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

BY: \_\_\_\_\_

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

12 UNITED STATES OF AMERICA;  
13 Plaintiff,  
14 v.

) CR No. 13-00264(A)-SJO  
)  
) F I R S T  
) S U P E R S E D I N G  
) I N D I C T M E N T

15 YAROSLAV PROSHAK,  
16 aka "Steven Proshak,"  
17 SHARETTA MICHELE WALLACE,  
18 aka "Michele Wallace,"  
19 DAVID PUSTILNIKOV,  
20 aka "David Pustilnikova," and  
21 EMILIA E. ZVEREV,  
22 aka "Mila Zverev,"  
23 aka "Emilia Zvereva,"

) [18 U.S.C. § 1349: Conspiracy  
) to Commit Health Care Fraud;  
) 18 U.S.C. § 1347: Health Care  
) Fraud; 18 U.S.C. § 2(b):  
) Causing an Act to be Done; 18  
) U.S.C. § 982(a)(7), 21 U.S.C.  
) § 853, and 28 U.S.C.  
) § 2461(c): Forfeiture]

Defendants.

The Grand Jury charges:

COUNT ONE

[18 U.S.C. § 1349]

A. INTRODUCTORY ALLEGATIONS

At all times relevant to this First Superseding Indictment:

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1           The Conspirators

2           1. Defendant YAROSLAV PROSHAK ("PROSHAK"), also known as  
3 ("aka") "Steven Proshak," was the Chief Executive Officer,  
4 Secretary, and Registered Agent of ProMed Medical Transportation,  
5 Inc. ("ProMed"), an ambulance transportation company located in  
6 Gardena, California.

7           2. Defendant SHARETTA MICHELE WALLACE ("WALLACE"), aka  
8 "Michele Wallace," was a Manager at ProMed.

9           3. Defendant DAVID PUSTILNIKOV ("PUSTILNIKOV"), aka "David  
10 Pustilnikova," was a Shareholder of, and Biller for, ProMed.

11           4. Defendant EMILIA E. ZVEREV ("ZVEREV"), aka "Mila  
12 Zverev," aka "Emilia Zvereva," was the Billing Manager for  
13 ProMed.

14           5. Co-conspirator Sergey Alekseyevich Mumjian ("Mumjian"),  
15 aka "Serge Mumjian," aka "Sergey A. Mumdzhyan," was the Office  
16 Manager and Biller for ProMed.

17           The Medicare Program

18           6. The Medicare Program ("Medicare") was a federal health  
19 care benefit program, affecting commerce, that provided benefits  
20 to individuals who were over the age of 65 or disabled. Medicare  
21 was administered by the Centers for Medicare and Medicaid  
22 Services ("CMS"), a federal agency under the United States  
23 Department of Health and Human Services. Medicare was a "health  
24 care benefit program" as defined by Title 18, United States Code,  
25 Section 24(b).

26           7. Medicare was subdivided into multiple parts. Medicare  
27 Part B covered, among other things, ambulance services.

1           8. Individuals who qualified for Medicare benefits were  
2 commonly referred to as "Medicare beneficiaries." Each Medicare  
3 beneficiary was given a Medicare identification number.

4           9. Medicare covered ambulance services only if furnished  
5 to a beneficiary whose medical condition at the time of transport  
6 was such that ambulance transportation was medically necessary. A  
7 patient whose condition permitted transport in any type of  
8 vehicle other than an ambulance did not qualify for Medicare  
9 payment. Medicare payment for ambulance transportation depended  
10 on the patient's condition at the actual time of the transport  
11 regardless of the patient's diagnosis. To be deemed medically  
12 necessary for payment, the patient must have required both the  
13 transportation and the level of service provided.

14           10. Ambulance transportation was only covered when the  
15 patient's condition required the vehicle itself or the  
16 specialized services of the trained ambulance personnel. A  
17 requirement of coverage was that the needed services of the  
18 ambulance personnel were provided and clear clinical  
19 documentation validated their medical need and their provision in  
20 the record of the service, which was usually in the form of a  
21 document referred to as a "run-sheet."

22           11. In the absence of an emergency condition, ambulance  
23 services were covered only under the following circumstances:  
24 (1) the patient being transported could not be transported by any  
25 other means without endangering the individual's health; or (2)  
26 the patient was before, during, and after transportation, bed  
27 confined. For purposes of Medicare coverage, "bed confined"  
28 meant the patient met all of the following three criteria: (1)

1 unable to get up from bed without assistance; (2) unable to  
2 ambulate; and (3) unable to sit in a chair (including a  
3 wheelchair).

4 12. A thorough assessment and documented description of the  
5 patient's current state was essential for coverage. All  
6 statements about the patient's medical condition or bed confined  
7 status must have been validated in the documentation using  
8 contemporaneous, objective observations and findings.

9 13. For ambulance services to have been covered by  
10 Medicare, the transport must have been to the nearest institution  
11 with appropriate facilities for the treatment of the illness or  
12 injury involved. The term "appropriate facilities" meant that the  
13 institution was generally equipped to provide care necessary to  
14 manage the illness or injury involved. Covered destinations for  
15 non-emergency transports included: (1) hospitals; (2) skilled  
16 nursing facilities; (3) dialysis facilities; (4) from a skilled  
17 nursing facility to the nearest supplier of medically necessary  
18 services not available at the skilled nursing facility where the  
19 beneficiary was a resident, including the return trip, when the  
20 patient's condition at the time of transport required ambulance  
21 services; and (5) the patient's residence only if the transport  
22 was to return from a hospital and the patient's condition at the  
23 time of transport required ambulance services.

24 14. CMS contracted with Medicare Administrative Contractors  
25 ("MACs") to process claims for payment. Prior to September 2008,  
26 the MAC that processed and paid Medicare ambulance claims in  
27 Southern California was National Heritage Insurance Company  
28 ("NHIC"). After September 2008, Palmetto GBA was the MAC that

1 processed and paid Medicare ambulance claims in Southern  
2 California.

3 15. To bill Medicare for services rendered, an ambulance  
4 company submitted a claim form (Form 1500) to NHIC or Palmetto  
5 GBA. When a Form 1500 was submitted, usually in electronic form,  
6 the provider certified:

7 a. the contents of the form were true, correct, and  
8 complete;

9 b. the form was prepared in compliance with the laws  
10 and regulations governing Medicare; and

11 c. the services being billed were medically  
12 necessary.

13 16. A Medicare claim for payment was required to set forth,  
14 among other things, the following: the beneficiary's name and  
15 unique Medicare identification number; the item or service  
16 provided; the cost of the item or service; and the name and  
17 Unique Physician Identification Number ("UPIN") and/or the  
18 National Provider Identifier ("NPI") of the physician who  
19 prescribed or ordered the item or service.

20 B. THE OBJECT OF THE CONSPIRACY

21 17. Beginning on or about May 6, 2008, and continuing  
22 through on or about October 8, 2010, in Los Angeles County,  
23 within the Central District of California, and elsewhere,  
24 defendants PROSHAK, WALLACE, PUSTILNIKOV, and ZVEREV, together  
25 with co-conspirator Mumjian, and others known and unknown to the  
26 Grand Jury, knowingly combined, conspired, and agreed to commit  
27 health care fraud, in violation of Title 18, United States Code,  
28 Section 1347.

1 C. THE MANNER AND MEANS OF THE CONSPIRACY

2 18. The object of the conspiracy was carried out, and to be  
3 carried out, in substance, as follows:

4 a. On or about April 10, 2008, defendant PROSHAK  
5 opened two corporate bank accounts for ProMed at Bank of America,  
6 account numbers xxxxx-042867 and xxxxx-45440.

7 b. On or after April 10, 2008, defendant PROSHAK  
8 became a signatory on an existing corporate bank account for  
9 ProMed at Bank of America, account number xxxxx-06672.

10 c. On or about May 1, 2008, defendant PROSHAK  
11 purchased ProMed.

12 d. On or about May 6, 2008, defendant PROSHAK filed a  
13 Statement of Information with the State of California as the  
14 Chief Executive Officer, Secretary, and Registered Agent of  
15 ProMed.

16 e. On or about July 4, 2008, defendant PROSHAK  
17 executed and submitted an electronic funds transfer agreement to  
18 Medicare, requesting that all future reimbursements from Medicare  
19 be directly deposited into ProMed's Bank of America account,  
20 account number xxxxx-06672.

