2015)
02/05/2015	<u>155</u>	NOTICE of Lack of Defense Opposition to Government's Motion in Limine filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba , Re: MOTION in Limine to Exclude Exclude Defense Expert Based on Untimely Notice, Insufficient Disclosures, and Lack of Qualifications to Provide Expert Opinions on Medical Necessity Regarding Power Wheelchairs or, Alternatively, Compel Compliance with R <u>127</u> (Ramadas, Sandhya) (Entered: 02/05/2015)
02/06/2015	<u>160</u>	OPPOSITION to EX PARTE APPLICATION for Order Shortening Time to Queen Anieze-Smith's Opposition to Government's Motion to Exclude Defense Expert. RE: Opposition to Motion (CR), 156 157 filed by Plaintiff USA as to Defendant Defendants Queen Anieze-Smith and Abdul King Garba. (Ostiller, Cathy) (Entered: 02/06/2015)
02/06/2015	<u>161</u>	NOTICE of Manual Filing of Government's Unopposed Ex Parte Application for Order Sealing Documents; Proposed Order Sealing Documents filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba (Ostiller, Cathy) (Entered: 02/06/2015)
02/06/2015	<u>162</u>	ORDER CONTINUING TRIAL DATE AND FINDINGS REGARDING EXCLUDABLE TIME PERIODS PURSUANT TO SPEEDY TRIAL ACT <u>143</u> by Judge Dolly M. Gee as to Defendant Queen Anieze-Smith, Abdul King Garba. THEREFORE, FOR GOOD CAUSE SHOWN: 1. The trial in this matter is continued from February 3, 2015 to February 24, 2015 at 8:30 a.m. 2. The time period of February 3, 2015 through February 24, 2015, inclusive, is excluded in computing the time within which the trial must commence. 3. Defendants shall appear on February 24, 2015 at 8:30 a.m. for trial. 4. Nothing in this Order shall preclude a finding that other provisions of the Speedy Trial Act dictate that additional time periods are excluded from the period within which trial must commence. IT IS SO ORDERED. (lom) (Entered: 02/06/2015)
02/06/2015	<u>172</u>	SEALED DOCUMENT- SEALED DOCUMENT (mat) (Entered: 02/11/2015)
02/06/2015	<u>173</u>	SEALED DOCUMENT- SEALED DOCUMENT (mat) (Entered: 02/11/2015)
02/09/2015	<u>167</u>	NOTICE of Defendant Queen Anieze-Smith's Violation of Court Order and Request for Guidance filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba <i>and Declaration of Cathy J. Ostiller in Support</i>

		<i>Thereof</i> (Attachments: # <u>1</u> Exhibit A-G to the Declaration of Cathy J. Ostiller in Support of the Government's Notice of Defendant Queen Anieze-Smith's Violation of Court Order and Request for Guidance)(Ostiller, Cathy) (Entered: 02/09/2015)
02/10/2015	<u>168</u>	(IN CHAMBERS) ORDER by Judge Dolly M. Gee as to Defendant Queen Anieze-Smith, Abdul King Garba. Pursuant to Defendant Anieze-Smith's counsel's request, a status conference is set on February 11, 2015 at 2:30 p.m. Defendants are ordered to appear. IT IS SO ORDERED. THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY. (kti) TEXT ONLY ENTRY (Entered: 02/10/2015)
02/10/2015	<u>169</u>	REPLY support MOTION in Limine to Exclude Exclude Defense Expert Based on Untimely Notice, Insufficient Disclosures, and Lack of Qualifications to Provide Expert Opinions on Medical Necessity Regarding Power Wheelchairs or, Alternatively, Compel Compliance with R <u>127</u> filed by Plaintiff USA as to Defendant Defendants Queen Anieze-Smith and Abdul King Garba. (Ostiller, Cathy) (Entered: 02/10/2015)
02/11/2015	<u>180</u>	MINUTES OF STATUS CONFERENCE AND RE GOVERNMENTS MOTION IN LIMINE TO EXCLUDE DEFENSE EXPERT BASED ON UNTIMELY NOTICE, INSUFFICIENT DISCLOSURES, AND LACK OF QUALIFICATIONS TO PROVIDE EXPERT OPINIONS ON MEDICAL NECESSITY REGARDING POWER WHEELCHAIRS OR, ALTERNATIVELY, COMPEL COMPLIANCE WITH RULE 16 EXPERT DISCLOSURES AND SET A DAUBERT HEARING <u>127</u> held before Judge Dolly M. Gee as to as to Queen Anieze-Smith (1), Abdul King Garba (2). The Court invites counsel to respond to the tentative ruling on the Government's motion in limine. The parties submit on the tentative. The Court advises counsel that the above-entitled motion is DENIED and a written order will issue. the Court rules as follows: 1. The Government shall produce Dr. Gutierrez's bank records from January 2008 to June 2008, to the extent that they are in its possession; 2. The Government shall allow Defendants access to Advance Medical Clinic patient files within the next two days or, alternatively, in its discretion provide all the records in electronic format; 3. The Government shall produce exhibit 35 from the February 2012 Garrison trial; 4. The Government shall produce both Z.E. and C.V's interview statements; and 5. Defendant Anieze-Smith's request to file two additional motions in limine, the subject of which has already been discussed in Court, is DENIED. The parties are reminded that the jury trial shall proceed on February 24, 2015 at 8:30 a.m. as scheduled. Court Reporter: Anne Kielwasser. (lc) (Entered: 02/13/2015)
02/13/2015	<u>181</u>	MINUTES OF IN CHAMBERS ORDER by Judge Dolly M. Gee: as to Defendant Queen Anieze-Smith, Abdul King Garba. ORDER RE GOVERNMENTS MOTION TO EXCLUDE DEFENSE EXPERT <u>127</u> . IT IS ORDERED that the Governments motion to exclude Defendant Queen Anieze-Smiths expert witness is DENIED. Counsel are advised, however, that Dr. St. Martins testimony with respect to his opinions is limited to those opinions disclosed as discussed herein. (lc) (Entered: 02/13/2015)
02/13/2015	<u>182</u>	

		NOTICE OF MOTION AND MOTION in Limine to Exclude Expert Testimony of Keith Kuntz Filed by Plaintiff Abdul King Garba as to Defendant Queen Anieze-Smith, Abdul King Garba(Raynor, Richard) (Entered: 02/13/2015)
02/19/2015	<u>187</u>	PROPOSED JURY INSTRUCTIONS (Supplemental Disputed and Annotated set) filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba (Ostiller, Cathy) (Entered: 02/19/2015)
02/20/2015	<u>188</u>	TRIAL MEMORANDUM filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba (Ostiller, Cathy) (Entered: 02/20/2015)
02/20/2015	<u>189</u>	NOTICE OF LODGING filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba <i>of Government's Supplemental Expert Report Dated February 20, 2015 Regarding Jody Whitten; Declaration of Sandhya Ramadas and Exhibits Thereto</i> (Ramadas, Sandhya) (Entered: 02/20/2015)
02/23/2015	190	(IN CHAMBERS) ORDER by Judge Dolly M. Gee as to Defendant Queen Anieze-Smith, Abdul King Garba. Pursuant to Defendant Anieze-Smith's counsel's request, a status conference is hereby set on February 23, 2015 at 2:30 p.m. Defendants are ordered to appear. IT IS SO ORDERED. THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY.(kti) TEXT ONLY ENTRY (Entered: 02/23/2015)
02/23/2015	<u>195</u>	MINUTES OF Status Conference held before Judge Dolly M. Gee as to Defendant Queen Anieze-Smith, Abdul King Garba. The Court and counsel confer re certain summary charts and further disclosure of Jody Whitten's expert opinion, as well as other evidentiary issues. The Court will not exclude the summary charts at trial. The jury trial on February 24, 2015 at 8:30 a.m. is advanced to 8:00 a.m. Court Reporter: Anne Kielwasser. (kti) (Entered: 02/23/2015)
02/23/2015	<u>196</u>	MINUTES OF IN CHAMBERS ORDER REQUIRING OFFER OF PROOF PRIOR TO INTRODUCING OVERPAYMENT LETTERS AND NOTICES OF APPEAL DECISIONS by Judge Dolly M. Gee: as to Defendant Queen Anieze-Smith, Abdul King Garba. (SEE ORDER FOR DETAILS.) (kti) (Entered: 02/23/2015)
02/23/2015	<u>197</u>	PROPOSED LIMITING INSTRUCTIONS filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba (Ramadas, Sandhya) (Entered: 02/23/2015)
02/24/2015	<u>200</u>	JOINDER in MOTION to Dismiss Case 199 filed by Queen Anieze-Smith filed by Defendant Abdul King Garba. (Raynor, Richard) (Entered: 02/24/2015)
02/24/2015	<u>203</u>	BRIEF Filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba <i>Regarding Admission of Medicare Claims Data</i> (Ramadas, Sandhya) (Entered: 02/24/2015)
02/24/2015	<u>204</u>	

		MEMORANDUM OF LAW filed by Plaintiff Abdul King Garba as to Defendant Queen Anieze-Smith, Abdul King Garba (Raynor, Richard) (Entered: 02/24/2015)
02/24/2015	<u>206</u>	MINUTES OF JURY TRIAL DAY ONE: JURY TRIAL - BEGUN (Jury Impanelment) - 1st Day held before Judge Dolly M. Gee: Jury selection begun as to Defendant Queen Anieze-Smith (1) on Count 1-5,6-7 and Abdul King Garba (2) on Count 1-5,6-7. Jury empaneled and sworn. Opening statements made. Witnesses called, sworn and testified. Exhibits identified. The Court hears argument re Defendant Anieze-Smith's Motion to Dismiss Indictment (Motion). [Doc. # 199.] The Court defers ruling on the Motion and shall set a briefing schedule for the Motion after the trial has concluded. The Court grants leave for filing of simultaneous briefs re the admissibility of Exhibit # 500 by no later than 10:00 p.m. on February 24, 2015. Jury Trial continued to 2/25/2015 at 08:30 AM before Judge Dolly M. Gee. Court Reporter: Miranda Algorri and Anne Kielwasser. (shb) (Entered: 02/25/2015)
02/25/2015	<u>207</u>	NOTICE of subpoena documents received from Wells Fargo Bank, N.A. on 2/24/2015. Documents released by Jesus Duneghy, Relief Courtroom Deputy Clerk to Callie Steele, Federal Public Defender on 2/25/2015. (shb) (Entered: 02/25/2015)
02/25/2015	<u>208</u>	MINUTES OF Jury Trial - 2nd Day held before Judge Dolly M. Gee as to Defendant Queen Anieze-Smith, Abdul King Garba: Witnesses called, sworn and testified. Exhibits identified and admitted. Jury Trial continued to 2/26/2015 08:30 AM Court Reporter: Miranda Algorri and Anne Kielwasser. (lc) (Entered: 02/25/2015)
02/25/2015	<u>209</u>	PROPOSED LIMITING INSTRUCTION REGARDING EXHIBIT 500 filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba (Ramadas, Sandhya) (Entered: 02/25/2015)
02/26/2015	<u>210</u>	MINUTES OF Jury Trial - 3rd Day held before Judge Dolly M. Gee as to Defendant Queen Anieze-Smith, Abdul King Garba: Witnesses called, sworn and testified. Exhibits identified and admitted. Defendants oral motion for a mistrial or to strike Special Agent Kuntz testimony is DENIED for reasons stated on the record. Jury Trial continued to 2/27/2015 08:30 AM. Court Reporter: Anne Kielwasser. (lc) (Entered: 02/27/2015)
02/27/2015	<u>214</u>	MINUTES OF Jury Trial - 4th Day held before Judge Dolly M. Gee as to Defendant Queen Anieze-Smith, Abdul King Garba: Witnesses called, sworn and testified. Exhibits identified and admitted. Simultaneous brief re exhibits are due by noon on March 1, 2015. Jury Trial continued to March 2, 2015 at 8:00 AM. Court Reporter: Miranda Agorri; Anne Kielwasser. (lc) (Entered: 03/02/2015)
03/01/2015	<u>212</u>	OBJECTION filed by Plaintiff Abdul King Garba as to Defendant Queen Anieze-Smith, Abdul King Garba to Exhibits 614 and 616 (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4)(Raynor, Richard) (Entered: 03/01/2015)
03/01/2015	<u>213</u>	