21 f. On or about July 17, 2008, defendant ZVEREV  
22 executed and submitted to Medicare an Electronic Data Interchange  
23 ("EDI") Agreement as Billing Manager for ProMed.

24 g. On or about August 7, 2009, defendants PROSHAK and  
25 ZVEREV opened a corporate bank account for ProMed at Bank of  
26 America, account number xxxxx-03077.

27 h. Between on or about May 6, 2008, and on or about  
28 October 8, 2010, defendants PROSHAK, WALLACE, PUSTILNIKOV,

1 ZVEREV, and co-conspirator Mumjian provided ambulance  
2 transportation services, through ProMed, to Medicare  
3 beneficiaries knowing that the beneficiaries' medical condition  
4 did not necessitate the ambulance transportation services.

5 i. Between on or about May 6, 2008, and on or about  
6 October 8, 2010, defendants PROSHAK, WALLACE, and ZVEREV, and co-  
7 conspirator Mumjian instructed ProMed employees to document a  
8 reason justifying ambulance transportation services on run-sheets  
9 even if one did not exist.

10 j. Between on or about May 6, 2008, and on or about  
11 October 8, 2010, defendants WALLACE and ZVEREV, and co-  
12 conspirator Mumjian instructed ProMed employees not to write  
13 certain words, such as "walk" or "assisted to gurney," on run-  
14 sheets because Medicare would not pay for the ambulance  
15 transportation services if these words were present.

16 k. Defendants PROSHAK, WALLACE, PUSTILNIKOV, and  
17 ZVEREV, and co-conspirator Mumjian knowingly submitted, and  
18 caused the submission of, false and fraudulent claims to Medicare  
19 on behalf of ProMed for these medically unnecessary ambulance  
20 transportation services.

21 l. As a result of the submission of false and  
22 fraudulent claims, Medicare made payments to ProMed's corporate  
23 bank account at Bank of America, account number xxxxx-06672.  
24 Between on or about May 6, 2008, and on or about October 8, 2010,  
25 defendants PROSHAK, PUSTILNIKOV, and ZVEREV, then would transfer  
26 and disburse, and cause the transfer and disbursement of, monies  
27 from ProMed's corporate bank accounts to themselves and others,  
28 including co-conspirator Mumjian and defendant WALLACE.

1           m. Between on or about May 6, 2008, and on or about  
2 October 8, 2010, defendants PROSHAK, WALLACE, PUSTILNIKOV, and  
3 ZVEREV, and co-conspirator Mumjian concealed, and attempted to  
4 conceal, their submission of false and fraudulent claims to  
5 Medicare by altering and causing the alteration of run-sheets and  
6 other documentation related to the ambulance transportation  
7 services provided by ProMed.

8           19. Between on or about May 6, 2008, and on or about  
9 October 8, 2010, ProMed submitted to Medicare claims totaling  
10 approximately \$5,169,069 for ambulance transportation and related  
11 services, and Medicare paid ProMed approximately \$2,679,854 on  
12 those claims.

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COUNTS TWO THROUGH SIX

[18 U.S.C. §§ 1347, 2(b)]

A. INTRODUCTORY ALLEGATIONS

20. The Grand Jury incorporates by reference and re-alleges paragraphs 1 through 16 above of this First Superseding Indictment as though set forth in their entirety here.

B. THE SCHEME TO DEFRAUD

21. Beginning on or about May 6, 2008, and continuing through on or about October 8, 2010, in Los Angeles County, within the Central District of California, and elsewhere, defendants PROSHAK, WALLACE, PUSTILNIKOV, and ZVEREV, together with co-conspirator Mumjian, and others known and unknown to the Grand Jury, knowingly, willfully, and with intent to defraud, executed, and attempted to execute, a scheme and artifice: (a) to defraud a health care benefit program, namely Medicare, as to material matters in connection with the delivery of, and payment for, health care benefits, items, and services; and (b) to obtain money from Medicare by means of materially false and fraudulent pretenses and representations and the concealment of material facts in connection with the delivery of, and payment for, health care benefits, items, and services.

C. MEANS TO ACCOMPLISH THE SCHEME TO DEFRAUD

22. The fraudulent scheme operated, in substance, as described in Paragraph 18 of this First Superseding Indictment, which is hereby incorporated by reference as if stated in its entirety here.

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1 D. THE EXECUTION OF THE FRAUDULENT SCHEME

2 23. On or about the dates set forth below, within the  
 3 Central District of California, and elsewhere, defendants  
 4 PROSHAK, WALLACE, PUSTILNIKOV, and ZVEREV, together with co-  
 5 schemer Mumjian, and others known and unknown to the Grand Jury,  
 6 including co-schemer Mumjian, for the purpose of executing and  
 7 attempting to execute the fraudulent scheme described above,  
 8 knowingly and willfully submitted and caused to be submitted to  
 9 Medicare the following false and fraudulent claims for payment  
 10 for Basic Life Support, non-emergency ambulance transportation  
 11 (Code A0428):

12	COUNT	BENEFICIARY	CLAIM NUMBER	APPROX. DATE SUBMITTED	APPROX. AMOUNT OF CLAIM
13	TWO	M.N.	551109245852050	09/02/2009	\$891
14	THREE	R.P.	551109334911780	11/30/2009	\$918
15	FOUR	A.L.	551110078829510	03/19/2010	\$864
16	FIVE	G.G.	551110265739110	09/22/2010	\$418.50
17	SIX	R.T.	551110270510810	09/27/2010	\$810
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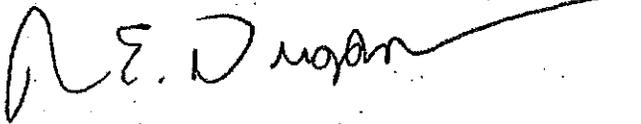
1 exercise of due diligence; has been transferred, sold to, or  
2 deposited with a third party; has been placed beyond the  
3 jurisdiction of this court; has been substantially diminished in  
4 value; or has been commingled with other property that cannot be  
5 divided without difficulty.

6  
7 A TRUE BILL

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9 151

10 Foreperson

11 ANDRÉ BIROTTE JR.  
12 United States Attorney

13   
14

15 ROBERT E. DUGDALE  
16 Assistant United States Attorney  
17 Chief, Criminal Division

18 RICHARD E. ROBINSON  
19 Assistant United States Attorney  
20 Chief, Major Frauds Section

21 CONSUELO WOODHEAD  
22 Assistant United States Attorney  
23 Deputy Chief, Major Frauds Section

24 BEN SINGER  
25 Deputy Chief, Fraud Section  
26 United States Department of Justice

27 BEN CURTIS  
28 Assistant Chief, Fraud Section  
United States Department of Justice

BLANCA QUINTERO  
Trial Attorney, Fraud Section  
United States Department of Justice

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UNITED STATES DISTRICT COURT  
FOR THE CENTRAL DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,  
Plaintiff,  
v.  
SHARETTA MICHELLE WALLACE,  
Defendant.

No. CR 13-0264(A)-SJO  
VERDICT FORM

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COUNT ONE

Conspiracy to Commit Health Care Fraud- 18 U.S.C. Section 1349

We, the jury in the above-captioned case, unanimously find the defendant SHARETTA MICHELLE WALLACE:

\_\_\_\_\_ NOT GUILTY

~~\_\_\_\_\_~~ GUILTY

of conspiracy to commit health care fraud as charged in Count One of the First Superseding Indictment.

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COUNT TWO

We, the jury in the above-captioned case, unanimously find the defendant SHARETTA MICHELLE WALLACE:

\_\_\_\_ NOT GUILTY  
X GUILTY

of health care fraud as charged in Count Two of the First Superseding Indictment, which alleges a claim for \$891 submitted to Medicare on approximately September 2, 2009, for a medically unnecessary ambulance transportation service provided to Maria Navarette.

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COUNT SIX

We, the jury in the above-captioned case, unanimously find the defendant SHARETTA MICHELLE WALLACE:

\_\_\_\_ NOT GUILTY  
X GUILTY

of health care fraud as charged in Count Six of the First Superseding Indictment, which alleges a claim for \$810 submitted to Medicare on approximately September 27, 2010, for a medically unnecessary ambulance transportation service provided to Rheuben Thomas.

DATED: August 18, 2015, at Los Angeles, California

*Redacted As to  
forepersons  
Signature*  
FOREPERSON OF THE JURY

**United States District Court  
Central District of California**

UNITED STATES OF AMERICA vs.

Docket No. CR 13-00264 (A) SJO-3

Defendant WALLACE, Sharetta Michelle

Social Security No.                    

akas: Also Known As: Wallace, Sharetta Michele

(Last 4 digits)

**JUDGMENT AND PROBATION/COMMITMENT ORDER**

MONTH	DAY	YEAR
Dec.	2,	2015

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

**COUNSEL** Richard W. Raynor (Appointed)  
(Name of Counsel)

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

**FINDING** There being a finding/verdict of **GUILTY**, defendant has been convicted as charged of the offense(s) of:  
**18 U.S.C. § 1349: Conspiracy to Commit Health Care Fraud as charged in Count 1 of the First Superseding Indictment; 18 U.S.C. §§ 1347, 2(b): Health Care Fraud; Causing an Act to be Done as charged in Counts 2, 3, 4, 5, and 6 of the First Superseding 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 is hereby committed to the custody of the Bureau of Prisons to be imprisoned for a term of:

**THE FINDINGS PORTION OF THIS JUDGMENT IS CORRECTED TO REFLECT THAT DEFENDANT WAS CONVICTED AS TO THE FIRST SUPERSEDING INDICTMENT.**

It is ordered that the defendant shall pay to the United States a special assessment of \$600, 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.

Defendant shall pay restitution in the total amount of \$804,755 pursuant to 18 U.S.C. § 3663A, to victims as set forth in a separate victim list prepared by the probation office which this Court adopts and which reflects the Court's determination of the amount of restitution due to each victim. The victim list, which shall be forwarded to the fiscal section of the clerk's office, shall remain confidential to protect the privacy interests of the victims.

Restitution 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. If any amount of the restitution remains unpaid after release from custody, nominal monthly payments of at least 10% of defendant's gross monthly income but not less than \$100, whichever is greater, shall be made during the period of supervised release and 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 either immediate or future payment of the amount ordered.

The defendant shall be held jointly and severally liable with co-participants Yaroslav Proshak, Emilia

Zverev, and Sergey Alekseyevich Mumjian for payment of restitution to the extent that said co-participants are determined liable for the same victim losses 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 for the amount of restitution ordered in this judgment.

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).

All fines are waived as it is found that the defendant does not have the ability to pay a fine in addition to restitution.

Pursuant to the Sentencing Reform Act of 1984, it is the judgment of the Court that the defendant, Sharetta Michelle Wallace, is hereby committed on Count 1, 2, 3, 4, 5, and 6 of the First Superseding Indictment to the custody of the Bureau of Prisons for a term of 24 months. This term consists of 24 months on each of Counts 1, 2, 3, 4, 5, and 6 of the First Superseding Indictment, to be served concurrently.

The Court recommends that the Bureau of Prisons conduct a mental health evaluation of the defendant and provide all necessary treatment.

Upon release from imprisonment, the defendant shall be placed on supervised release for a term of three years. This term consists of three years on each of Counts 1, 2, 3, 4, 5, and 6 of the First Superseding 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, including the three special conditions delineated in General Order 01-05.
2. The defendant shall not commit any violation of local, state, or federal law or ordinance.
3. 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.
4. The defendant shall cooperate in the collection of a DNA sample from the defendant.
5. The defendant shall apply all monies received from income tax refunds to the outstanding court-ordered financial obligation. In addition, the defendant shall apply all monies received from lottery winnings, inheritance, judgments and any anticipated or unexpected financial gains to the outstanding court-ordered financial obligation.
6. When not employed or excused by the Probation Officer for schooling, training, or other

USA vs. WALLACE, Sharetta Michelle

Docket No.: CR 13-00264 (A) SJO-3

acceptable reasons, the defendant shall perform 20 hours of community service per week as directed by the Probation Office.

7. The defendant shall participate in mental health treatment, which may include evaluation and counseling, until discharged from the treatment by the treatment provider, with the approval of the Probation Officer.

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.

The Court advises the Defendant of her right to appeal.

The Court recommends that the defendant shall be designated at a Prison camp or minimum security facility in Southern California that can best accommodate the defendant's medical needs.

In the interest of justice the Court dismisses the underlying indictment as to this defendant only.

The Court Orders the bond exonerated.

The Court Orders the defendant remanded into the custody of the U.S. Marshal forthwith. Clerk issues to U. S. Marshal remand order # D 9822.

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.

*S. James Otero*

December 2, 2015.

Date

S. James Otero

U. S. District Judge/Magistrate 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

December 2, 2015.

Filed Date

By Victor Paul Cruz

Deputy Clerk

*Victor Paul Cruz*

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:

USA vs. WALLACE, Sharetta Michelle

Docket No.: CR 13-00264 (A) SJO-3

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.

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 (15<sup>th</sup>) 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:  
 Private victims (individual and corporate),  
 Providers of compensation to private 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.

USA vs. WALLACE, Sharetta Michelle

Docket No.: CR 13-00264 (A) SJO-3

**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.

**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 \_\_\_\_\_

USA vs. WALLACE, Sharetta Michelle

Docket No.: CR 13-00264 (A) SJO-3

\_\_\_\_\_  
Filed Date

\_\_\_\_\_  
Deputy Clerk

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**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-00264-SJO-3**

Case title: USA v. Proshak et al

Date Filed: 04/17/2013

Date Terminated: 12/02/2015

Assigned to: Judge S. James Otero

Appeals court case number: 15-50534  
9th CCA

**Defendant (3)**

**Sharetta Michelle Wallace**  
*TERMINATED: 12/02/2015*  
*also known as*  
Michele Wallace  
*TERMINATED: 12/02/2015*

represented by **Richard W Raynor**  
Law Offices of Richard Raynor  
800 South Pacific Coast Highway Suite  
8-284  
Redondo Beach, CA 90277  
424-257-0284  
Fax: 424-258-9462  
Email: richardraynorlaw@gmail.com  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**  
*Designation: CJA Appointment*

**Joel C Koury**  
Law Offices of Joel C Koury  
3435 Ocean Park Boulevard Suite 107-  
50  
Santa Monica, CA 90405  
424-248-8670  
Fax: 866-829-9412  
Email: jckoury@aol.com  
*TERMINATED: 05/14/2013*  
*Designation: CJA Appointment*

**Pending Counts**

18:1349 Conspiracy to Commit Health  
Care Fraud  
(1s)

**Disposition**

Bureau of Prisons for a term 24 months  
on Counts 1, 2, 3, 4, 5, and 6 of the First  
Superseding Indictment . This term  
consists of 36 months on each of  
Counts 1, 2, 3, 4, 5, and 6 all to be  
served concurrently . Supervised release  
for a term of 3 years . This term consists  
of three years on each of Counts 1, 2, 3,  
4, 5, and 6 of the First Superseding

18:1347: 18:347,2(b): HEALTH CARE  
FRAUD;CAUSING AN ACT TO BE  
DONE  
(2s-6s)

Indictment, all such terms to run concurrently under United States Probation Office General Order 05-02, and General Order 01-05, including the three special conditions delineated in General Order 01-05. Pay the United States Special assessment of 600.00 due immediately. Defendant shall pay restitution in the total amount of \$804,755.00 , to victims as set forth in a separate confidential victim list. Interest on restitution waived.

Bureau of Prisons for a term 24 months on Counts 1, 2, 3, 4, 5, and 6 of the First Superseding Indictment . This term consists of 36 months on each of Counts 1, 2, 3, 4, 5, and 6 all to be served concurrently . Supervised release for a term of 3 years . This term consists of three years on each of Counts 1, 2, 3, 4, 5, and 6 of the First Superseding Indictment, all such terms to run concurrently under United States Probation Office General Order 05-02, and General Order 01-05, including the three special conditions delineated in General Order 01-05. Pay the United States Special assessment of 600.00 due immediately. Defendant shall pay restitution in the total amount of \$804,755.00 , to victims as set forth in a separate confidential victim list. Interest on restitution waived.