		BRIEF Filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba RE: Memorandum of Law (non-motion) 211 , Objections (non-motion) <u>212</u> . (Ramadas, Sandhya) (Entered: 03/01/2015)
03/02/2015	<u>215</u>	MINUTES OF Jury Trial - 5th Day held before Judge Dolly M. Gee as to Defendant Queen Anieze-Smith, Abdul King Garba: Witnesses called, sworn and testified. Exhibits identified and admitted. Jury Trial continued to 3/3/2015 08:30 AM. Court Reporter: Miranda Agorri; Anne Kielwasser. (lc) (Entered: 03/03/2015)
03/03/2015	<u>218</u>	MINUTES OF Jury Trial - 6th Day held before Judge Dolly M. Gee as to Defendant Queen Anieze-Smith, Abdul King Garba: Witnesses called, sworn and testified. Exhibits identified and admitted. Jury Trial continued to 3/4/2015 08:30 AM. Court Reporter: Miranda Agorri; Anne Kielwasser. (lc) (Entered: 03/04/2015)
03/04/2015	<u>220</u>	MINUTES OF Jury Trial - 7th Day held before Judge Dolly M. Gee as to Defendant Queen Anieze-Smith, Abdul King Garba: Witnesses called, sworn and testified. Exhibits identified and admitted. Government rests. Motion for judgment of acquittal (FRCrP 29) submitted. The Court hears argument re Defendant Anieze-Smith's motion for acquittal 219 and Defendant Garba's oral Rule 29 motion ("Motions"). The Government shall submit an opposition by 10:00 p.m. on March 4, 2015. Thereafter, the Court advises counsel that the Motions are taken under submission. Jury Trial continued to 3/5/2015 08:30 PM. Court Reporter: Miranda Agorri; Anne Kielwasser. (lc) (Entered: 03/04/2015)
03/04/2015	<u>221</u>	TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings held on 02-25-2015; 9:39 a.m.. Court Reporter/Electronic Court Recorder: Miranda Algorri, phone number/email mirandaalgorri@gmail.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Electronic Court Recorder before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 3/25/2015. Redacted Transcript Deadline set for 4/4/2015. Release of Transcript Restriction set for 6/2/2015.(Algorri, Miranda) (Entered: 03/04/2015)
03/04/2015	<u>222</u>	NOTICE OF FILING TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings 02-25-2015; 9:39 a.m. re Transcript <u>221</u> THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY. (Algorri, Miranda) TEXT ONLY ENTRY (Entered: 03/04/2015)
03/04/2015	<u>223</u>	OPPOSITION to MOTION for Acquittal <i>PURSUANT TO FED. R. CRIM. P. 29</i> 219 filed by Plaintiff USA as to Defendant Defendants Queen Anieze-Smith and Abdul King Garba. (Ostiller, Cathy) (Entered: 03/04/2015)
03/04/2015	<u>224</u>	PROPOSED JURY INSTRUCTIONS (Annotated set) filed by Plaintiff Queen Anieze-Smith as to Defendant Queen Anieze-Smith, Abdul King Garba (Orihuela, Marisol) (Entered: 03/04/2015)
03/05/2015	<u>225</u>	

		MINUTES OF denying 219 Motion for Acquittal as to Queen Anieze-Smith (1); Jury Trial - 8th Day held before Judge Dolly M. Gee as to Defendant Queen Anieze-Smith, Abdul King Garba: Witnesses called, sworn and testified. Exhibits identified and admitted. For reasons stated on the record, the Court hereby DENIES Defendant Anieze-Smiths motion for acquittal [Doc. #219] and Defendant Garbas oral Rule 29 motion (Motions). The Court also DENIES Defendants renewed Motions for reasons as stated on the record. After conferring with counsel, the Court excludes exhibit # 911 from the exhibits to be sent to the jury for deliberations. Jury Trial continued to for 3/6/2015 09:00 AM. Court Reporter: ANNE KIELWASSER. (lc) (Entered: 03/06/2015)
03/06/2015	<u>226</u>	MINUTES OF Jury Trial - 9th Day held before Judge Dolly M. Gee as to Defendant Queen Anieze-Smith, Abdul King Garba: The Court receives jury note ## 1- 4, and meets and confers with counsel as to each. Defendants oral motion formistrial (Motions) is DENIED without prejudice, for reasons as stated on the record. Defendants renew their Motions after jury note # 4 and the Court grants leave for the parties to file simultaneous briefs by no later than March 7, 2015 at 5:00 p.m. Jury Trial continued to for 3/9/2015 09:00 AM Court Reporter: ANNE KIELWASSER. (lc) (Entered: 03/06/2015)
03/07/2015	<u>228</u>	OPPOSITION TO DEFENDANT QUEEN ANIEZE-SMITH AND DEFENDANT ABDUL KING GARBA'S MOTIONS FOR MISTRIAL filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba (Ostiller, Cathy) (Entered: 03/07/2015)
03/07/2015	<u>229</u>	MEMORANDUM OF LAW filed by Plaintiff Abdul King Garba as to Defendant Queen Anieze-Smith, Abdul King Garba <i>re Mistrial</i> RE: Jury Trial - Held and Continued (CR),, <u>226</u> . (Raynor, Richard) (Entered: 03/07/2015)
03/09/2015	<u>232</u>	MINUTES OF Jury Trial - 10th Day held before Judge Dolly M. Gee as to Defendant Queen Anieze-Smith, Abdul King Garba. The Court GRANTS the Defendants' Motion for Mistrial [Doc. # 227.] (See Doc. # 231 for details.) Court Reporter: Anne Kielwasser. (es) (Entered: 03/09/2015)
03/09/2015	<u>233</u>	MINUTES OF STATUS CONFERENCE held before Judge Dolly M. Gee as to Defendant Queen Anieze-Smith, Abdul King Garba. Counsel shall meet and confer regarding a new proposed trial date by March 13, 2015 and, if possible, submit a stipulation and proposed order. Defendants shall file a supplement to Defendants' Motion to Dismiss Indictment ("the Motion") [Doc. ## 199, 200] by 5:00 p.m. on March 10, 2015. The Government's opposition is due by March 17, 2015, and the Defendant's reply, if any, is due by March 24, 2015. Thereafter, the Motion shall stand submitted. *See Order for details.* Court Reporter: Anne Kielwasser. (es) (Entered: 03/09/2015)
03/09/2015	<u>234</u>	LIST OF EXHIBITS AND WITNESSES at trial as to Queen Anieze-Smith, Abdul King Garba. (es) (Entered: 03/10/2015)
03/09/2015	<u>235</u>	PRELIMINARY INSTRUCTIONS as to Defendant Queen Anieze-Smith, Abdul King Garba, (es) (Entered: 03/10/2015)
03/09/2015	<u>236</u>	

		JURY INSTRUCTIONS as to Defendant Queen Anieze-Smith, Abdul King Garba, (es) (Entered: 03/10/2015)
03/09/2015	<u>238</u>	VERDICT FORM AS TO DEFENDANT ABDUL KING GARBA (es) (Entered: 03/10/2015)
03/09/2015	<u>239</u>	REDACTED Jury Note (Number: 1) as to Queen Anieze-Smith, Abdul King Garba (es) (Entered: 03/10/2015)
03/09/2015	<u>240</u>	UNREDACTED Jury Note (Number 1) <u>239</u> as to Queen Anieze-Smith, Abdul King Garba (es) (Entered: 03/10/2015)
03/09/2015	<u>241</u>	REDACTED Jury Note (Number: 2) as to Queen Anieze-Smith, Abdul King Garba (es) (Entered: 03/10/2015)
03/09/2015	<u>242</u>	UNREDACTED Jury Note (Number: 2) as to Queen Anieze-Smith, Abdul King Garba <u>241</u> (es) (Entered: 03/10/2015)
03/09/2015	<u>243</u>	REDACTED Jury Note (Number: 3) as to Queen Anieze-Smith, Abdul King Garba (es) (Entered: 03/10/2015)
03/09/2015	<u>244</u>	UNREDACTED Jury Note (Number: 3) as to Queen Anieze-Smith, Abdul King Garba <u>243</u> (es) (Entered: 03/10/2015)
03/09/2015	<u>245</u>	REDACTED Jury Note (Number: 4) as to Queen Anieze-Smith, Abdul King Garba (es) (Entered: 03/10/2015)
03/09/2015	<u>246</u>	UNREDACTED Jury Note (Number: 4) as to Queen Anieze-Smith, Abdul King Garba <u>245</u> (es) (Entered: 03/10/2015)
03/11/2015	<u>252</u>	MINUTES (IN CHAMBERS): ORDER by Judge Dolly M. Gee as to Queen Anieze-Smith (1), Abdul King Garba (2). At the hearing on February 11, 2015, the Court heard argument on the substance of Defendants' oral motion to exclude the expert testimony of Special Agent Keith Kuntz and denied the motion. The Court also deemed it unnecessary for a separate written motion in limine on this subject to be filed, but indicated that if one were filed, it would be denied summarily and the Government would not be required to file a written response. <u>80</u> On February 13, 2015, Defendant Abdul King Garba filed a motion in limine to exclude the expert testimony of Keith Kuntz <u>182</u> . For the reasons previously articulated on the record at the hearing on February 11, 2015 and in the Court's prior rulings <u>102</u> <u>135</u> <u>180</u> , the Court summarily denies, nunc pro tunc to the date of the motion's filing, Defendant Garba's written motion. Defendant Garba's arguments go to the weight of the expert testimony rather than to its admissibility. See, e.g., Hangarter v. Provident Life and Acc. Ins. Co., 373 F.3d 998, 1017 (9th Cir. 2004). IT IS SO ORDERED. (kti) (Entered: 03/11/2015)
03/13/2015	<u>255</u>	MINUTES OF IN CHAMBERS - ORDER SETTING TRIAL DATE AND DEADLINES by Judge Dolly M. Gee as to Defendants Queen Anieze-Smith, Abdul King Garba. The Court hereby sets the following schedule: Motion Filing Cutoff 3/30/2015. Opposition 4/6/2015. Reply, if any, 4/13/2015. Amended Gov't Trial Memo/add'l jury instructions/verdict form, if any, 5/5/2015. Pretrial Conference/Motion Hearing set for 4/22/2015 01:30 PM

		before Judge Dolly M. Gee. Jury Trial set for 5/12/2015 08:30 AM before Judge Dolly M. Gee. (gk) (Entered: 03/13/2015)
03/17/2015	<u>256</u>	OPPOSITION to MOTION to Dismiss Case 199 filed by Plaintiff USA as to Defendant Defendants Queen Anieze-Smith and Abdul King Garba. (Ostiller, Cathy) (Entered: 03/17/2015)
03/18/2015	<u>257</u>	NOTICE OF LODGING filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba <i>of Revised Supplemental Disclosures for Special Agent Keith Kuntz</i> (Ostiller, Cathy) (Entered: 03/18/2015)
03/23/2015	<u>258</u>	NOTICE of Under Seal Filing filed by Plaintiff Abdul King Garba as to Defendant Queen Anieze-Smith, Abdul King Garba (Attachments: # <u>1</u> Proposed Order)(Raynor, Richard) (Entered: 03/23/2015)
03/24/2015	<u>260</u>	TRANSCRIPT ORDER re: Transcript Designation and Ordering Form (G-120),, 247 , as to Defendant Queen Anieze-Smith, Abdul King Garba. Court Reporter.Order for: Criminal Non Appeal Criminal Justice Act. Transcript portion requested: Opening Statement by Plaintiff on 2/24/2015. Opening Statement by Defendant on 2/24/2015. Closing Argument by Plaintiff on 3/5/2015. Closing Argument by Defendant on 3/5/2015. Other: ALL 2/24/15 - 3/5/15. Category: Ordinary. (Attachments: # <u>1</u> Appendix, # <u>2</u> CJA24, # <u>3</u> Letter)(Raynor, Richard) (Entered: 03/24/2015)
03/24/2015	<u>261</u>	TRANSCRIPT ORDER re: Transcript Designation and Ordering Form (G-120),, 248 , as to Defendant Queen Anieze-Smith, Abdul King Garba. Court Reporter.Order for: Criminal Non Appeal Criminal Justice Act. Transcript portion requested: Opening Statement by Plaintiff on 2/24/2015. Opening Statement by Defendant on 2/24/2015. Closing Argument by Plaintiff on 3/5/2015. Closing Argument by Defendant on 3/5/2015. Other: ALL 2/24/15 - 3/8/15. Category: Ordinary. (Attachments: # <u>1</u> Appendix, # <u>2</u> CJA24, # <u>3</u> Letter)(Raynor, Richard) (Entered: 03/24/2015)
03/24/2015	<u>264</u>	ORDER SEALING REPLY MEMORANDUM IN SUPPORT OF MOTION TO DISMISS AND EXHIBITS <u>258</u> by Judge Dolly M. Gee as to Defendant Abdul King Garba (lc) (Entered: 03/25/2015)
03/24/2015	<u>265</u>	SEALED DOCUMENT-REPLY MEMORANDUM IN SUPPORT OF MOTION TO DISMISS (Attachments: # <u>1</u> part 2)(lc) (Entered: 03/26/2015)
03/25/2015	<u>263</u>	Notice of Appearance or Withdrawal of Counsel: for attorney Joseph David Axelrad counsel for Plaintiff USA. Filed by plaintiff UNITED STATES OF AMERICA. (Attorney Joseph David Axelrad added to party USA(pty:pla)) (Axelrad, Joseph) (Entered: 03/25/2015)
03/27/2015	<u>266</u>	NOTICE OF MOTION AND MOTION for Discovery of Bases for Expert Testimony, Connections to IDTFs, and Claims Data Filed by Plaintiff Abdul King Garba as to Defendant Queen Anieze-Smith, Abdul King Garba. Motion set for hearing on 4/22/2015 at 01:30 PM before Judge Dolly M. Gee. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Proposed Order) (Raynor, Richard) (Entered: 03/27/2015)
03/27/2015	<u>267</u>	