**Highest Offense Level (Opening)**

Felony

**Terminated Counts**

18:1349: CONSPIRACY TO COMMIT  
HEALTH CARE FRAUD  
(1)

18:347,2(b): HEALTH CARE  
FRAUD;CAUSING AN ACT TO BE  
DONE  
(2-6)

**Disposition**

Court dismisses the underlying  
indictment as to this defendant only

Court dismisses the underlying  
indictment as to this defendant only

**Highest Offense Level (Terminated)**

Felony

**Complaints**

None

**Disposition****Plaintiff**

USA

represented by **Blanca Quintero**  
AUSA - Office of US Attorney  
Southern District of California  
880 Front Street Room 6293  
San Diego, CA 92101  
619-546-7118  
Fax: 619-546-0510  
Email: blanca.quintero2@usdoj.gov  
*TERMINATED: 10/26/2016*  
*Designation: Assistant US Attorney*

**Claire Yan**  
US Department of Justice  
Criminal Division  
4811 Airport Plaza Drive 5th Floor  
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*ATTORNEY TO BE NOTICED*  
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**Ritesh K Srivastava**  
US Department of Justice  
Trial Attorney Criminal Division -  
Fraud Section  
4811 Airport Plaza Drive Suite 500

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 562-982-1746  
 Fax: 562-982-1799  
 Email: Ritesh.srivastava@usdoj.gov  
 TERMINATED: 05/28/2017  
 Designation: Assistant US Attorney

Date Filed	#	Docket Text
04/17/2013	<u>1</u>	INDICTMENT filed as to Yaroslav Proshak (1) count(s) 1, 2-6, Sergey Alekseyevich Mumjian (2) count(s) 1, 2-6, Sharetta Michelle Wallace (3) count (s) 1, 2-6. Offense occurred in LA. (mhe) (Entered: 04/19/2013)
04/17/2013	<u>4</u>	CASE SUMMARY filed by AUSA Blanca Quintero as to Defendant Sharetta Michelle Wallace; defendants Year of Birth: 1978 (mhe) (Entered: 04/19/2013)
04/17/2013	<u>7</u>	NOTICE OF REQUEST FOR DETENTION filed by Plaintiff USA as to Defendant Sharetta Michelle Wallace (mhe) (Entered: 04/19/2013)
04/17/2013	<u>8</u>	EX PARTE APPLICATION to Seal Case Filed by Plaintiff USA as to Defendant Yaroslav Proshak, Sergey Alekseyevich Mumjian, Sharetta Michelle Wallace(mhe) (Entered: 04/19/2013)
04/17/2013	<u>9</u>	ORDER by Magistrate Judge Suzanne H. Segal: granting <u>8</u> Ex Parte Application to Seal Case as to Yaroslav Proshak (1), Sergey Alekseyevich Mumjian (2), Sharetta Michelle Wallace (3) (mhe) (Entered: 04/19/2013)
04/17/2013	<u>10</u>	MEMORANDUM filed by Plaintiff USA as to Defendant Yaroslav Proshak, Sergey Alekseyevich Mumjian, Sharetta Michelle Wallace. Re Magistrate Judge Jacqueline Chooljian, Magistrate Judge Patrick J. Walsh, Magistrate Judge Sheri Pym, Magistrate Judge Michael Wilner (mhe) (Entered: 04/19/2013)
04/17/2013	<u>11</u>	MEMORANDUM filed by Plaintiff USA as to Defendant Yaroslav Proshak, Sergey Alekseyevich Mumjian, Sharetta Michelle Wallace. This criminal action, being filed on 4/17/2013, was not pending in the U. S. Attorneys Office before the date on which Judge Michael W. Fitzgerald began receiving criminal matters. (mhe) (Entered: 04/19/2013)
05/14/2013	<u>24</u>	REPORT COMMENCING CRIMINAL ACTION as to Defendant Sharetta Michelle Wallace; defendants Year of Birth: 1978; date of arrest: 5/14/2013 (mhe) (Entered: 05/16/2013)
05/14/2013	<u>25</u>	MINUTES OF ARREST ON INDICTMENT HEARING held before Magistrate Judge Stephen J. Hillman as to Defendant Sharetta Michelle Wallace. Defendant states true name as charged. Attorney: Joel C Koury for Sharetta Michelle Wallace, Appointed, present.Court orders bail set as: Sharetta Michelle Wallace (3) \$50,000 Appearance Bond, see attached bond for terms and conditions. Defendant remanded to the custody of the USM. Arraignment held, see separate PIA minutes. RELEASE ORDER NO 34154 Court Smart: CS 5/14/13. (mhe) (Entered: 05/16/2013)
05/14/2013	<u>26</u>	

		STATEMENT OF CONSTITUTIONAL RIGHTS filed by Defendant Sharetta Michelle Wallace (mhe) (Entered: 05/16/2013)
05/14/2013	<u>28</u>	DECLARATION RE: PASSPORT filed by Defendant Sharetta Michelle Wallace RE: Bond and Conditions (CR-1) <u>27</u> . (mhe) (Entered: 05/16/2013)
05/14/2013	<u>34</u>	MINUTES OF POST-INDICTMENT ARRAIGNMENT: held before Magistrate Judge Stephen J. Hillman as to Defendant Sharetta Michelle Wallace (3) Count 1,2-6. Defendant arraigned, states true name: As charged. Defendant entered not guilty plea to all counts as charged. Attorney: Joel Koury, Retained present. Case assigned to Judge S. James Otero. Jury Trial set for 7/9/2013 09:00 AM before Judge S. James Otero. Court Smart: CS05/14/2013. (tba) (Entered: 05/16/2013)
05/14/2013	<u>38</u>	AMENDED MINUTES held before Magistrate Judge Stephen J. Hillman re: MINUTES OF ARREST ON INDICTMENT HEARING held before Magistrate Judge Stephen J. Hillman as to Defendant Sharetta Michelle Wallace. Defendant states true name as charged. Attorney: Joel C Koury for Sharetta Michelle Wallace, Appointed, present. Court orders bail set as: Sharetta Michelle Wallace (3) \$50,000 Appearance Bond, see attached bond for terms and conditions. Defendant remanded to the custody of the USM. Arraignment held, see separate PIA minutes. RELEASE ORDER NO 34154 Court Smart: CS 5/14/13. (mhe) <u>25</u> as to Defendant Sharetta Michelle Wallace., Added attorney Richard W Raynor for Sharetta Michelle Wallace. Attorney Joel C Koury terminated in case as to Sharetta Michelle Wallace. (mhe) (Entered: 05/17/2013)
05/15/2013	<u>27</u>	BOND AND CONDITIONS OF RELEASE filed as to Defendant Sharetta Michelle Wallace conditions of release: \$50,000 Appearance Bond, see attached bond for terms and conditions approved by Magistrate Judge Stephen J. Hillman. (mhe) (Entered: 05/16/2013)
05/16/2013	35	NOTICE INITIAL STANDING ORDER by Judge S. James Otero as to Defendant Steven Proshak, Sergey Alekseyevich Mumjian, Sharetta Michelle Wallace. The Court refers counsel to the Court's Standing Order found on the Court's Website under Judge Otero's Procedures and Schedules. Please read this Order carefully. It governs this case and differs in some respect from the Local Rules. THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY.(vcr) TEXT ONLY ENTRY (Entered: 05/16/2013)
05/16/2013	<u>39</u>	ARREST WARRANT RETURNED Executed on 5/14/13 as to Defendant Sharetta Michelle Wallace. (lc) (Entered: 05/17/2013)
05/21/2013	<u>42</u>	STIPULATION for Modification of Conditions of Release filed by Defendant Sharetta Michelle Wallace (Attachments: # <u>1</u> Proposed Order)(Raynor, Richard) (Entered: 05/21/2013)
05/21/2013	<u>44</u>	ORDER by Magistrate Judge Stephen J. Hillman as to Defendant Sharetta Michelle Wallace, GRANTING Stipulation to Modify Conditions of Release <u>42</u> . (mhe) (Entered: 05/22/2013)
06/18/2013	<u>49</u>	STIPULATION to Continue Trial Date from July 9, 2013 to October 1, 2013 filed by Plaintiff USA as to Defendant Steven Proshak, Sergey Alekseyevich

		Mumjian, Sharetta Michelle Wallace (Attachments: # <u>1</u> Proposed Order for Stipulation to Continue Trial Date)(Quintero, Blanca) (Entered: 06/18/2013)
06/19/2013	<u>51</u>	ORDER TO CONTINUE Trial by Judge S. James Otero as to Defendant Steven Proshak, Sergey Alekseyevich Mumjian, Sharetta Michelle Wallace. Jury Trial Continued to 10/1/2013 08:30 AM. (lc) (Entered: 06/19/2013)
07/02/2013	<u>56</u>	STIPULATION for Modification of Conditions of Release filed by Defendant Sharetta Michelle Wallace (Attachments: # <u>1</u> Proposed Order)(Raynor, Richard) (Entered: 07/02/2013)
07/05/2013	<u>57</u>	ORDER by Magistrate Judge John E. McDermott as to Defendant Sharetta Michelle Wallace, GRANTING Stipulation to Modify Conditions of Release <u>56</u> . (mhe) (Entered: 07/05/2013)
07/22/2013	<u>64</u>	NOTICE by Judge S. James Otero as to Defendant Steven Proshak, Sergey Alekseyevich Mumjian, Sharetta Michelle Wallace. Judge Otero is participating in the Central District of California's Pilot Project for the Electronic Submission and Filing of Under Seal Documents. The Pilot Project applies to both civil and criminal cases. Parties shall make every effort to limit the number and volume of under seal filings. In most circumstances, parties should seek to file under seal only the specific exhibits or documents for which there is a valid basis for filing under seal. When seeking the Court's approval for an under seal filing, the submitting party shall electronically file an Ex Parte Application to Seal and proposed Order through the Courts CM/ECF System pursuant to Local Rule 5-4. The Ex Parte Application and proposed Order shall not contain the information the party seeks to file under seal. The party seeking permission to file under seal shall submit to the Courts generic chambers e-mail address (sjc_chambers@cacd.uscourts.gov) PDF versions of the Ex Parte Application, proposed Order, Declaration in Support of Ex Parte Application stating the reason for the under seal filing, and the document(s) and/or exhibit(s) the party seeks to file under seal. The party shall also submit a Word or WordPerfect version of the proposed Order to the generic chambers e-mail address. Unless otherwise ordered by the Court, the submitting party shall deliver a Mandatory Chambers Copy of the Ex Parte Application, proposed Order, Declaration in Support of Ex Parte Application, and the document(s) and/or exhibit(s) the party seeks to file under seal to the Courts courtesy copy box located outside chambers no later than 12:00 p.m. on the following business day. The Pilot Project for the Electronic Submission and filing of Under Seal Documents does not apply to in camera submissions. THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY.(cch) TEXT ONLY ENTRY (Entered: 07/22/2013)
08/20/2013	<u>66</u>	MINUTES (IN CHAMBERS) ORDER by Judge S. James Otero: At the request of the parties the Court sets a Status Conference on Thursday, August 29, 2013 @ 9:00 a.m. All parties are ordered to appear. (yl) (Entered: 08/20/2013)
08/26/2013	<u>67</u>	NOTICE OF MOTION AND MOTION to Sever Defendant Filed by Plaintiff Sharetta Michelle Wallace as to Defendant Steven Proshak, Sergey Alekseyevich Mumjian, Sharetta Michelle Wallace Motion set for hearing on

		9/23/2013 at 10:00 AM before Judge S. James Otero. (Attachments: # <u>1</u> Proposed Order)(Raynor, Richard) (Entered: 08/26/2013)
08/27/2013	<u>68</u>	ORDER by Judge S. James Otero: the following document(s) be STRICKEN for failure to comply with the Local Rules, General Order and/or the Courts Case Management Order: MOTION to Sever Defendant <u>67</u> , for the following reasons: Hearing information is missing, incorrect, or not timely; Failure to comply with Local Rule 6.1 re Notice and Service of Motion. (lc) (Entered: 08/27/2013)
08/27/2013	<u>69</u>	SCHEDULING NOTICE CRIMINAL STANDING ORDER by Judge S. James Otero as to Defendant Steven Proshak, Sergey Alekseyevich Mumjian, Sharetta Michelle Wallace. The Court refers counsel to the Court's Standing Order found on the Court's Website under Judge Otero's Procedures and Schedules. Please read this Order carefully. It governs this case and differs in some respect from the Local Rules. THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY.(vcr) TEXT ONLY ENTRY (Entered: 08/27/2013)
08/28/2013	<u>70</u>	NOTICE OF MOTION AND MOTION to Sever Defendant Filed by Plaintiff Sharetta Michelle Wallace as to Defendant Steven Proshak, Sergey Alekseyevich Mumjian, Sharetta Michelle Wallace Motion set for hearing on 9/23/2013 at 10:00 AM before Judge S. James Otero. (Attachments: # <u>1</u> Proposed Order)(Raynor, Richard) (Entered: 08/28/2013)
08/28/2013	<u>71</u>	ORDER by Judge S. James Otero: the following document(s) be STRICKEN for failure to comply with the Local Rules, General Order and/or the Courts Case Management Order: MOTION to Sever Defendant <u>70</u> , for the following reasons: Hearing on motion does not comply with Local Rule 6-1. "The notice of motion shall be filed with the Clerk not later than twenty-eight (28) days before the date set for hearing, and shall be served on each of the parties electronically. (lc) (Entered: 08/28/2013)
08/29/2013	<u>72</u>	Second STIPULATION to Continue Trial Date from October 1, 2013 to April 8, 2014 filed by Plaintiff USA as to Defendant Steven Proshak, Sergey Alekseyevich Mumjian, Sharetta Michelle Wallace (Attachments: # <u>1</u> Proposed Order Continuing Trial Date and Findings Regarding Excludable Time Periods Pursuant to Speedy Trial Act)(Quintero, Blanca) (Entered: 08/29/2013)
08/29/2013	<u>73</u>	MINUTES OF Status Conference held before Judge S. James Otero as to Defendant Steven Proshak, Sergey Alekseyevich Mumjian, Sharetta Michelle Wallace. The Court and counsel confer regarding the trial date. The Court will grant the parties' request to continue the trial date to Tuesday, April 8, 2013 @8:30 a.m. The parties shall lodge a proposed order. The hearing on motions shall be set for Monday, March 18, 2014 10:00 a.m. The Court is advised that the trial estimate is 7-10 days. Court Smart: CS 8/29/13. (lc) (Entered: 08/29/2013)
08/29/2013	<u>74</u>	ORDER CONTINUING TRIAL DATE AND FINDINGS REGARDING EXCLUDABLE TIME PERIODS PURSUANT TO SPEEDY TRIAL A by Judge S. James Otero as to Defendant Steven Proshak, Sergey Alekseyevich

		Mumjian, Sharetta Michelle Wallace. Jury Trial continued to 4/8/2014 8:30 AM. (lc) Modified on 9/26/2013 (lc). (Entered: 08/30/2013)
01/15/2014	<u>77</u>	NOTICE of Manual Filing of UNDER SEAL filed by Plaintiff USA as to Defendant Steven Proshak, Sergey Alekseyevich Mumjian, Sharetta Michelle Wallace (Quintero, Blanca) (Entered: 01/15/2014)
01/15/2014	<u>79</u>	NOTICE of Manual Filing of UNDER SEAL DOCUMENTS filed by Plaintiff USA as to Defendant Steven Proshak, Sergey Alekseyevich Mumjian, Sharetta Michelle Wallace (Quintero, Blanca) (Entered: 01/15/2014)
01/16/2014	<u>80</u>	SEALED DOCUMENT- GOVERNMENT'S EXPARTE APPLICATION for Order Sealing Documents; Declaration of Blanca Quintero. (mat) (Entered: 01/17/2014)
01/16/2014	<u>81</u>	SEALED DOCUMENT- ORDER Sealing Documents. (mat) (Entered: 01/17/2014)
01/16/2014	<u>82</u>	SEALED DOCUMENT- PLEA AGREEMENT for Defendant Sergey Alekseyevich Mumjian. (mat) (Entered: 01/17/2014)
03/06/2014	<u>88</u>	EX PARTE APPLICATION to Continue Trial from April 8, 2014 to June 17, 2014. Filed by Plaintiff Steven Proshak as to Defendant Steven Proshak, Sergey Alekseyevich Mumjian, Sharetta Michelle Wallace (Attachments: # <u>1</u> Proposed Order)(Berk, Elon) . (Entered: 03/06/2014)
03/12/2014	<u>89</u>	MINUTES OF IN CHAMBERS ORDER by Judge S. James Otero as to Defendants Steven Proshak, Sharetta Michelle Wallace. The Court sets a hearing re the ex parte application to continue the trial on Tuesday, March 18, 2014 @ 9:00 a.m. All parties are ordered to appear. (jre) (Entered: 03/12/2014)
03/17/2014	<u>90</u>	SCHEDULING NOTICE OF CONTINUANCE OF EX PARTE TO CONTINUE TRIAL DATE by Judge S. James Otero as to Defendant Steven Proshak, Sharetta Michelle Wallace. Application set for hearing on 3/18/14 is continued to Friday, 3/21/2014 at 10:30 AM before Judge S. James Otero. THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY.(vcr) TEXT ONLY ENTRY (Entered: 03/17/2014)
03/17/2014	<u>91</u>	STIPULATION to Continue Ex Parte Application Hearing from March 21, 2014 at 10:30 A.M. to March 25, 2014 at 10:30 A.M. filed by Plaintiff USA as to Defendant Steven Proshak, Sharetta Michelle Wallace (Attachments: # <u>1</u> Proposed Order on Stipulation to Continue Hearing on Defendant Proshak's Ex Parte Application to Continue Trial Date)(Quintero, Blanca) (Entered: 03/17/2014)
03/20/2014	<u>95</u>	First SUPERSEDING INDICTMENT Filed as to Steven Proshak (1) count(s) 1s, 2s-6s, Sharetta Michelle Wallace (3) count(s) 1s, 2s-6s, David Pustilnikov (4) count(s) 1, 2-6, Emilia E Zverev (5) count(s) 1, 2-6. (mat) Modified on 3/28/2014 (csi). (Entered: 03/24/2014)
03/20/2014	<u>96</u>	SEALED DOCUMENT- GOVERNMENT'S EXPARTE APPLICATION for Order Sealing Indictment and Related Documents; Declaration of Blanca Quintero. (mat) (Entered: 03/24/2014)