		NOTICE of Manual Filing of Government's Unopposed Ex Parte Application for Leave to File Surreply (or Supplemental Opposition) to Motion to Dismiss Indictment, Proposed Order Granting Ex Parte Application, Government's Unopposed Sealing Application, and Proposed Sealing Order filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba (Ostiller, Cathy) (Entered: 03/27/2015)
03/30/2015	<u>268</u>	NOTICE OF MOTION AND MOTION in Limine to Admit Business Records Pursuant to Federal Rule of Evidence 902(11) Filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba Motion set for hearing on 4/22/2015 at 01:30 PM before Judge Dolly M. Gee.(Ramadas, Sandhya) (Entered: 03/30/2015)
03/30/2015	<u>269</u>	NOTICE OF MOTION AND MOTION in Limine to Admit Public records Pursuant to Federal Rule of Evidence 803(8) Filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba Motion set for hearing on 4/22/2015 at 01:30 PM before Judge Dolly M. Gee.(Ramadas, Sandhya) (Entered: 03/30/2015)
03/30/2015	<u>270</u>	NOTICE OF MOTION AND MOTION in Limine to Exclude Defense Expert Carl Knudson Based on Insufficient Disclosures, or Alternatively, Compel Compliance with Rule 16 Expert Disclosures and Set a Daubert Hearing Filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba Motion set for hearing on 4/22/2015 at 01:30 PM before Judge Dolly M. Gee. (Ramadas, Sandhya) (Entered: 03/30/2015)
03/30/2015	<u>271</u>	NOTICE of Prior Rulings filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba (Ramadas, Sandhya) (Entered: 03/30/2015)
03/30/2015	<u>272</u>	NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents RE: MOTION for Discovery of Bases for Expert Testimony, Connections to IDTFs, and Claims Data <u>266</u> . The following error(s) was found: Although motion set for hearing on 4/22/15 1:30 PM, the Hearing information is missing on the pdf document itself. Local Rule 6.1 formal Written Notice of motion lacking. In response to this notice the court may order (1) an amended or correct document to be filed (2) the document stricken or (3) take other action as the court deems appropriate. You need not take any action in response to this notice unless and until the court directs you to do so. (lc) (Entered: 03/30/2015)
04/01/2015	<u>281</u>	SEALED DOCUMENT- SEALED DOCUMENT (mat) (Entered: 04/03/2015)
04/01/2015	<u>282</u>	SEALED DOCUMENT- SEALED DOCUMENT (mat) (Entered: 04/03/2015)
04/01/2015	<u>283</u>	SEALED DOCUMENT- Sealed Document (mat) (Entered: 04/03/2015)
04/01/2015	<u>284</u>	SEALED DOCUMENT- Sealed Document (mat) (Entered: 04/03/2015)
04/01/2015	<u>285</u>	SEALED DOCUMENT- Sealed Document (mat) (Entered: 04/03/2015)
04/06/2015	<u>288</u>	SUPPLEMENT to MOTION in Limine to Admit Business Records Pursuant to Federal Rule of Evidence 902(11) <u>268</u> (Ramadas, Sandhya) (Entered: 04/06/2015)

04/06/2015	<u>289</u>	OPPOSITION to MOTION in Limine to Admit Additional Statements and ITC Busienss Records 277 filed by Plaintiff USA as to Defendant Queen Anieze-Smith and Abdul King Garba. (Ramadas, Sandhya) (Entered: 04/06/2015)
04/06/2015	<u>290</u>	OPPOSITION to MOTION to Exclude Claims Data 273 filed by Plaintiff USA as to Defendant Queen Anieze-Smith and Abdul King Garba. (Ramadas, Sandhya) (Entered: 04/06/2015)
04/06/2015	<u>291</u>	OPPOSITION to MOTION for Discovery of Bases for Expert Testimony, Connections to IDTFs, and Claims Data <u>266</u> filed by Plaintiff USA as to Defendant Queen Anieze-Smith and Abdul King Garba. (Ramadas, Sandhya) (Entered: 04/06/2015)
04/06/2015	<u>292</u>	OPPOSITION to MOTION for Order for Limit of Medical Necessity Testimony 274 filed by Plaintiff USA as to Defendant Queen Anieze-Smith and Abdul King Garba. (Ramadas, Sandhya) (Entered: 04/06/2015)
04/06/2015	<u>293</u>	OPPOSITION to MOTION in Limine to Exclude Testifying Witnesses From Courtroom 276 filed by Plaintiff USA as to Defendant QUEEN ANIEZE-SMITH. (Axelrad, Joseph) (Entered: 04/06/2015)
04/06/2015	<u>295</u>	OPPOSITION to MOTION in Limine to Admit Business Records Pursuant to Federal Rule of Evidence 902(11) <u>268</u> filed by Defendant Anieze-Smith. (Attachments: # <u>1</u> Exhibit A)(Orihuela, Marisol) (Entered: 04/06/2015)
04/06/2015	<u>296</u>	OPPOSITION to MOTION in Limine to Admit Public records Pursuant to Federal Rule of Evidence 803(8) <u>269</u> filed by Defendant Anieze-Smith. (Orihuela, Marisol) (Entered: 04/06/2015)
04/07/2015	<u>298</u>	JOINDER filed by Plaintiff Abdul King Garba as to Defendant Queen Anieze-Smith, Abdul King Garba joining in Opposition to Motion (CR) <u>295</u> , MOTION to Exclude Claims Data 273 , MOTION in Limine to Admit Additional Statements and ITC Busienss Records 277 , MOTION for Order for Limit of Medical Necessity Testimony 274 , Opposition to Motion (CR), 297 , MOTION in Limine to Exclude Testifying Witnesses From Courtroom 276 , Opposition to Motion (CR) <u>296</u> . (Raynor, Richard) (Entered: 04/07/2015)
04/09/2015	<u>300</u>	NOTICE of Manual Filing of GOVERNMENT'S UNOPPOSED EX PARTE APPLICATION FOR ORDER SEALING DOCUMENTS; MEMORANDUM OF POINTS AND AUTHORITIES; DECLARATION OF JOSEPH D. AXELRAD AND [PROPOSED] ORDER SEALING DOCUMENTS filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba (Axelrad, Joseph) (Entered: 04/09/2015)
04/10/2015	<u>301</u>	TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings held on 2/24/15 1:00 p.m.. Court Reporter/Electronic Court Recorder: Anne Kielwasser, phone number AKtranscripts.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Electronic Court Recorder before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 5/1/2015. Redacted Transcript Deadline set for 5/11/2015. Release of

		Transcript Restriction set for 7/9/2015.(Kielwasser, Anne) (Entered: 04/10/2015)
04/10/2015	<u>302</u>	TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings held on 2/25/15 - 1pm. Court Reporter/Electronic Court Recorder: Anne Kielwasser, phone number AKtranscripts.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Electronic Court Recorder before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 5/1/2015. Redacted Transcript Deadline set for 5/11/2015. Release of Transcript Restriction set for 7/9/2015.(Kielwasser, Anne) (Entered: 04/10/2015)
04/10/2015	<u>303</u>	TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings held on 2/26/15 - 1pm. Court Reporter/Electronic Court Recorder: Anne Kielwasser, phone number AKtranscripts.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Electronic Court Recorder before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 5/1/2015. Redacted Transcript Deadline set for 5/11/2015. Release of Transcript Restriction set for 7/9/2015.(Kielwasser, Anne) (Entered: 04/10/2015)
04/10/2015	<u>304</u>	TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings held on 2/27/15 - 1 pm. Court Reporter/Electronic Court Recorder: Anne Kielwasser, phone number AKtranscripts.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Electronic Court Recorder before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 5/1/2015. Redacted Transcript Deadline set for 5/11/2015. Release of Transcript Restriction set for 7/9/2015.(Kielwasser, Anne) (Entered: 04/10/2015)
04/10/2015	<u>305</u>	TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings held on 3/2/15 8am to 12pm & 2pm to 4pm. Court Reporter/Electronic Court Recorder: Anne Kielwasser, phone number AKtranscripts.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Electronic Court Recorder before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 5/1/2015. Redacted Transcript Deadline set for 5/11/2015. Release of Transcript Restriction set for 7/9/2015.(Kielwasser, Anne) (Entered: 04/10/2015)
04/10/2015	<u>306</u>	TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings held on 3/3/16 1PM. Court Reporter/Electronic Court Recorder: Anne Kielwasser, phone number AKtranscripts.com. Transcript may be viewed at the court public terminal or purchased through the Court

		Reporter/Electronic Court Recorder before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 5/1/2015. Redacted Transcript Deadline set for 5/11/2015. Release of Transcript Restriction set for 7/9/2015.(Kielwasser, Anne) (Entered: 04/10/2015)
04/10/2015	<u>307</u>	TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings held on 3/4/15 - 1PM. Court Reporter/Electronic Court Recorder: Anne Kielwasser, phone number AKtranscripts.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Electronic Court Recorder before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 5/1/2015. Redacted Transcript Deadline set for 5/11/2015. Release of Transcript Restriction set for 7/9/2015.(Kielwasser, Anne) (Entered: 04/10/2015)
04/10/2015	<u>308</u>	TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings held on 3/5/15 - 8:30a.m. Court Reporter/Electronic Court Recorder: Anne Kielwasser, phone number AKtranscripts.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Electronic Court Recorder before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 5/1/2015. Redacted Transcript Deadline set for 5/11/2015. Release of Transcript Restriction set for 7/9/2015.(Kielwasser, Anne) (Entered: 04/10/2015)
04/10/2015	<u>309</u>	TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings held on 3/6/15 - 10am. Court Reporter/Electronic Court Recorder: Anne Kielwasser, phone number AKtranscripts.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Electronic Court Recorder before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 5/1/2015. Redacted Transcript Deadline set for 5/11/2015. Release of Transcript Restriction set for 7/9/2015.(Kielwasser, Anne) (Entered: 04/10/2015)
04/10/2015	<u>310</u>	TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings held on 3/9/15 - 10a.m.. Court Reporter/Electronic Court Recorder: Anne Kielwasser, phone number AKtranscripts.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Electronic Court Recorder before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 5/1/2015. Redacted Transcript Deadline set for 5/11/2015. Release of Transcript Restriction set for 7/9/2015.(Kielwasser, Anne) (Main Document 310 replaced on 6/15/2016) (csi). (Entered: 04/10/2015)

04/10/2015	<u>311</u>	NOTICE OF FILING TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings 2/24, 25, 26, 27/2015; 3/2, 3, 4, 5, 6, 9/2015 re Transcript <u>305</u> , <u>309</u> , <u>310</u> , <u>307</u> , <u>304</u> , <u>302</u> , <u>306</u> , <u>308</u> , <u>303</u> , <u>301</u> THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY. (Kielwasser, Anne) TEXT ONLY ENTRY (Entered: 04/10/2015)
04/10/2015	<u>321</u>	SEALED DOCUMENT-SEALED DOCUMENT (lc) (Entered: 04/13/2015)
04/10/2015	<u>322</u>	ORDER GRANTING GOVERNMENTS UNOPPOSED EX PARTE APPLICATION FOR ORDER SEALING DOCUMENTS <u>300</u> by Judge Dolly M. Gee (lc) (Entered: 04/13/2015)
04/13/2015	<u>312</u>	TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings held on 02/24/15, 8:18 am. Court Reporter/Electronic Court Recorder: Miranda Algorri, phone number/email mirandaalgorri@gmail.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Electronic Court Recorder before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 5/4/2015. Redacted Transcript Deadline set for 5/14/2015. Release of Transcript Restriction set for 7/12/2015.(Algorri, Miranda) (Entered: 04/13/2015)
04/13/2015	<u>313</u>	TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings held on 02/25/15, 8:39 am. Court Reporter/Electronic Court Recorder: Miranda Algorri, phone number/email mirandaalgorri@gmail.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Electronic Court Recorder before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 5/4/2015. Redacted Transcript Deadline set for 5/14/2015. Release of Transcript Restriction set for 7/12/2015.(Algorri, Miranda) (Entered: 04/13/2015)
04/13/2015	<u>314</u>	TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings held on 02/26/15, 8:37 am. Court Reporter/Electronic Court Recorder: Miranda Algorri, phone number/email mirandaalgorri@gmail.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Electronic Court Recorder before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 5/4/2015. Redacted Transcript Deadline set for 5/14/2015. Release of Transcript Restriction set for 7/12/2015.(Algorri, Miranda) (Entered: 04/13/2015)
04/13/2015	<u>315</u>	TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings held on 02/27/15, 8:46 am. Court Reporter/Electronic Court Recorder: Miranda Algorri, phone number/email mirandaalgorri@gmail.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Electronic Court Recorder before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request

		due 5/4/2015. Redacted Transcript Deadline set for 5/14/2015. Release of Transcript Restriction set for 7/12/2015.(Algorri, Miranda) (Entered: 04/13/2015)
04/13/2015	<u>316</u>	TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings held on 03/02/15, 1:36 pm. Court Reporter/Electronic Court Recorder: Miranda Algorri, phone number/email mirandaalgorri@gmail.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Electronic Court Recorder before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 5/4/2015. Redacted Transcript Deadline set for 5/14/2015. Release of Transcript Restriction set for 7/12/2015.(Algorri, Miranda) (Entered: 04/13/2015)
04/13/2015	<u>317</u>	TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings held on 03/03/15, 8:37 am. Court Reporter/Electronic Court Recorder: Miranda Algorri, phone number/email mirandaalgorri@gmail.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Electronic Court Recorder before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 5/4/2015. Redacted Transcript Deadline set for 5/14/2015. Release of Transcript Restriction set for 7/12/2015.(Algorri, Miranda) (Entered: 04/13/2015)
04/13/2015	<u>318</u>	TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings held on 03/04/15, 8:38 am. Court Reporter/Electronic Court Recorder: Miranda Algorri, phone number/email mirandaalgorri@gmail.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Electronic Court Recorder before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 5/4/2015. Redacted Transcript Deadline set for 5/14/2015. Release of Transcript Restriction set for 7/12/2015.(Algorri, Miranda) (Entered: 04/13/2015)
04/13/2015	<u>319</u>	TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings held on 03/05/15, 12:31 pm. Court Reporter/Electronic Court Recorder: Miranda Algorri, phone /emailmirandaalgorri@gmail.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Electronic Court Recorder before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 5/4/2015. Redacted Transcript Deadline set for 5/14/2015. Release of Transcript Restriction set for 7/12/2015.(Algorri, Miranda) (Entered: 04/13/2015)
04/13/2015	320	NOTICE OF FILING TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings 02/24/15, 8:18 am; 02/25/15, 8:39 am; 02/26/15, 8:37 am; 02/27/15, 8:46 am; 03/02/15, 1:36 pm; 03/03/15, 8:37