03/20/2014	<u>97</u>	SEALED DOCUMENT- ORDER Sealing Indictment and Related Documents. (mat) (Entered: 03/24/2014)
03/20/2014	<u>99</u>	CASE SUMMARY filed by AUSA Blanca Quintero as to Defendant Sharetta Michelle Wallace; defendants Year of Birth: 1978. (mat) (Entered: 03/24/2014)
03/20/2014	<u>105</u>	MEMORANDUM filed by Plaintiff USA as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev. Re Magistrate Judge Jacqueline Chooljian, Magistrate Judge Patrick J. Walsh, Magistrate Judge Sheri Pym, Magistrate Judge Michael Wilner. (mat) (Entered: 03/24/2014)
03/20/2014	<u>106</u>	MEMORANDUM filed by Plaintiff USA as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev. This criminal action, being filed on 3/20/14, was not pending in the U. S. Attorneys Office before the date on which Judge Michael W. Fitzgerald began receiving criminal matters. (mat) (Entered: 03/24/2014)
03/24/2014	94	SCHEDULING NOTICE by Judge S. James Otero as to Defendant Steven Proshak. COUNSEL ARE NOTIFIED that on the Court's own motion, the hearing on Defendant Steven Proshak's Ex Parte Application to Continue Trial Date set for March 25, 2014 at 10:00 a.m. is hereby taken off calendar, and will be re-set at a later date and time determined by the Court. THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY.(cch) TEXT ONLY ENTRY (Entered: 03/24/2014)
03/25/2014	107	SCHEDULING NOTICE SETTING HEARING RE EX PARTE APPLICATION TO CONTINUE TRIAL DATE by Judge S. James Otero as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev. The Court sets the Ex Parte Application to Continue Trial <u>88</u> for hearing on Wednesday, 3/26/2014 at 09:00 AM before Judge S. James Otero. All parties are ordered to appear.THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY.(vcr) TEXT ONLY ENTRY (Entered: 03/25/2014)
03/25/2014	<u>110</u>	STATEMENT OF CONSTITUTIONAL RIGHTS filed by Defendant Sharetta Michelle Wallace (tba) (Entered: 03/26/2014)
03/25/2014	<u>116</u>	MINUTES OF POST-INDICTMENT ARRAIGNMENT: held before Magistrate Judge John E. McDermott as to Defendant Steven Proshak (1) Count 1s,1,2s-6s,2-6 and Sharetta Michelle Wallace (3) Count 1,1s,2-6,2s-6s. Defendant arraigned, states true name: As charged. Defendant entered not guilty plea to all counts as charged. Attorney: 1.) Elon Berk for 1.) Yaroslav Proshak, 2.) Richard Raynor for 2.) Sharetta Michele Wallace, 1.)Retained, 2.) Appointed present. Case assigned to Judge S. James Otero. Jury Trial set for 4/8/2014 08:30 AM before Judge S. James Otero. Court Reporter: Katherine Stride: (tba) (Entered: 03/26/2014)
03/26/2014	<u>117</u>	MINUTES OF HEARING RE EX PARTE APPLICATION TO CONTINUE THE TRIAL <u>88</u> as to defendants Steven Proshak (1), Sharetta Michelle Wallace(3), David Pustilnikov (4) and Emilia E Zverev (5) held before Judge S. James Otero. The Court grants the ex Parte Application to Continue the Trial

		and the oral application to continue the trial of the newly added defendants to November 5, 2014 9:00 a.m. The Court grants the continuance based on the findings and conclusions placed on the record. The Court concludes that failure to grant the continuance would result in a miscarriage of justice as to the newly added defendants, and to defendant (1) Proshak. The Court notes that the Government joins in the request to continue the trial to November 5, 2014. (SEE DOCUMENT FOR OTHER DETAILS). Court Reporter: Debbie Hino-Spaan. (lc) (Entered: 03/26/2014)
05/19/2014	<u>144</u>	STIPULATION to Continue Hearing Date for Defendants Application to Modify Conditions of Release from May 20, 2014 to June 3, 2014 Re: Order on Stipulation, 143 filed by Plaintiff David Pustilnikov, Emilia E Zverev as to Defendant Steven Proshak, Sergey Alekseyevich Mumjian, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev (Attachments: # <u>1</u> Proposed Order)(Altman, Bryan) (Entered: 05/19/2014)
08/14/2014	<u>149</u>	STIPULATION for Modification of Conditions of Release filed by Plaintiff Sharetta Michelle Wallace as to Defendant Steven Proshak, Sergey Alekseyevich Mumjian, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev (Attachments: # <u>1</u> Proposed Order)(Raynor, Richard) (Entered: 08/14/2014)
08/18/2014	<u>302</u>	REDACTED Jury Note (Number: 1) filed (lc) (Entered: 09/01/2015)
08/22/2014	<u>150</u>	ORDER TO MODIFY CONDITIONS OF RELEASE TO ALLOW ONE-TIME TRAVEL TO SAN FRANCISCO,CALIFORNIA by Judge S. James Otero as to Defendant Sharetta Michelle Wallace (3), to San Francisco, CA, from October 2, 2014 to October 5, 2014. (lc) (Entered: 08/25/2014)
09/15/2014	<u>151</u>	NOTICE OF APPEARANCE OR REASSIGNMENT of AUSA Fred G Medick on behalf of Plaintiff USA. Filed by Plaintiff USA. (Attorney Fred G Medick added to party USA(pty:pla))(Medick, Fred) (Entered: 09/15/2014)
09/26/2014	<u>152</u>	STIPULATION to Continue Trial Date from November 5, 2014 to August 4, 2015 filed by Plaintiff USA as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev (Attachments: # <u>1</u> Proposed Order Continuing Trial Date and Findings Regarding Excludable Time Periods Pursuant to Speedy Trial Act)(Quintero, Blanca) (Entered: 09/26/2014)
09/29/2014	<u>153</u>	ORDER CONTINUING TRIAL DATE AND FINDINGS REGARDING EXCLUDABLE TIME PERIODSPURSUANT TO SPEEDY TRIAL ACT by Judge S. James Otero as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev. Jury Trial continued to 8/4/2015 09:00 AM. (lc) (Entered: 09/30/2014)
11/03/2014	<u>156</u>	NOTICE OF MOTION AND MOTION for Order for Production of Grand Jury Transcripts Filed by Defendant Sharetta Michelle Wallace. Motion set for hearing on 12/8/2014 at 10:00 AM before Judge S. James Otero. (Attachments: # <u>1</u> Proposed Order)(Raynor, Richard) (Entered: 11/03/2014)
11/03/2014	<u>157</u>	NOTICE OF MOTION AND MOTION to Dismiss Case Filed by Plaintiff Sharetta Michelle Wallace as to Defendant Sharetta Michelle Wallace, Emilia E Zverev. Motion set for hearing on 12/8/2014 at 10:00 AM before Judge S.

		James Otero. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Proposed Order)(Raynor, Richard) (Entered: 11/03/2014)
11/03/2014	<u>158</u>	JOINDER in MOTION for Order for Production of Grand Jury Transcripts <u>156</u> filed by Sharetta Michelle Wallace filed by Defendant Emilia E. Zverev. (Khojayan, Shaun) (Entered: 11/03/2014)
11/12/2014	<u>159</u>	JOINDER filed by Plaintiff David Pustilnikov as to Defendant Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev joining in MOTION to Dismiss Case <u>157</u> . (Altman, Bryan) (Entered: 11/12/2014)
11/17/2014	<u>160</u>	OPPOSITION to MOTION for Order for Production of Grand Jury Transcripts <u>156</u> filed by Plaintiff USA as to Defendant Sharetta Wallace and Defendant Emilia Zverev. (Quintero, Blanca) (Entered: 11/17/2014)
11/17/2014	<u>161</u>	OPPOSITION to MOTION to Dismiss Case <u>157</u> filed by Plaintiff USA as to Defendant Sharetta Wallace and Emilia Zverev. (Attachments: # <u>1</u> Declaration of Blanca Quintero in Support of Government's Opposition to Motion to Dismiss the Indictment, # <u>2</u> Exhibit 1, # <u>3</u> Exhibit 2, # <u>4</u> Exhibit 3)(Quintero, Blanca) (Entered: 11/17/2014)
11/25/2014	<u>163</u>	REPLY support MOTION to Dismiss Case <u>157</u> filed by Defendant Sharetta Wallace and Emilia Zverez. (Raynor, Richard) (Entered: 11/25/2014)
12/05/2014	<u>166</u>	The Court finds the MOTION for Order for Production of Grand Jury Transcripts Filed by Defendant Sharetta Michelle Wallace <u>156</u> , the MOTION to Dismiss Case Filed by Plaintiff Sharetta Michelle Wallace as to Defendant Sharetta Michelle Wallace, Emilia E Zverev. <u>157</u> and the Joinder as to Motion to Dismiss. Filed by Defendant Steven Proshak. 162 suitable for disposition without oral argument and vacates the hearing set for hearing on December 8, 2014. No appearance is required. THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY.(vcr) TEXT ONLY ENTRY (Entered: 12/05/2014)
12/30/2014	<u>169</u>	STIPULATION for Modification of Conditions of Release filed by Defendant Sharetta Michelle Wallace (Attachments: # <u>1</u> Proposed Order)(Raynor, Richard) (Entered: 12/30/2014)
12/30/2014	<u>170</u>	ORDER TO MODIFY CONDITIONS OF RELEASE TO ALLOW ONE-TIME TRAVEL ON CRUISE LEAVING AND RETURNING FROM THE PORT OF LONG BEACH <u>169</u> which travels along coast of Mexico, from 3/19/15 to 3/22/15 as to Defendant Sharetta Michelle Wallace by Judge S. James Otero (lc) (Entered: 01/02/2015)
03/31/2015	<u>171</u>	MINUTES (IN CHAMBERS) by Judge S. James Otero: as to defendants Steven Proshak (1),David Pustilnikov (4),Sharetta Wallace (3),Emilia Zverev (5): ORDER GRANTING DEFENDANTS YAROSLAV PROSHAK'S MOTION FOR JOINDER AND DENYING DEFENDANTS' MOTION TO DISMISS AND MOTION FOR PRODUCTION OF GRAND JURY TRANSCRIPTS <u>156</u> , <u>157</u> , and <u>162</u> . (lc) (Entered: 04/01/2015)
04/07/2015	<u>172</u>	

		EX PARTE APPLICATION for Extension of Time to File Notice of Appeal on the Court's Denial of Motions to Dismiss (Docket # 171). Filed by Plaintiff Emilia E Zverev as to Defendant Steven Proshak, Sergey Alekseyevich Mumjian, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev. (Attachments: # <u>1</u> Proposed Order) (Khojayan, Shaun) (Entered: 04/07/2015)
04/08/2015	<u>174</u>	RESPONSE IN OPPOSITION to EX PARTE APPLICATION for Extension of Time to File Notice of Appeal on the Court's Denial of Motions to Dismiss (Docket # 171). <u>172</u> , filed by Plaintiff USA as to Defendant Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev (Quintero, Blanca) (Entered: 04/08/2015)
04/14/2015	<u>175</u>	ORDER by Judge S. James Otero: granting Defendants' <u>172</u> Ex Application for Extension of Time to File NOTICE OF APPEAL ON THE COURTS DENIAL OF MOTIONS TO DISMISS (#171) FROM APRIL 14, 2015. (mat) (Entered: 04/15/2015)
06/11/2015	<u>177</u>	EX PARTE APPLICATION for Order for to file documents under seal Filed by Plaintiff Emilia E Zverev as to Defendant Steven Proshak, Sergey Alekseyevich Mumjian, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev. (Attachments: # <u>1</u> Proposed Order) (Khojayan, Shaun) (Entered: 06/11/2015)
06/16/2015	<u>178</u>	STIPULATION TO PRE-SCREEN PROSPECTIVE JURORS FOR TIME filed by Plaintiff USA as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev (Attachments: # <u>1</u> Proposed Order to Pre-Screen Prospective Jurors for Time)(Quintero, Blanca) (Entered: 06/16/2015)
06/17/2015	<u>179</u>	ORDER TO PRESCREEN PROSPECTIVE JURORS FOR TIME [178 ]by Judge S. James Otero as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev. (lc) Modified on 6/18/2015 (lc). (Entered: 06/18/2015)
06/18/2015	<u>182</u>	SEALED DOCUMENT-DEFENDANTS EX PARTE APPLICATION FOR PROTECTIVE ORDER REGARDING DISCLOSURE OF BENEFICIARY CONFIDENTIAL INFORMATION (lc) (Entered: 06/18/2015)
06/18/2015	<u>183</u>	SEALED DOCUMENT- ORDER GRANTING DEFENDANTS EX PARTE APPLICATION FOR PROTECTIVE ORDER REGARDING DISCLOSURE OF BENEFICIARY CONFIDENTIAL INFORMATION (lc) (Entered: 06/18/2015)
06/29/2015	<u>184</u>	Notice of Appearance or Withdrawal of Counsel: for attorney Ritesh K Srivastava counsel for Plaintiff USA. Adding Ritesh Srivastava 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. (Attorney Ritesh K Srivastava added to party USA(pty:pla))(Srivastava, Ritesh) (Entered: 06/29/2015)
07/01/2015	<u>185</u>	NOTICE of Intent to Offer Certain Evidence filed by Plaintiff USA as to Defendant Steven Proshak, Sergey Alekseyevich Mumjian, Sharetta Michelle