		am; 03/04/15, 8:38 am; 03/05/15, 12:31 pm re Transcript <u>312</u> , <u>315</u> , <u>316</u> , <u>319</u> , <u>317</u> , <u>318</u> , <u>313</u> , <u>314</u> THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY.(Algorri, Miranda) TEXT ONLY ENTRY (Entered: 04/13/2015)
04/13/2015	<u>326</u>	SUPPLEMENT to MOTION in Limine to Admit Business Records Pursuant to Federal Rule of Evidence 902(11) <u>268</u> filed by Plaintiff USA as to Defendant Queen Anieze-Smith and Abdul King Garba. (Ramadas, Sandhya) (Entered: 04/13/2015)
04/13/2015	<u>327</u>	REQUEST for Extension of Time to File Response/Reply as to MOTION in Limine to Exclude Defense Expert Carl Knudson Based on Insufficient Disclosures, or Alternatively, Compel Compliance with Rule 16 Expert Disclosures and Set a Daubert Hearing <u>270</u> filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba. Request set for hearing on 4/22/2015 at 01:30 PM before Judge Dolly M. Gee. (Attachments: # <u>1</u> Proposed Order) (Ramadas, Sandhya) (Entered: 04/13/2015)
04/13/2015	<u>328</u>	REPLY in support of motion MOTION in Limine to Admit Business Records Pursuant to Federal Rule of Evidence 902(11) <u>268</u> filed by Plaintiff USA as to Defendant Queen Anieze-Smith and Abdul King Garba. (Ramadas, Sandhya) (Entered: 04/13/2015)
04/13/2015	<u>329</u>	REPLY in support of MOTION in Limine to Admit Public records Pursuant to Federal Rule of Evidence 803(8) <u>269</u> filed by Plaintiff USA as to Defendant Queen Anieze-Smith and Abdul King Garba. (Ramadas, Sandhya) (Entered: 04/13/2015)
04/14/2015	<u>332</u>	NOTICE of Manual Filing of 1) GOVERNMENT'S UNOPPOSED EX PARTE APPLICATION FOR ORDER SEALING DOCUMENTS; MEMORANDUM OF POINTS AND AUTHORITIES; DECLARATION OF JOSEPH D. AXELRAD AND 2) [PROPOSED] ORDER SEALING DOCUMENTS filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba (Axelrad, Joseph) (Entered: 04/14/2015)
04/14/2015	<u>333</u>	ORDER by Judge Dolly M. Gee: granting <u>327</u> Request for Extension of Time to File Reply on Support of Government's Motion In Limine sto Exclude Defense Expert Carl; Knudson Based on the Infuffic8ent Disclosure or Alternatively Compel, Compliance With Rule 16 Expert Disclosures and Set a Daubert hearing to Queen Anieze-Smith (1), Abdul King Garba (2). FOR GOOD CAUSE SHOWN: The government may file its reply brief in support of its motion on April 16, 2015 at noon. (shb) (Entered: 04/14/2015)
04/14/2015	<u>334</u>	MINUTES OF IN CHAMBERS ORDER by Judge Dolly M. Gee: ORDER SETTING BRIEFING SCHEDULE ON DEFENDANT ANIEZE-SMITH'S DISCOVERY MOTION <u>325</u> as to Defendant Queen Anieze-Smith, Abdul King Garba. On April 13, 2015, Defendant Queen Anieze-Smith filed a motion to compel discovery noticed for hearing on April 22, 2015. Although this Motion was filed beyond the motion cutoff, Defendant represents that the Government "agreed that it would not oppose a late motion." Motion at 3, n.1. Accordingly, in the absence of prejudice, IT IS ORDERED that opposition

		shall be filed no later than April 16, 2015 at noon; reply, if any, shall be filed by April 17, 2015. (lc) (Entered: 04/14/2015)
04/14/2015	<u>335</u>	SEALED DOCUMENT-SEALED DOCUMENT (lc) (Entered: 04/15/2015)
04/14/2015	<u>336</u>	SEALED DOCUMENT-SEALED DOCUMENT (lc) (Entered: 04/15/2015)
04/15/2015		DOCUMENT No. 337, SEALED DOCUMENT-DOCUMENT UNDER SEAL, deleted for the following reason: Document docketed on incorrect case in error. Please disregard entry. (csi) (Entered: 04/15/2015)
04/15/2015	<u>337</u>	TRANSCRIPT filed as to Defendant Hakop Gambaryan for trial proceedings held on Tuesday, March 17, 2015, at 8:40 A.M. Court Reporter: Debi Read, CSR at Readit3949@gmail.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 5/6/2015. Redacted Transcript Deadline set for 5/16/2015. Release of Transcript Restriction set for 7/14/2015.(rd) (Entered: 04/15/2015)
04/15/2015	<u>338</u>	TRANSCRIPT filed as to Defendant Hakop Gambaryan for trial proceedings held on Thursday, March 19, 2015, at 8:06 A.M. Court Reporter: Debi Read, CSR at Readit3949@gmail.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 5/6/2015. Redacted Transcript Deadline set for 5/16/2015. Release of Transcript Restriction set for 7/14/2015.(rd) (Entered: 04/15/2015)
04/15/2015	<u>339</u>	TRANSCRIPT filed as to Defendant Hakop Gambaryan for trial proceedings held on Friday, March 20, 2015, at 8:30 A.M. Court Reporter: Debi Read, CSR at Readit3949@gmail.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 5/6/2015. Redacted Transcript Deadline set for 5/16/2015. Release of Transcript Restriction set for 7/14/2015.(rd) (Entered: 04/15/2015)
04/15/2015	340	NOTICE OF FILING TRANSCRIPT filed as to Defendant Hakop Gambaryan for proceedings 03-17-2015 @ 8:40 A.M.; 03-19-2015 @ 8:06 A.M.; 03-20-2015 @ 8:30 A.M. re Transcripts <u>339</u> , <u>338</u> , <u>337</u> THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY.(rd) TEXT ONLY ENTRY (Entered: 04/15/2015)
04/15/2015	<u>341</u>	Notice of Appearance or Withdrawal of Counsel: for attorney Fred G Medick counsel for Plaintiff USA. Fred Medick is no longer attorney of record for the aforementioned party in this case for the reason indicated in the G-123 Notice. Filed by plaintiff United States. (Medick, Fred) (Entered: 04/15/2015)
04/15/2015	<u>342</u>	OPPOSITION to MOTION to Compel Discovery or in the Alternative For Precluding Testimony 325 filed by Plaintiff USA as to Defendant Queen Anieze-Smith and Abdul King Garba. (Ramadas, Sandhya) (Entered: 04/15/2015)

04/16/2015	<u>343</u>	NOTICE OF CLERICAL ERROR, as to Defendant Queen Anieze-Smith, Abdul King Garba: Due to clerical error Re: Transcript (CR),, <u>339</u> , Transcript (CR),, <u>338</u> , Transcript (CR),, <u>337</u> (rd) (Entered: 04/16/2015)
04/16/2015	<u>344</u>	NOTICE OF WITHDRAWAL of Motion in Limine to Exclude, <u>270</u> filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba (Axelrad, Joseph) (Entered: 04/16/2015)
04/17/2015	<u>345</u>	NOTICE of Manual Filing of Sealed documents filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba (Ramadas, Sandhya) (Entered: 04/17/2015)
04/17/2015	<u>348</u>	SEALED DOCUMENT - SEALED DOCUMENT (mat) (Entered: 04/17/2015)
04/17/2015	<u>349</u>	SEALED DOCUMENT- SEALED DOCUMENT (mat) (Entered: 04/17/2015)
04/17/2015	<u>350</u>	STIPULATION for Order for Protective Order filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba (Attachments: # <u>1</u> Proposed Order)(Ramadas, Sandhya) (Entered: 04/17/2015)
04/20/2015	<u>352</u>	PROTECTIVE ORDER <u>350</u> as to Defendant Queen Anieze-Smith, Abdul King Garba by Judge Dolly M. Gee (lc) (Entered: 04/20/2015)
04/21/2015	<u>353</u>	MINUTES (IN CHAMBERS): ORDER DENYING MOTION TO DISMISS INDICTMENT 199 by Judge Dolly M. Gee as to Queen Anieze-Smith (1) and Abdul King Garba (2). Based on the foregoing, Defendants have failed to show that SA Nathanson knowingly presented false testimony or that false testimony substantially influenced the grand jury's decision to indict. Accordingly, IT IS ORDERED that Defendant Anieze-Smith's motion to dismiss the indictment, in which Defendant Garba joins, is DENIED. (See order for details.) (kti) (Entered: 04/21/2015)
04/22/2015	<u>356</u>	MINUTES OF Motion <u>266</u> <u>268</u> <u>269</u> <u>270</u> <u>273</u> <u>274</u> <u>275</u> <u>276</u> <u>277</u> <u>325</u> Hearing held before Judge Dolly M. Gee as to Defendant Queen Anieze-Smith, Abdul King Garba. The cause is called and counsel state their appearance. The Court invites counsel to respond to the tentative ruling regarding pending motions in limine and to compel discovery. Following oral argument, the Court advises counsel that the motions and motions in limine are taken under submission and a written order will issue. Further, the Government shall (1) provide the addresses and phone numbers as to new witnesses to Defendants by April 23, 2015; (2) file a status report by May 1, 2015 confirming its compliance with Brady as to the Action Medical Equipment documents and the repair of the M.S. wheelchair; and (3) submit supplemental charts, if any, to Defendants by April 29, 2015. If Defendants need to supplement their expert disclosure report as a result of any supplemental chart disclosed by the Government, they shall disclose their supplemental expert report to the Government by May 4, 2015. The parties shall file simultaneous briefs by April 24, 2015 re whether Defendants are entitled to have a Rule 104(c) evidentiary hearing outside the presence of the jury to determine admissibility of ITC business records under Rule 803(6) and 902(11). Court Reporter: Anne Kielwasser. (See order for details.) (kti) (Entered: 04/23/2015)
04/23/2015	<u>354</u>	

		RESPONSE REGARDING CROSS EXAMINATION OF DEFENDANT ANIEZE-SMITH AS CUSTODIAN OF RECORDS re MOTION in Limine to Admit Additional Statements and ITC Busienss Records 277 filed by Plaintiff USA as to Defendant Queen Anieze-Smith and Abdul King Garba. (Ramadas, Sandhya) (Entered: 04/23/2015)
04/23/2015	<u>355</u>	NOTICE OF LODGING filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba of <i>Preliminary Expert Report of Defense Expert Carl Knudson</i> (Ramadas, Sandhya) (Entered: 04/23/2015)
04/23/2015	<u>357</u>	MINUTES (IN CHAMBERS): ORDER RE MOTION FOR DISCOVERY AND MOTIONS IN LIMINE <u>266</u> <u>268</u> <u>269</u> <u>270</u> <u>273</u> <u>274</u> <u>275</u> <u>276</u> <u>277</u> <u>325</u> by Judge Dolly M. Gee as to Defendant Queen Anieze-Smith, Abdul King Garba: As set forth above, the Court GRANTS each of the Governments motions in limine, and DENIES Defendants motions in limine. IT IS SO ORDERED. (See order for details.) (kti) (Entered: 04/23/2015)
04/28/2015	<u>358</u>	(IN CHAMBERS) ORDER by Judge Dolly M. Gee as to Defendant Queen Anieze-Smith, Abdul King Garba. Pursuant to the pretrial conference, the Court shall use the same jury instructions and jury form from the previous trial. No further filings are necessary. IT IS SO ORDERED. THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY.(kti) TEXT ONLY ENTRY (Entered: 04/28/2015)
04/30/2015	<u>359</u>	MINUTES OF IN CHAMBERS ORDER RE RULE 104 EVIDENTIARY HEARING by Judge Dolly M. Gee as to Defendant Queen Anieze-Smith, Abdul King Garba. The Court also requests the parties address whether a Rule 104 hearing should be conducted on a date prior to the beginning of trial in order to avoid undue delay and juror inconvenience. Defendant Anieze-Smith shall file her supplemental brief by May 4 and the Government shall file its response by May 5, 2015. IT IS SO ORDERED. (See order for details.) (kti) (Entered: 04/30/2015)
05/01/2015	<u>360</u>	STATUS REPORT filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba, re Motion Hearing,,,,, <u>356</u> . (Ramadas, Sandhya) (Entered: 05/01/2015)
05/01/2015	<u>361</u>	NOTICE of Manual Filing of Sealed Documents filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba (Ramadas, Sandhya) (Entered: 05/01/2015)
05/04/2015	<u>362</u>	(IN CHAMBERS) ORDER by Judge Dolly M. Gee as to Defendant Queen Anieze-Smith, Abdul King Garba. The Court sua sponte sets a Rule 104 evidentiary hearing on May 11, 2015 at 9:00 a.m. Defendants are ordered to appear. IT IS SO ORDERED. THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY.(kti) TEXT ONLY ENTRY (Entered: 05/04/2015)
05/04/2015	<u>363</u>	MINUTES OF IN CHAMBERS ORDER by Judge Dolly M. Gee: as to Defendant Queen Anieze-Smith, Abdul King Garba. The Court has reviewed the Governments Status Report Regarding Action Medical Supply Documents <u>360</u> . The Court also has reviewed the documents filed in camera by the

		Government, the Court is satisfied that production of these documents is not required by Brady v. Maryland, 373 U.S. 83 (1963), because there are no exculpatory documents contained therein. To the extent Defendant Anieze-Smith requested at the April 22, 2015 pretrial conference that the Government produce any discovery in its possession showing that Action Medical Supply did not repair a powerwheelchair for beneficiary M.S., the Court finds that the documents submitted for in camera review may be material to preparing the defense under Fed. R. Crim. P. 16(a)(1)(E)(i). The Court therefore orders the Government to produce the documents to Defendants by May 4, 2015, but the Government shall be permitted to redact any information that does not pertain to Actions repair of power wheelchairs. (lc) (Entered: 05/04/2015)
05/04/2015	<u>367</u>	(IN CHAMBERS) ORDER by Judge Dolly M. Gee as to Defendant Queen Anieze-Smith, Abdul King Garba. Pursuant to Defendant Anieze-Smith's counsel's request, the Rule 104 evidentiary hearing presently set on May 11, 2015 at 9:00 a.m. is continued to 10:30 a.m., and the jury trial presently set on May 12, 2015 at 8:30 a.m. is advanced to 8:00 a.m. Defendants are ordered to appear. *NOTE CHANGE IN TIME ONLY* IT IS SO ORDERED. THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY.(kti) TEXT ONLY ENTRY (Entered: 05/04/2015)
05/04/2015	<u>368</u>	EX PARTE APPLICATION to Continue Trial from May 12, 2015 to June 9, 2015. Filed by Plaintiff Abdul King Garba as to Defendant Queen Anieze-Smith, Abdul King Garba. (Attachments: # <u>1</u> Proposed Order) (Raynor, Richard) (Entered: 05/04/2015)
05/05/2015	<u>370</u>	TRIAL MEMORANDUM filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba (Ramadas, Sandhya) (Entered: 05/05/2015)
05/05/2015	<u>371</u>	OPPOSITION to EX PARTE APPLICATION to Continue Trial from May 12, 2015 to June 9, 2015. <u>368</u> filed by Plaintiff USA as to Defendant Queen Anieze-Smith and Abdul King Garba. (Ramadas, Sandhya) (Entered: 05/05/2015)
05/05/2015	<u>372</u>	BRIEF Filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba <i>regarding Federal Rule of Evidence 104 RE: Minutes of In Chambers Order/Directive - no proceeding held,, <u>359</u> .</i> (Ramadas, Sandhya) (Entered: 05/05/2015)
05/06/2015	<u>374</u>	RESPONSE IN OPPOSITION to Response in Support (non-motion) (non-R&R) <u>373</u> , filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba <i>Regarding Defendant's Request for Trial Continuance</i> (Ramadas, Sandhya) (Entered: 05/06/2015)
05/06/2015	<u>375</u>	OBJECTION to Trial Memorandum <u>370</u> , filed by Defendant Abdul King Garba , <i>re Exhibit 15</i> (Raynor, Richard) (Entered: 05/06/2015)
05/07/2015	<u>376</u>	MINUTES (IN CHAMBERS) by Judge Dolly M. Gee: ORDER DENYING DEFENDANT ABDUL GARBAS EX PARTE APPLICATION TO CONTINUE TRIAL <u>368</u> as to Queen Anieze-Smith (1), Abdul King Garba (2). (lc) (Entered: 05/07/2015)
05/08/2015	<u>377</u>	

		STIPULATION for Order for Protective Order filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba (Attachments: # <u>1</u> Proposed Order)(Ramadas, Sandhya) (Entered: 05/08/2015)
05/08/2015	<u>378</u>	MINUTES (IN CHAMBERS) ORDER RE RULE 104 EVIDENTIARY HEARING by Judge Dolly M. Gee: as to Defendant Queen Anieze-Smith, Abdul King Garba. This matter is set for an evidentiary hearing outside the presence of the jury on May 11, 2015, pursuant to Fed. R. Evid. 104(c) regarding authentication of business records. At the hearing, the Court will determine whether Defendant Queen Anieze-Smiths documents are self-authenticating under Fed. R. Evid. 902(11). If the Court finds that the documents are self-authenticating under Rule 902(11), the documents shall be admissible and, although the Government may still challenge authenticity of these documents at trial, the Government may not cross-examine Defendant Anieze-Smith at trial before the jury if she chooses not to testify, but may offer other evidence relevant to the question of the documents trustworthiness. IT IS SO ORDERED. (kti) (Entered: 05/08/2015)
05/08/2015	<u>379</u>	PROTECTIVE ORDER <u>377</u> by Judge Dolly M. Gee as to Defendant Queen Anieze-Smith, Abdul King Garb. (See order for details.) (kti) (Entered: 05/08/2015)
05/11/2015	<u>380</u>	NOTICE of Manual Filing of Sealed Documents filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba (Ramadas, Sandhya) (Entered: 05/11/2015)
05/11/2015	<u>382</u>	MINUTES OF RULE 104 EVIDENTIARY HEARING Hearing held before Judge Dolly M. Gee as to Defendant Queen Anieze-Smith, Abdul King Garba, Witnesses sworn and examined. Exhibits admitted. The parties shall submit the admitted exhibits UNDER SEAL for the record. (Refer to a separate exhibit list filed by the Court.) The Court hears argument and issues a tentative oral ruling finding that Defendant Anieze-Smith did not make a sufficient showing that the documents in question satisfy the self-authentication requirements of Fed. R. Evid. 902(11). Parties may file simultaneous supplement briefs (no more than five pages) by 5:00 p.m. on May 12, 2015. Thereafter, the matter shall stand submitted. Court Reporter: Lisa Gonzales. (lc) (Entered: 05/13/2015)
05/11/2015	<u>385</u>	EXHIBIT LIST FOR THE RULE 104 EVIDENTIARY HEARING HELD ON MAY 11, 2015 FILED (lc) (Entered: 05/13/2015)
05/12/2015	<u>381</u>	BRIEF Filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba <i>RE: THE ADMISSIBILITY OF DEFENDANT QUEEN ANIEZE-SMITHS DOCUMENTS THROUGH A CUSTODIAN OF RECORDS DECLARATION</i> (Ramadas, Sandhya) (Entered: 05/12/2015)
05/12/2015	<u>384</u>	MINUTES OF JURY TRIAL - BEGUN (Jury Impanelment) - 1st Day held before Judge Dolly M. Gee: Jury selection begun as to Defendant Queen Anieze-Smith (1) on Count 1-5,6-7 and Abdul King Garba (2) on Count 1-5,6-7. Jury empaneled and sworn. Opening statements made. Witnesses called, sworn and testified. Exhibits identified and admitted. Jury Trial continued to 5/13/2015 08:30 AM. Court Reporter: Marea Woolrich; Debi Read. (lc) (Entered: 05/13/2015)

05/13/2015	<u>383</u>	MINUTES OF IN CHAMBERS ORDER by Judge Dolly M. Gee: as to Defendant Queen Anieze-Smith, Abdul King Garba.ORDER DENYING DEFENDANT QUEEN ANIEZE-SMITHSREQUEST TO ADMIT ITC BUSINESS RECORDS AS SELF-AUTHENTICATING UNDER FED. R. EVID. 902(11). (lc) (Entered: 05/13/2015)
05/13/2015	<u>386</u>	MINUTES OF Jury Trial - 2nd Day held before Judge Dolly M. Gee as to Defendant Queen Anieze-Smith, Abdul King Garba: Witnesses called, sworn and testified. Exhibits identified and admitted. Jury Trial continued to 5/14/2015 08:45 AM. Court Reporter: Marea Wollrich; Anne Kielwasser. (lc) (Entered: 05/13/2015)
05/13/2015	<u>387</u>	NOTICE OF LODGING filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba (Ramadas, Sandhya) (Entered: 05/13/2015)
05/14/2015	<u>388</u>	(IN CHAMBERS) ORDER by Judge Dolly M. Gee as to Defendant Queen Anieze-Smith, Abdul King Garba. The Court notes that on May 14, 2015, the Clerk returned the lodged exhibits from the Rule 104 hearing <u>382</u> to counsel of record. THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY.(kti) TEXT ONLY ENTRY (Entered: 05/14/2015)
05/14/2015	<u>390</u>	MINUTES OF Jury Trial - 3rd Day held before Judge Dolly M. Gee as to Defendant Queen Anieze-Smith, Abdul King Garba: Witnesses called, sworn and testified. Exhibits identified and admitted. Jury Trial continued to 5/15/2015 08:45 AM. Pursuant to the parties request, the portion of the transcripts with the witnesses full address shall be redacted until further order by this Court. Court Reporter: Marea Wollrich; Anne Kielwasser. (lc) (Entered: 05/14/2015)
05/14/2015	<u>391</u>	SEALED DOCUMENT-SEALED DOCUMENT (lc) (Entered: 05/15/2015)
05/14/2015	<u>392</u>	SEALED DOCUMENT-SEALED DOCUMENT(lc) (Entered: 05/15/2015)
05/14/2015	<u>393</u>	SEALED DOCUMENT-SEALED DOCUMENT (lc) (Entered: 05/15/2015)
05/14/2015	<u>394</u>	SEALED DOCUMENT-EXHIBIT 1 (lc) (Entered: 05/15/2015)
05/14/2015	<u>395</u>	SEALED DOCUMENT - EXHIBIT 2 (Attachments: # <u>1</u> part 2)(lc) (Additional attachment(s) added on 5/15/2015: # <u>2</u> attachment 2.1) (lc). (Additional attachment(s) added on 5/15/2015: # <u>3</u> attachment 2.2) (lc). (Entered: 05/15/2015)
05/14/2015	<u>396</u>	SEALED DOCUMENT-EXHIBIT 3-6 (lc) (Entered: 05/15/2015)
05/15/2015	<u>397</u>	MINUTES OF Jury Trial - 4th Day held before Judge Dolly M. Gee as to Defendant Queen Anieze-Smith, Abdul King Garba: Witnesses called, sworn and testified. Exhibits identified and admitted. Jury Trial continued to 5/18/2015 08:45 AM before Judge Dolly M. Gee. Court Reporter: Marea Woolrich; Anne Kielwasser. (lc) (Entered: 05/15/2015)
05/18/2015	<u>398</u>	MEMORANDUM OF LAW filed by Plaintiff Abdul King Garba as to Defendant Queen Anieze-Smith, Abdul King Garba (Raynor, Richard) (Entered: 05/18/2015)
05/18/2015	<u>399</u>	

		MINUTES OF Jury Trial - 5th Day held before Judge Dolly M. Gee as to Defendant Queen Anieze-Smith, Abdul King Garba: Witnesses called, sworn and testified. Exhibits identified and admitted. As the Court previously ruled the portion of the transcripts with the witnesses full address shall be redacted until further order by this Court. Jury Trial continued to 5/19/2015 08:45 AM. Court Reporter: Anne Kielwasser. (lc) Modified on 5/19/2015 (lc). (Entered: 05/19/2015)
05/19/2015	<u>401</u>	STIPULATION REGARDING THE TESTIMONY OF SPECIAL AGENT DARCIE BUSSE filed by Plaintiff Queen Anieze-Smith as to Defendant Queen Anieze-Smith, Abdul King Garba (Steele, Callie) (Entered: 05/19/2015)
05/19/2015	<u>404</u>	MINUTES OF Jury Trial - 6th Day held before Judge Dolly M. Gee as to Defendant Queen Anieze-Smith, Abdul King Garba: Witnesses called, sworn and testified. Exhibits identified and admitted. Jury Trial continued to 5/20/2015 08:30 AM. Court Reporter: Marea Woolrich; Anne Kielwasser (lc) (Entered: 05/20/2015)
05/20/2015	<u>402</u>	TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings held on 5/14/15 @ 10a.m.. Court Reporter/Electronic Court Recorder: Anne Kielwasser, phone number AKtranscripts.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Electronic Court Recorder before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 6/10/2015. Redacted Transcript Deadline set for 6/20/2015. Release of Transcript Restriction set for 8/18/2015.(Kielwasser, Anne) (Entered: 05/20/2015)
05/20/2015	403	NOTICE OF FILING TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings 5/14/15 @ 10a.m. re Transcript <u>402</u> THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY. (Kielwasser, Anne) TEXT ONLY ENTRY (Entered: 05/20/2015)
05/20/2015	<u>406</u>	MEMORANDUM OF LAW filed by Plaintiff Queen Anieze-Smith as to Defendant Queen Anieze-Smith, Abdul King Garba (Orihuela, Marisol) (Entered: 05/20/2015)
05/20/2015	<u>414</u>	MINUTES OF Jury Trial - 7th Day held before Judge Dolly M. Gee as to Defendant Queen Anieze-Smith, Abdul King Garba: Witnesses called, sworn and testified. Exhibits identified and admitted. Government rests. Defendants oral motion for a mistrial is DENIED for reasons stated on the record. Defendants orally make a 1) Rule 29 motion, and 2) motion for severance due to disparity of proof as to Defendants liability. After Defendant Garba waived his rights to further briefing as to the Rule 29 motion, the Court DENIES his motion. Defendants may file briefs, if any, as to co-schemer vicarious liability by 8:30 a.m. on May 21, 2015. The parties reserve their right to file briefs in support of and in opposition to Rule 29 motion after the conclusion of trial. Jury Trial continued to 5/21/2015 08:00 AM. Court Reporter: Marea Woolrich; Anne Kielwasser. (lc) Modified on 5/22/2015 (lc). (Entered: 05/22/2015)
05/21/2015	<u>415</u>	

		MINUTES OF Jury Trial - 8th Day held before Judge Dolly M. Gee as to Defendant Queen Anieze-Smith, Abdul King Garba: Witnesses called, sworn and testified. Exhibits identified and admitted. The Court DENIES Defendants motion for severance and further proposed jury instructions. After Defendants rest, they renew their Rule 29 motion, and reserve their right to file post-trial briefs. Jury Trial continued to 5/22/2015 08:30 AM. Court Reporter: Marea Woolrich; Anne Kielwasser. (lc) (Entered: 05/22/2015)
05/22/2015	<u>418</u>	MINUTES OF Jury Trial - 9th Day held before Judge Dolly M. Gee as to Defendant Queen Anieze-Smith, Abdul King Garba: Closing arguments made. Court instructs jury. Baliff sworn. After the Government's closing rebuttal, Defendants renew their motion for mistrial and motion for severance. The Court DENIES the motion for mistrial as stated on the record.(IN CHAMBERS) The Court also DENIES Defendants' motion for severance. Jury Trial continued to 5/26/2015 09:00 AM. Court Reporter: Marea Woolrich; Anne Kielwasser. (lc) (Entered: 05/27/2015)
05/26/2015	<u>419</u>	MINUTES OF Jury Trial - 10th Day held before Judge Dolly M. Gee as to Defendant Queen Anieze-Smith, Abdul King Garba. Jury polled. Verdict reached. Jury finds: Queen Anieze-Smith (1) Guilty on Count 1-5 and Abdul King Garba (2) Guilty on Count 1-5. Filed witness and exhibit lists, jury notes, jury instructions and verdict. The briefing schedule for the Rule 29 motion and motion for new trial are as follows: Opening July 29, 2015; Response August 12, 2015;Reply, if any August 19, 2015; Hearing September 2, 2015 at 2:00 p.m.The Court defers setting a sentencing hearing until after a disposition of the post-trial motions. Court Reporter: Anne Kielwasser. (lc) (Entered: 05/27/2015)
05/26/2015	<u>420</u>	PRELIMINARY JURY INSTRUCTIONS (Given) by Judge Dolly M. Gee as to Defendant Queen Anieze-Smith, Abdul King Garba, (lc) (Entered: 05/28/2015)
05/26/2015	<u>421</u>	JURY INSTRUCTIONS (Given) by Judge Dolly M. Gee as to Defendant Queen Anieze-Smith, Abdul King Garba, (lc) (Entered: 05/28/2015)
05/26/2015	<u>422</u>	PROPOSED JURY VERDICT FILED as to Queen Anieze-Smith (lc) (Entered: 05/28/2015)
05/26/2015	<u>423</u>	PROPOSED JURY VERDICT FILED as to defendant Abdul King Garba (lc) (Entered: 05/28/2015)
05/26/2015	<u>424</u>	LIST OF EXHIBITS AND WITNESSES at trial as to Queen Anieze-Smith, Abdul King Garba. (lc) (Entered: 05/28/2015)
05/26/2015	<u>425</u>	RECEIPT FOR RELEASE OF EXHIBITS to Counsel Upon Verdict/Judgment at Trial; as to Defendant Queen Anieze-Smith, Abdul King Garba. Pursuant to stip of counsel and/or by Order of the Court, all exhibits listed on Plaintiffs/ Defendants exhibits list are returned to counsel for respective party(ies) (lc) Modified on 5/28/2015 (lc). (Entered: 05/28/2015)
05/26/2015	<u>426</u>	REDACTED Jury Note (Number: 1) as to Queen Anieze-Smith, Abdul King Garba (lc) (Entered: 05/28/2015)

05/26/2015	<u>427</u>	UNREDACTED Jury Note (Number: 1) filed as to Defendant Queen Anieze-Smith, Abdul King Garba re: Jury Notes <u>426</u> (lc) (Entered: 05/28/2015)
05/26/2015	<u>428</u>	REDACTED Jury Note (Number: 2) as to Queen Anieze-Smith, Abdul King Garba (lc) (Entered: 05/28/2015)
05/26/2015	<u>429</u>	UNREDACTED Jury Note (Number: 2) filed as to Defendant Queen Anieze-Smith, Abdul King Garba re: Jury Notes <u>428</u> (lc) (Entered: 05/28/2015)
05/26/2015	<u>430</u>	REDACTED Jury Note (Number: 3) as to Queen Anieze-Smith, Abdul King Garba (lc) (Entered: 05/28/2015)
05/26/2015	<u>431</u>	UNREDACTED Jury Note (Number: 3) as to Defendant Queen Anieze-Smith, Abdul King Garba re: Jury Notes 3 <u>430</u> (lc) (Entered: 05/28/2015)
05/26/2015	<u>432</u>	REDACTED Jury Note (Number: 4) as to Queen Anieze-Smith, Abdul King Garba (lc) (Entered: 05/28/2015)
05/26/2015	<u>433</u>	UNREDACTED Jury Note (Number: 4) as to Defendant Queen Anieze-Smith, Abdul King Garba re: Jury Notes 4 <u>432</u> (lc) (Entered: 05/28/2015)
05/26/2015	<u>436</u>	REDACTED JURY VERDICT FILED AS TO DEFENDANT ABDUL GARBA (lc) (Entered: 05/28/2015)
05/26/2015	<u>437</u>	REDACTED JURY VERDICT FILED AS TO DEFENDANT ABDUL GARBA re: Jury Verdict <u>436</u> (lc) (Entered: 05/28/2015)
06/02/2015	<u>438</u>	TRANSCRIPT ORDER as to Defendant Abdul King Garba. Court Reporter. Order for: Criminal Non Appeal Criminal Justice Act. Transcript portion requested: Other: Trial Day 1-9, May 12-15, 19-22, 2015. Category: Ordinary. (Attachments: # <u>1</u> Appendix, # <u>2</u> CJA24)(Raynor, Richard) (Entered: 06/02/2015)
06/15/2015	<u>439</u>	TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for TRIAL DAY 1, AFTERNOON SESSION proceedings held on Tuesday, May 12, 2015, @ 2:35 P.M. Court Reporter: Debi Read, CSR at Readit3949@gmail.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 7/6/2015. Redacted Transcript Deadline set for 7/16/2015. Release of Transcript Restriction set for 9/13/2015.(rd) (Entered: 06/15/2015)
06/15/2015	440	NOTICE OF FILING TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings 05-12-2015 @ 2:35 P.M. re Transcript <u>439</u> THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY.(rd) TEXT ONLY ENTRY (Entered: 06/15/2015)
06/22/2015	<u>441</u>	TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings held on 051115, 10:30 a.m.. Court Reporter/Electronic Court Recorder: Lisa M. Gonzalez, phone number 213-894-2979; CSRLISAG@AOL.COM. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Electronic Court Recorder before the deadline for Release of Transcript Restriction. After that date it may

		be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 7/13/2015. Redacted Transcript Deadline set for 7/23/2015. Release of Transcript Restriction set for 9/20/2015.(Gonzalez, Lisa) (Entered: 06/22/2015)
06/22/2015	<u>442</u>	NOTICE OF FILING TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings 051115, 10:30 a.m. re Transcript <u>441</u> THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY. (Gonzalez, Lisa) TEXT ONLY ENTRY (Entered: 06/22/2015)
08/02/2015	<u>447</u>	TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings held on 1/21/15 PART A. Court Reporter/Electronic Court Recorder: Anne Kielwasser, phone number AKtranscripts.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Electronic Court Recorder before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 8/24/2015. Redacted Transcript Deadline set for 9/2/2015. Release of Transcript Restriction set for 11/2/2015.(Kielwasser, Anne) (Main Document 447 replaced on 6/15/2016) (csi). (Entered: 08/02/2015)
08/02/2015	<u>448</u>	TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings held on 1/21/15 PART B @ 5PM. Court Reporter/Electronic Court Recorder: Anne Kielwasser, phone number AKtranscripts.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Electronic Court Recorder before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 8/24/2015. Redacted Transcript Deadline set for 9/2/2015. Release of Transcript Restriction set for 11/2/2015.(Kielwasser, Anne) (Main Document 448 replaced on 6/15/2016) (csi). (Entered: 08/02/2015)
08/02/2015	<u>449</u>	TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings held on 2/11/15 @ 2:30 PM. Court Reporter/Electronic Court Recorder: Anne Kielwasser, phone number AKtranscripts.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Electronic Court Recorder before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 8/24/2015. Redacted Transcript Deadline set for 9/2/2015. Release of Transcript Restriction set for 11/2/2015.(Kielwasser, Anne) (Entered: 08/02/2015)
08/02/2015	<u>450</u>	TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings held on 2/23/15 @ 2:30 PM. Court Reporter/Electronic Court Recorder: Anne Kielwasser, phone number AKtranscripts.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Electronic Court Recorder before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 8/24/2015. Redacted Transcript Deadline set for 9/2/2015. Release of

		Transcript Restriction set for 11/2/2015.(Kielwasser, Anne) (Entered: 08/02/2015)
08/02/2015	<u>451</u>	TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings held on 4/22/15 @ 1:30 PM. Court Reporter/Electronic Court Recorder: Anne Kielwasser, phone number AKtranscripts.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Electronic Court Recorder before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 8/24/2015. Redacted Transcript Deadline set for 9/2/2015. Release of Transcript Restriction set for 11/2/2015.(Kielwasser, Anne) (Entered: 08/02/2015)
08/02/2015	<u>452</u>	TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings held on 5/13/15 AM SESSION. Court Reporter/Electronic Court Recorder: Anne Kielwasser, phone number AKtranscripts.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Electronic Court Recorder before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 8/24/2015. Redacted Transcript Deadline set for 9/2/2015. Release of Transcript Restriction set for 11/2/2015.(Kielwasser, Anne) (Entered: 08/02/2015)
08/02/2015	<u>453</u>	TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings held on 5/14/15 PM SESSION. Court Reporter/Electronic Court Recorder: Anne Kielwasser, phone number AKtranscripts.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Electronic Court Recorder before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 8/24/2015. Redacted Transcript Deadline set for 9/2/2015. Release of Transcript Restriction set for 11/2/2015.(Kielwasser, Anne) (Entered: 08/02/2015)
08/02/2015	<u>454</u>	TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings held on 5/15/15 PM SESSION. Court Reporter/Electronic Court Recorder: Anne Kielwasser, phone number AKtranscripts.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Electronic Court Recorder before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 8/24/2015. Redacted Transcript Deadline set for 9/2/2015. Release of Transcript Restriction set for 11/2/2015.(Kielwasser, Anne) (Entered: 08/02/2015)
08/02/2015	<u>455</u>	TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings held on 5/18/15 ALL DAY. Court Reporter/Electronic Court Recorder: Anne Kielwasser, phone number AKtranscripts.com. Transcript may be viewed at the court public terminal or purchased through the Court

		Reporter/Electronic Court Recorder before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 8/24/2015. Redacted Transcript Deadline set for 9/2/2015. Release of Transcript Restriction set for 11/2/2015.(Kielwasser, Anne) (Entered: 08/02/2015)
08/02/2015	<u>456</u>	TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings held on 5/19/15 PM SESSION. Court Reporter/Electronic Court Recorder: Anne Kielwasser, phone number AKtranscripts.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Electronic Court Recorder before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 8/24/2015. Redacted Transcript Deadline set for 9/2/2015. Release of Transcript Restriction set for 11/2/2015.(Kielwasser, Anne) (Entered: 08/02/2015)
08/02/2015	<u>457</u>	TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings held on 5/20/15 PM SESSION. Court Reporter/Electronic Court Recorder: Anne Kielwasser, phone number AKtranscripts.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Electronic Court Recorder before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 8/24/2015. Redacted Transcript Deadline set for 9/2/2015. Release of Transcript Restriction set for 11/2/2015.(Kielwasser, Anne) (Entered: 08/02/2015)
08/02/2015	<u>458</u>	TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings held on 5/21/15 PM SESSION. Court Reporter/Electronic Court Recorder: Anne Kielwasser, phone number AKtranscripts.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Electronic Court Recorder before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 8/24/2015. Redacted Transcript Deadline set for 9/2/2015. Release of Transcript Restriction set for 11/2/2015.(Kielwasser, Anne) (Entered: 08/02/2015)
08/02/2015	<u>459</u>	TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings held on 5/22/15 @ 11:45 A.M.. Court Reporter/Electronic Court Recorder: Anne Kielwasser, phone number AKtranscripts.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Electronic Court Recorder before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 8/24/2015. Redacted Transcript Deadline set for 9/2/2015. Release of Transcript Restriction set for 11/2/2015.(Kielwasser, Anne) (Entered: 08/02/2015)

08/02/2015	<u>460</u>	TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings held on 5/26/15. Court Reporter/Electronic Court Recorder: Anne Kielwasser, phone number AKtranscripts.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Electronic Court Recorder before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 8/24/2015. Redacted Transcript Deadline set for 9/2/2015. Release of Transcript Restriction set for 11/2/2015.(Kielwasser, Anne) (Entered: 08/02/2015)
08/02/2015	461	NOTICE OF FILING TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings 1/21/15 Part A, 1/21/15 Part B, 2/11/15, 2/23/15, 4/22/15, 5/13/15, 5/14/15, 5/15/15, 5/18/15, 5/19/15, 5/20/15, 5/21/15, 5/26/15 re Transcript <u>453</u> , <u>451</u> , <u>457</u> , <u>452</u> , <u>447</u> , <u>450</u> , <u>448</u> , <u>458</u> , <u>459</u> , <u>454</u> , <u>460</u> , <u>455</u> , <u>456</u> , <u>449</u> THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY.(Kielwasser, Anne) TEXT ONLY ENTRY (Entered: 08/02/2015)
08/02/2015	<u>462</u>	TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings held on May 12, 2015, 8:20 A.M. Court Reporter/Electronic Court Recorder: Marea Woolrich, phone number/email mareawoolrich@aol.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Electronic Court Recorder before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 8/24/2015. Redacted Transcript Deadline set for 9/2/2015. Release of Transcript Restriction set for 11/2/2015.(mwo) (Entered: 08/02/2015)
08/02/2015	463	NOTICE OF FILING TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings May 12, 2015, 8:20 A.M. re Transcript <u>462</u> THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY.(mwo) TEXT ONLY ENTRY (Entered: 08/02/2015)
08/02/2015	<u>464</u>	TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings held on May 13, 2015, 1:04 p.m. Court Reporter/Electronic Court Recorder: Marea Woolrich, phone number/email mareawoolrich@aol.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Electronic Court Recorder before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 8/24/2015. Redacted Transcript Deadline set for 9/2/2015. Release of Transcript Restriction set for 11/2/2015.(mwo) (Entered: 08/02/2015)
08/02/2015	465	NOTICE OF FILING TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings May 13, 2015, 1:04 p.m. re Transcript <u>464</u> THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY.(mwo) TEXT ONLY ENTRY (Entered: 08/02/2015)
08/02/2015	<u>466</u>	TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings held on May 14, 2015, 8:53 a.m. Court Reporter/Electronic

		Court Recorder: Marea Woolrich, phone number/email mareawoolrich@aol.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Electronic Court Recorder before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 8/24/2015. Redacted Transcript Deadline set for 9/2/2015. Release of Transcript Restriction set for 11/2/2015.(mwo) (Entered: 08/02/2015)
08/02/2015	<u>467</u>	NOTICE OF FILING TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings May 14, 2015, 8:53 a.m. re Transcript <u>466</u> THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY.(mwo) TEXT ONLY ENTRY (Entered: 08/02/2015)
08/02/2015	<u>468</u>	TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings held on May 15, 2015, 9:14 a.m. Court Reporter/Electronic Court Recorder: Marea Woolrich, phone number/email mareawoolrich@aol.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Electronic Court Recorder before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 8/24/2015. Redacted Transcript Deadline set for 9/2/2015. Release of Transcript Restriction set for 11/2/2015.(mwo) (Entered: 08/02/2015)
08/02/2015	<u>469</u>	NOTICE OF FILING TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings May 15, 2015, 9:14 a.m. re Transcript <u>468</u> THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY.(mwo) TEXT ONLY ENTRY (Entered: 08/02/2015)
08/02/2015	<u>470</u>	TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings held on May 19, 2015, 8:51 a.m. Court Reporter/Electronic Court Recorder: Marea Woolrich, phone number/email mareawoolrich@aol.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Electronic Court Recorder before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 8/24/2015. Redacted Transcript Deadline set for 9/2/2015. Release of Transcript Restriction set for 11/2/2015.(mwo) (Entered: 08/02/2015)
08/02/2015	<u>471</u>	NOTICE OF FILING TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings May 19, 2015, 8:51 a.m. re Transcript <u>470</u> THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY.(mwo) TEXT ONLY ENTRY (Entered: 08/02/2015)
08/02/2015	<u>472</u>	TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings held on May 20, 2015, 8:43 a.m. Court Reporter/Electronic Court Recorder: Marea Woolrich, phone number/email mareawoolrich@aol.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Electronic Court Recorder before the deadline for Release of Transcript Restriction. After that date it may

		be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 8/24/2015. Redacted Transcript Deadline set for 9/2/2015. Release of Transcript Restriction set for 11/2/2015.(mwo) (Entered: 08/02/2015)
08/02/2015	473	NOTICE OF FILING TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings May 20, 2015, 8:43 A.M. re Transcript <u>472</u> THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY.(mwo) TEXT ONLY ENTRY (Entered: 08/02/2015)
08/03/2015	<u>474</u>	TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings held on May 21, 2015, 8:10 a.m. Court Reporter/Electronic Court Recorder: Marea Woolrich, phone number/email: mareawoolrich@aol.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Electronic Court Recorder before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 8/24/2015. Redacted Transcript Deadline set for 9/3/2015. Release of Transcript Restriction set for 11/2/2015.(mwo) (Entered: 08/03/2015)
08/03/2015	475	NOTICE OF FILING TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings May 21, 2015, 8:10 a.m. re Transcript <u>474</u> THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY.(mwo) TEXT ONLY ENTRY (Entered: 08/03/2015)
08/03/2015	<u>476</u>	TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings held on May 22, 2015, 8:37 a.m. Court Reporter/Electronic Court Recorder: Marea Woolrich, phone number/email: mareawoolrich@aol.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Electronic Court Recorder before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 8/24/2015. Redacted Transcript Deadline set for 9/3/2015. Release of Transcript Restriction set for 11/2/2015.(mwo) (Entered: 08/03/2015)
08/03/2015	477	NOTICE OF FILING TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings May 22, 2015, 8:37 a.m. re Transcript <u>476</u> THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY.(mwo) TEXT ONLY ENTRY (Entered: 08/03/2015)
09/18/2015	<u>478</u>	STIPULATION for Order JOINT STIPULATION TO MODIFY BRIEFING SCHEDULE FOR DEFENDANTS RULE 29 AND NEW TRIAL MOTIONS filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba (Attachments: # <u>1</u> Proposed Order)(Axelrad, Joseph) (Entered: 09/18/2015)
09/22/2015	<u>479</u>	ORDER MODIFYING BRIEFING SCHEDULE <u>478</u> by Judge Dolly M. Gee as to Defendant Queen Anieze-Smith, Abdul King Garba: Defendants Rule 29 and new trial motions are due October 7, 2015, the governments opposition is due October 21, 2015, and defendants optional replies are due October 28,

		2015. The hearing on the Rule29 and new trial motions is continued to November 12, 2015, at 2:00 p.m. (lc) (Entered: 09/22/2015)
10/07/2015	<u>480</u>	NOTICE OF MOTION AND MOTION for Acquittal , NOTICE OF MOTION AND MOTION for New Trial Filed by Plaintiff Abdul King Garba as to Defendant Queen Anieze-Smith, Abdul King Garba. Motion set for hearing on 11/12/2015 at 02:00 PM before Judge Dolly M. Gee. (Attachments: # <u>1</u> Proposed Order) (Raynor, Richard) (Entered: 10/07/2015)
10/07/2015	<u>481</u>	NOTICE OF MOTION AND MOTION for New Trial Filed by Plaintiff Queen Anieze-Smith as to Defendant Queen Anieze-Smith, Abdul King Garba. Motion set for hearing on 11/12/2015 at 02:00 PM before Judge Dolly M. Gee. (Steele, Callie) (Entered: 10/07/2015)
10/07/2015	<u>482</u>	NOTICE OF MOTION AND MOTION for Acquittal Filed by Plaintiff Queen Anieze-Smith as to Defendant Queen Anieze-Smith, Abdul King Garba. Motion set for hearing on 11/12/2015 at 02:00 PM before Judge Dolly M. Gee. (Steele, Callie) (Entered: 10/07/2015)
10/08/2015	<u>483</u>	NOTICE of Manual Filing of Exhibits in Support of Motion for Judgment of Acquittal filed by Plaintiff Queen Anieze-Smith as to Defendant Queen Anieze-Smith, Abdul King Garba (Attachments: # <u>1</u> Exhibit, # <u>2</u> Proposed Order)(Steele, Callie) (Entered: 10/08/2015)
10/21/2015	<u>486</u>	OPPOSITION to NOTICE OF MOTION AND MOTION for Acquittal <u>482</u> , NOTICE OF MOTION AND MOTION for Acquittal NOTICE OF MOTION AND MOTION for New Trial <u>480</u> , NOTICE OF MOTION AND MOTION for New Trial <u>481</u> filed by Plaintiff USA as to Defendant Queen Anieze-Smith and Abdul King Garba. (Ramadas, Sandhya) (Entered: 10/21/2015)
10/28/2015	<u>487</u>	NOTICE OF LODGING filed by Plaintiff USA as to Defendant Queen Anieze-Smith, Abdul King Garba <i>Regarding Government's Exhibits to CR 486 and Trial Transcripts</i> (Ramadas, Sandhya) (Entered: 10/28/2015)
10/28/2015	<u>488</u>	REPLY support NOTICE OF MOTION AND MOTION for Acquittal <u>482</u> , NOTICE OF MOTION AND MOTION for Acquittal NOTICE OF MOTION AND MOTION for New Trial <u>480</u> , NOTICE OF MOTION AND MOTION for New Trial <u>481</u> filed by Defendant Abdul King Garba. (Raynor, Richard) (Entered: 10/28/2015)
11/10/2015	490	(IN CHAMBERS) ORDER by Judge Dolly M. Gee as to Defendant Queen Anieze-Smith and Abdul King Garba. The Court sua sponte continues the Defendants' motions <u>480</u> <u>481</u> <u>482</u> from November 12, 2015 to November 19, 2015 at 2:00 p.m. Defendants are ordered to appear. IT IS SO ORDERED. THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY.(kti) TEXT ONLY ENTRY (Entered: 11/10/2015)
11/16/2015	491	(IN CHAMBERS) ORDER by Judge Dolly M. Gee as to Defendant Queen Anieze-Smith and Abdul King Garba. Pursuant to the Defendant Anieze-Smith's counsel's request, the Court continues the Defendants' motions <u>480</u> <u>481</u> <u>482</u> from November 19, 2015 to November 23, 2015 at 1:00 p.m. Defendants are ordered to appear. IT IS SO ORDERED. THERE IS NO PDF

		DOCUMENT ASSOCIATED WITH THIS ENTRY.(kti) TEXT ONLY ENTRY (Entered: 11/16/2015)
11/23/2015	<u>492</u>	MINUTES OF Motion Hearing held before Judge Dolly M. Gee as to Defendants Queen Anieze-Smith, Abdul King Garba RE: Defendant Garba's Motion for Judgment of Acquittal or, in the Alternative, for New Trial <u>480</u> ; Defendant Anieze-Smith's Motion for a New Trial Pursuant to Fed. R. Crim. P. 33 <u>481</u> ; Defendant Anieze-Smith's Motion for Judgment of Acquittal Pursuant to Fed. R. Crim. P. 29 <u>482</u> . The Court invites counsel to respond to the tentative ruling. Following oral argument, the Court advises counsel that the motions shall be taken under submission and a written order will issue. The Court refers both defendants, Queen Anieze-Smith and Abdul King Garba, to the Probation Office for investigation and preparation of a pre-sentence report and sets a Sentencing date of 3/30/2016 03:00 PM before Judge Dolly M. Gee. Defendants are ordered to appear. Bail to stand. Court Reporter: Miriam Baird. (gk) (Entered: 11/25/2015)
11/24/2015	<u>493</u>	MINUTES OF IN CHAMBERS - ORDER DEFENDANT GARBA'S MOTION FOR JUDGMENT OF ACQUITTAL AND DEFENDANT ANIEZE-SMITH'S MOTIONS FOR NEW TRIAL AND FOR JUDGMENT OF ACQUITTAL by Judge Dolly M. Gee as to Defendants Queen Anieze-Smith, Abdul King Garba. Defendant Garba's motion for judgment of acquittal or, alternatively, for new trial <u>480</u> and Defendant Anieze-Smith's motions for judgment of acquittal <u>482</u> and for new trial <u>481</u> are respectfully DENIED. (gk) (Entered: 11/25/2015)
02/29/2016	<u>500</u>	ORDER CONTINUING SENTENCING DATE by Judge Dolly M. Gee as to Defendants Queen Anieze-Smith, Abdul King Garba. Sentencing is continued to 5/11/2016 03:00 PM before Judge Dolly M. Gee. (gk) (Entered: 02/29/2016)
04/27/2016	<u>504</u>	SENTENCING MEMORANDUM filed by Plaintiff USA as to Defendant Abdul King Garba (Ramadas, Sandhya) (Entered: 04/27/2016)
04/30/2016	<u>505</u>	OBJECTION TO PRESENTENCE INVESTIGATION REPORT filed by Defendant Abdul King Garba (Raynor, Richard) (Entered: 04/30/2016)
05/03/2016	<u>508</u>	JOINDER in EX PARTE APPLICATION to Continue Sentencing Date and Modifying Briefing Schedule from May 11, 2016, at 3:00 p.m. to Wednesday, June 22, 2016, at 3:00 p.m.. 506 filed by Queen Anieze-Smith filed by Defendant Abdul King Garba. (Raynor, Richard) (Entered: 05/03/2016)
05/03/2016	<u>510</u>	SUPPLEMENT to EX PARTE APPLICATION to Continue Sentencing Date and Modifying Briefing Schedule from May 11, 2016, at 3:00 p.m. to Wednesday, June 22, 2016, at 3:00 p.m.. 506 (Orihuela, Marisol) (Entered: 05/03/2016)
05/04/2016	<u>512</u>	ORDER CONTINUING SENTENCING DATE AND MODIFYING BRIEFING SCHEDULE 506 by Judge Dolly M. Gee that the sentencing hearing for Queen Anieze-Smith and Abdul King Garba is continued from 5/11/2016 at 3:00 PM., to 6/1/2016 at 11:00 AM. FURTHER ORDERED that Defendants shall file their positions regarding sentencing by no later than 5/18/2016. (jp) (Entered: 05/04/2016)

05/06/2016	<u>513</u>	(IN CHAMBERS) ORDER by Judge Dolly M. Gee as to Defendant Queen Anieze-Smith, Abdul King Garba. Pursuant to Defendant Anieze-Smith's and a joinder by Defendant Garba's counsel, the Court hereby advances the sentencing hearing from June 1, 2016 to May 31, 2016 9:00 a.m. Defendants are ordered to appear. IT IS SO ORDERED. THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY.(kti) (Entered: 05/06/2016)
05/13/2016	<u>515</u>	OPPOSITION to Second EX PARTE APPLICATION to Modify Conditions of Release 514 filed by Plaintiff USA as to Defendant Anieze-Smith. (Axelrad, Joseph) (Entered: 05/13/2016)
05/18/2016	<u>518</u>	SENTENCING MEMORANDUM filed by Defendant Abdul King Garba (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B)(Raynor, Richard) (Entered: 05/19/2016)
05/27/2016	<u>522</u>	SENTENCING LETTER filed by Defendant Abdul King Garba (Attachments: # <u>1</u> Letter)(Raynor, Richard) (Entered: 05/27/2016)
05/27/2016	<u>525</u>	RESPONSE IN OPPOSITION to Objection to Presentence Investigation Report <u>505</u> , Sentencing Memorandum <u>518</u> , filed by Plaintiff USA as to Defendant Abdul King Garba (Ramadas, Sandhya) (Entered: 05/27/2016)
05/31/2016	<u>531</u>	MINUTES OF SENTENCING Hearing held before Judge Dolly M. Gee as to Defendant Abdul King Garba (2), Count(s) 1-5, Defendant is committed to the Bureau of Prisons for 21 months on each of Counts 1 through 5 of the Indictment, all such terms to run concurrently. Supervised release for three years on each of Counts 1 through 5 of the Indictment, all such terms to run concurrently under the terms and conditions of the United States Probation Office, General Order 05-02, and General Order 01-05. Special assessment of \$500. All fines are waived. Restitution in the total amount of \$814,445.95. The defendant shall be held jointly and severally liable with co-defendant, Queen Anieze-Smith, for the amount of restitution ordered in this Judgment. Defendant to surrender not later than 8/1/2016. Bond exonerated upon surrender. Defendant advised of right of appeal. Court Reporter: Naren Jansen. (gk) (Main Document 531 replaced on 6/3/2016) (gk). (Entered: 06/03/2016)
06/03/2016	<u>532</u>	NOTICE OF CLERICAL ERROR, as to Defendant Abdul King Garba Re: Minutes of Sentencing Hearing on 5/31/2016 <u>531</u> . Due to clerical error, the wrong document image was attached to the docket entry, and is attached hereto. The PDF image for document number 531 is also replaced. (Attachments: # <u>1</u> Minutes of Sentencing Hearing) (gk) (Entered: 06/03/2016)
06/03/2016	<u>533</u>	JUDGMENT AND COMMITMENT by Judge Dolly M. Gee as to Defendant Abdul King Garba (2), Count(s) 1-5, Defendant is committed to the Bureau of Prisons for 21 months on each of Counts 1 through 5 of the Indictment, all such terms to run concurrently. Supervised release for three years on each of Counts 1 through 5 of the Indictment, all such terms to run concurrently under the terms and conditions of the United States Probation Office, General Order 05-02, and General Order 01-05. Special assessment of \$500. All fines are waived. Restitution in the total amount of \$814,445.95. The defendant shall be held jointly and severally liable with co-defendant, Queen Anieze-Smith, for the

		amount of restitution ordered in this Judgment. Defendant to surrender not later than 8/1/2016. Bond exonerated upon surrender. Defendant advised of right of appeal. (gk) (Entered: 06/03/2016)
06/07/2016	<u>534</u>	NOTICE OF APPEAL to Appellate Court filed by Defendant Abdul King Garba re Judgment and Commitment,,, <u>533</u> . Filing fee WAIVED. (Attachments: # <u>1</u> Judgment)(Raynor, Richard) (Entered: 06/07/2016)
06/07/2016	<u>535</u>	NOTIFICATION by Circuit Court of Appellate Docket Number 16-50204 as to Defendant Abdul King Garba, 9th Circuit regarding Notice of Appeal to USCA - Final Judgment <u>534</u> . (mat) (Entered: 06/08/2016)
06/09/2016	<u>537</u>	Notice of Appearance or Withdrawal of Counsel: for attorney Kristen A Williams counsel for Plaintiff USA. Kristen A. Williams is no longer counsel of record for the aforementioned party in this case for the reason indicated in the G-123 Notice. Filed by plaintiff United States of America. (Williams, Kristen) (Entered: 06/09/2016)
06/15/2016	<u>546</u>	NOTICE OF CLERICAL ERROR as to Defendant Queen Anieze-Smith (1) and Abdul King Garba (2). Due to clerical error Re: Notice of Clerical Error (G-11) 543 and 544 and Transcript (CR) <u>310</u> , Transcript (CR) <u>447</u> , and Transcript (CR) <u>448</u> , Docket Entry Nos. 543 and 544 were entered in error; please disregard these entries. The date reflected on the cover page for each transcript initially uploaded to Docket Entry Nos. 310, 447 and 448 was incorrect. The date on the cover page for each transcript has been corrected, and the corrected transcripts have been uploaded in place of the aforementioned incorrect versions. (csi) (Entered: 06/15/2016)
06/28/2016	<u>549</u>	DESIGNATION OF RECORD ON APPEAL filed by Plaintiff Abdul King Garba as to Defendant Queen Anieze-Smith, Abdul King Garba re Notice of Appeal to USCA - Final Judgment <u>534</u> (Raynor, Richard) (Entered: 06/28/2016)
07/18/2016	<u>550</u>	NOTICE OF MOTION AND MOTION for Bond Pending Appeal Filed by Defendant Abdul King Garba. Motion set for hearing on 7/27/2016 at 02:30 PM before Judge Dolly M. Gee. (Attachments: # <u>1</u> Proposed Order) (Raynor, Richard) (Entered: 07/18/2016)
07/19/2016	551	(IN CHAMBERS) ORDER by Judge Dolly M. Gee as to Defendant Abdul King Garba. Pursuant to the parties' request, Defendant Garba's motion for bail pending appeal <u>550</u> is hereby advanced to July 26, 2016 at 4:00 p.m. The Government's opposition is due by July 22, 2016. IT IS SO ORDERED. THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY.(kti) TEXT ONLY ENTRY (Entered: 07/19/2016)
07/22/2016	<u>552</u>	OPPOSITION to NOTICE OF MOTION AND MOTION for Bond Pending Appeal <u>550</u> filed by Plaintiff USA as to Defendant ABDUL KING GARBA. (Ramadas, Sandhya) (Entered: 07/22/2016)
07/25/2016	553	(IN CHAMBERS) ORDER by Judge Dolly M. Gee as to Defendant Abdul King Garba. The Court sua sponte advances Defendant Garba's motion for bail pending appeal <u>550</u> on July 26, 2016 from 4:00 p.m. to 2:00 p.m. Defendant is ordered to appear. IT IS SO ORDERED. THERE IS NO PDF DOCUMENT

		ASSOCIATED WITH THIS ENTRY.(kti) TEXT ONLY ENTRY (Entered: 07/25/2016)
07/26/2016	<u>554</u>	MINUTES OF Motion Hearing held before Judge Dolly M. Gee as to Defendant Abdul King Garba. The Court invites counsel to respond to the tentative ruling. The Court hears oral argument from the Government. Defendant submits to the tentative ruling. The tentative ruling stands and Defendant Garba's Motion for Bail Pending Appeal <u>550</u> is GRANTED. A written order will issue. Defendant shall remain on bail pending appeal. The same terms and conditions as previously imposed shall remain in effect. Court Reporter: Anne Kielwasser. (gk) (Entered: 07/27/2016)
07/26/2016	<u>555</u>	MINUTES OF IN CHAMBERS - ORDER RE DEFENDANT ABDUL KING GARBA'S MOTION FOR BAIL PENDING APPEAL by Judge Dolly M. Gee as to Defendant Abdul King Garba. After being found guilty on five counts of health care fraud, Defendant Abdul King Garba was sentenced on 5/31/2016 to a 21-month term of imprisonment, to be followed by a 3-year term of supervised release, and was ordered to surrender himself on 8/1/2016. <u>533</u> On 7/18/2016, Defendant Abdul King Garba filed a motion for bail pending appeal <u>550</u> . This Court finds that (1) Defendant has shown by clear and convincing evidence that he is not likely to flee or pose a danger to the safety of another person or the community if released, and (2) Defendant's appeal is not for the purpose of delay and raises a substantial question of law that, if decided in his favor, would likely result in a new trial. IT IS ORDERED that Defendant Abdul King Garba's motion for bail pending appeal is GRANTED. (gk) (Entered: 07/27/2016)
08/23/2016	<u>556</u>	TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings held on 11/23/15 1:15 P.M.. Court Reporter/Electronic Court Recorder: Miriam Baird, phone number 5626882602. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Electronic Court Recorder before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 9/13/2016. Redacted Transcript Deadline set for 9/23/2016. Release of Transcript Restriction set for 11/21/2016.(Baird, Miriam) (Entered: 08/23/2016)
08/23/2016	557	NOTICE OF FILING TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings 11/23/15 1:15 P.M. re Transcript <u>556</u> THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY. (Baird, Miriam) TEXT ONLY ENTRY (Entered: 08/23/2016)
09/06/2016	<u>559</u>	TRANSCRIPT filed as to Defendant Abdul King Garba for proceedings held on 5/31/16 10:19 a.m.. Court Reporter: NAREN JANSEN, CSR, RMR, CRR, EMAIL: NARENJUSDC@GMAIL.COM. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Electronic Court Recorder before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 9/27/2016. Redacted Transcript

		Deadline set for 10/7/2016. Release of Transcript Restriction set for 12/5/2016. (ha) (Entered: 09/06/2016)
09/06/2016	561	NOTICE OF FILING TRANSCRIPT filed as to Defendant Queen Anieze-Smith, Abdul King Garba for proceedings 5/31/16 re Transcript <u>559</u> 560 THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY.(ha) TEXT ONLY ENTRY (Entered: 09/06/2016)
06/06/2017	<u>564</u>	NOTICE OF MOTION AND MOTION for Order for for Stay of Enforcement of Restitution Pending Appeal Filed by Defendant Abdul King Garba. Motion set for hearing on 7/5/2017 at 02:30 PM before Judge Dolly M. Gee. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Proposed Order) (Raynor, Richard) (Entered: 06/06/2017)
06/15/2017	<u>565</u>	NOTICE OF APPEARANCE OR REASSIGNMENT of AUSA Indira J Cameron-Banks on behalf of Plaintiff USA. Filed by Plaintiff USA. (Attorney Indira J Cameron-Banks added to party USA(pty:pla))(Cameron-Banks, Indira) (Entered: 06/15/2017)
06/15/2017	<u>566</u>	NOTICE OF APPEARANCE OR REASSIGNMENT of AUSA Robert Ira Lester on behalf of Plaintiff USA. Filed by Plaintiff USA. (Attorney Robert Ira Lester added to party USA(pty:pla))(Lester, Robert) (Entered: 06/15/2017)
06/15/2017	<u>567</u>	OPPOSITION to NOTICE OF MOTION AND MOTION for Order for for Stay of Enforcement of Restitution Pending Appeal <u>564</u> (Lester, Robert) (Entered: 06/15/2017)
06/15/2017	<u>568</u>	ORDER RE DEFENDANT GARBA'S MOTION FOR STAY OF RESTITUTION <u>564</u> by Judge Dolly M. Gee as to Abdul King Garba (2). Accordingly, IT IS ORDERED that Defendant's Motion is GRANTED as follows: 1. The Court's fiscal department is directed to disburse the sum of \$4,000 payable to Billy Umar; 2. Because Defendant is not under obligation to pay restitution until 30 days after the commencement of his supervised release period, rendering a stay pending appeal unnecessary, Defendant's motion for stay pending appeal is denied as moot; and 3. The Court's fiscal department is directed to retain the remaining sum of \$3,522 pending Defendant's appeal. IT IS FURTHER ORDERED that the July 5, 2017 hearing is VACATED. (See order for details.) (kti) (Entered: 06/15/2017)

PACER Service Center			
Transaction Receipt			
04/03/2018 10:39:29			
PACER Login:	Odlegal94612:2536794:0	Client Code:	AFU
Description:	Docket Report	Search Criteria:	2:13-cr-00220-DMG End date: 4/3/2018
Billable Pages:	30	Cost:	3.00



JENNIFER KENT
DIRECTOR

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



EDMUND G. BROWN JR.
GOVERNOR

SEP 06 2016

Abdul King Garba
15150 Sherman Way, No. 222
Van Nuys, CA 91405

Re: Owner, International Trade and Consulting, LLC

Dear Ms. Garba:

The Director of the State Department of Health Care Services (Department) has been notified of your May 31, 2016, conviction in the United States District Court, Central District of California (*U.S. v. Queen Anieze-Smith, et al.*, No. 13-cr-00220-DMG) for violation of 18 United States Code section 1347, 2(b). You are on record as being an owner of International Trade and Consulting, LLC. This is a conviction involving fraud and that has been determined by the Department to be substantially related to the qualifications, functions, or duties of a provider of service. As a provider of health care services, you and International Trade and Consulting, LLC, were granted certain permissions to participate in the Medi-Cal program by operation of law with or without applying for enrollment. Pursuant to Welfare and Institutions Code section 14123, subdivision (a), the 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. This requirement applies to anyone who provides health services whenever that person is convicted of any felony or any misdemeanor involving fraud, abuse of the Medi-Cal program or any patient, or otherwise substantially related to the qualifications, functions, or duties of a provider of service. If the provider of service is a clinic, group, corporation, or other association, conviction of any officer, director, or shareholder in that organization of such a crime shall result in the suspension of that organization and the individual convicted if the director believes that suspension would be in the best interest of the Medi-Cal program. (See 42 C.F.R. § 1001.101(a) & (c); Welf. & Inst. Code, § 14123.25.)

Therefore, on behalf of the Director of the Department, Abdul Garba and International Trade and Consulting, LLC., are hereby prohibited from being able to receive payment from the Medi-Cal program for an indefinite period of time, effective twenty days (15 days' statutory notice, plus 5 days for mailing) from the date of this letter. Your name(s) will be posted on the "Medi-Cal Suspended and Ineligible Provider List," available on the Internet. During the period of suspension, no person or entity, including an employer,

SEP 06 2016

can submit any claims to the Medi-Cal program for items or services rendered by Abdul Garba or International Trade and Consulting, LLC. If you are currently enrolled in Medi-Cal, that enrollment will be terminated. Any involvement by you and International Trade and Consulting, LLC, directly or indirectly, 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 or entity suspended from participation in the Medi-Cal program 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; Cal. Code of Regs., tit. 22, §§ 51458.1, 51484, and 51485.1). The Department will seek recoupment of any monies paid for claims presented to the Medi-Cal program for services or supplies rendered by you or International Trade and Consulting, LLC, during the period of suspension.

If you have any questions about this action, please submit your concerns, in writing, to the Office of Legal Services, Mandatory Suspension Desk, at the address above.

Sincerely,

A handwritten signature in black ink, appearing to read 'S. GRANDA', written over a printed name.

Sara M. Granda
Attorney

cc: See Next Page

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