		Wallace, David Pustilnikov, Emilia E Zverev (Quintero, Blanca) (Entered: 07/01/2015)
07/01/2015	<u>186</u>	STIPULATION to allow Travel to Oakland, California from July 15, 2015 to July 20, 2015 filed by Defendant Sharetta Michelle Wallace (Attachments: # <u>1</u> Proposed Order)(Raynor, Richard) (Entered: 07/01/2015)
07/05/2015	<u>187</u>	NOTICE OF MOTION AND MOTION in Limine to Exclude Testimony of Kathy Montoya Filed by Plaintiff Sharetta Michelle Wallace as to Defendant Sharetta Michelle Wallace, Emilia E Zverev Motion set for hearing on 8/4/2015 at 09:00 AM before Judge S. James Otero. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F) (Raynor, Richard) (Entered: 07/05/2015)
07/05/2015	<u>188</u>	NOTICE OF MOTION AND MOTION in Limine to Preclude Evidence of Phone Calls Between Defendants After the Indictment Period Filed by Defendant Sharetta Michelle Wallace Motion set for hearing on 8/4/2015 at 09:00 AM before Judge S. James Otero.(Raynor, Richard) (Entered: 07/05/2015)
07/06/2015	<u>190</u>	ORDER by Judge S. James Otero as to Defendant Sharetta Michelle Wallace, GRANTING STIPULATION to Travel <u>186</u> . IT IS HEREBY ORDERD that the conditions of release on bond shall be modified as follows: 1) the defendant shall be permitted one time travel between July 15-20, 2015 to Oakland, California and back to the Central District, and entry to Long Beach and Oakland airports to accomplish the travel, 2) the defendant shall provide her travel itinerary to Pre-Trial Services prior to travel, and 3) all other terms and conditions of bond set shall remain in effect. (shb) (Entered: 07/08/2015)
07/07/2015	<u>189</u>	EX PARTE APPLICATION to AMEND <i>Standing Order in Criminal Cases regarding Disclosure of Government Witnesses and Exhibit List</i> , EX PARTE APPLICATION for Hearing as to Pretrial Conference and In limine Motions Filed by Plaintiff Emilia E Zverev as to Defendant Steven Proshak, Sergey Alekseyevich Mumjian, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev. (Attachments: # <u>1</u> Proposed Order) (Khojayan, Shaun) (Entered: 07/07/2015)
07/09/2015	<u>191</u>	OPPOSITION to EX PARTE APPLICATION to AMEND <i>Standing Order in Criminal Cases regarding Disclosure of Government Witnesses and Exhibit List</i> EX PARTE APPLICATION for Hearing as to Pretrial Conference and In limine Motions <u>189</u> filed by Plaintiff USA as to Defendant Yaroslav Proshak, Sharetta Michele Wallace, David Pustilnikov, Emilia A. Zverev. (Medick, Fred) (Entered: 07/09/2015)
07/09/2015	<u>192</u>	MINUTES (IN CHAMBERS) by Judge S. James Otero: ORDER DENYING DEFENDANTS' EX PARTE APPLICATION TO AMEND STANDING ORDER <u>189</u> as to Steven Proshak (1), Sharetta Michelle Wallace (3), David Pustilnikov (4), Emilia E Zverev (5). The Government must strictly comply with all disclosure and discovery obligations in advance of trial to avoid delay during trial. Failure to do so will result in the imposition of sanctions. All counsel are ordered to meet and confer in person and discuss all motions in

		limine and proposed stipulations prior to filing any motion with the Court. (lc) (Entered: 07/10/2015)
07/13/2015	<u>193</u>	OPPOSITION to MOTION in Limine to Exclude Testimony of Kathy Montoya <u>187</u> filed by Plaintiff USA as to Defendant Sharetta Wallace and Emilia E. Zverev. (Attachments: # <u>1</u> Declaration of Blanca Quintero In Support of Government's Opposition to Defendants' Motion in Limine to Preclude Kathy Montoya From Testifying At Trial, # <u>2</u> Exhibit 1, # <u>3</u> Exhibit 2, # <u>4</u> Exhibit 3)(Quintero, Blanca) (Entered: 07/13/2015)
07/13/2015	<u>194</u>	OPPOSITION to MOTION in Limine to Preclude Evidence of Phone Calls Between Defendants After the Indictment Period <u>188</u> filed by Plaintiff USA as to Defendant Sharetta Michelle Wallace. (Medick, Fred) (Entered: 07/13/2015)
07/14/2015	<u>195</u>	NOTICE OF MOTION AND MOTION in Limine to Preclude Exculpatory Hearsay Statements Filed by Plaintiff USA as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev Motion set for hearing on 8/4/2015 at 08:30 AM before Judge S. James Otero.(Quintero, Blanca) (Entered: 07/14/2015)
07/14/2015	<u>196</u>	NOTICE OF MOTION AND MOTION in Limine to Exclude Certain Anticipated Defense Evidence Filed by Plaintiff USA as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev Motion set for hearing on 8/4/2015 at 08:30 AM before Judge S. James Otero. (Quintero, Blanca) (Entered: 07/14/2015)
07/14/2015	<u>197</u>	NOTICE OF MOTION AND MOTION in Limine to Exclude Evidence Related to 42 C.F.R. 410.40 Filed by Plaintiff USA as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev Motion set for hearing on 8/4/2015 at 08:30 AM before Judge S. James Otero. (Attachments: # <u>1</u> Declaration of Blanca Quintero, # <u>2</u> Exhibit 1, # <u>3</u> Exhibit 2) (Quintero, Blanca) (Entered: 07/14/2015)
07/14/2015	<u>198</u>	NOTICE of Manual Filing of Motion in Limine to Preclude Testimony of Michele Freeman and Firooz Pak filed by Plaintiff USA as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev (Medick, Fred) (Entered: 07/14/2015)
07/14/2015	<u>199</u>	NOTICE OF MOTION AND Joint MOTION in Limine to Exclude TESTIMONY BY SERGEY MUMJIAN THAT DEFENDANTS OR EMILIA ZVEREV "KNOW ALL MEDICARE GUIDELINES" AND DEFENDANTS OR EMILIA ZVEREV "MAY HAVE BEEN" AWARE OF PATIENT'S BEHAVIOR WHEN BEING TRANSPORTED Filed by Plaintiff Steven Proshak as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev Motion set for hearing on 8/4/2015 at 08:30 AM before Judge S. James Otero.(Berk, Elon) (Entered: 07/14/2015)
07/14/2015	<u>200</u>	NOTICE OF MOTION AND Joint MOTION in Limine to Exclude LAY OPINION TESTIMONY REGARDING MEDICAL NECESSITY Filed by Plaintiff Steven Proshak as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev Motion set for hearing on

		8/4/2015 at 08:30 AM before Judge S. James Otero.(Berk, Elon) (Entered: 07/14/2015)
07/14/2015	<u>201</u>	NOTICE OF MOTION AND MOTION in Limine to Exclude Indictment from the Jury Room Filed by Plaintiff Emilia E Zverev as to Defendant Steven Proshak, Sergey Alekseyevich Mumjian, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev Motion set for hearing on 8/4/2015 at 08:30 AM before Judge S. James Otero.(Khojayan, Shaun) (Entered: 07/14/2015)
07/14/2015	<u>202</u>	NOTICE OF MOTION AND MOTION in Limine to Exclude Any Audio or Video Evidence Not Timely Identified or Produced Filed by Plaintiff David Pustilnikov as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev Motion set for hearing on 8/4/2015 at 08:30 AM before Judge S. James Otero.(Altman, Bryan) (Entered: 07/14/2015)
07/14/2015	<u>203</u>	NOTICE OF MOTION AND MOTION in Limine to Exclude Evidence of Defendants Total Billing to Medicare or Other Alleged Fraud Filed by Plaintiff David Pustilnikov as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev Motion set for hearing on 8/4/2015 at 08:30 AM before Judge S. James Otero.(Altman, Bryan) (Entered: 07/14/2015)
07/14/2015	<u>204</u>	NOTICE OF MOTION AND MOTION in Limine to Allow Evidence Regarding the Source of Sergey Alekseyevic Mumjians Attorney Fees Filed by Plaintiff David Pustilnikov as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev Motion set for hearing on 8/4/2015 at 08:30 AM before Judge S. James Otero.(Altman, Bryan) (Entered: 07/14/2015)
07/14/2015	<u>205</u>	NOTICE OF MOTION AND MOTION in Limine to Preclude Alleged Kickback Evidence Filed by Plaintiff Sharetta Michelle Wallace as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev Motion set for hearing on 8/4/2015 at 09:00 AM before Judge S. James Otero.(Raynor, Richard) (Entered: 07/14/2015)
07/14/2015	<u>207</u>	NOTICE OF MOTION AND MOTION in Limine to Preclude Improper Use of Law Enforcement Interview Reports Filed by Plaintiff USA as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev Motion set for hearing on 8/4/2015 at 08:30 AM before Judge S. James Otero.(Quintero, Blanca) (Entered: 07/14/2015)
07/14/2015	<u>208</u>	NOTICE OF MOTION AND MOTION in Limine to Preclude Guilt Assuming Hypotheticals Filed by Plaintiff Emilia E Zverev as to Defendant Steven Proshak, Sergey Alekseyevich Mumjian, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev Motion set for hearing on 8/4/2015 at 08:30 AM before Judge S. James Otero.(Khojayan, Shaun) (Entered: 07/14/2015)
07/14/2015	<u>209</u>	NOTICE OF MOTION AND MOTION in Limine to Preclude Evidence or Argument of Defendants' Family Circumstances or Medical Conditions Filed by Plaintiff USA as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev Motion set for hearing on 8/4/2015 at 08:30 AM before Judge S. James Otero.(Quintero, Blanca) (Entered: 07/14/2015)

07/14/2015	<u>210</u>	NOTICE OF MOTION AND MOTION in Limine to Exclude Various Evidence <i>UNOPPOSED</i> , MOTION in Limine Requesting draft plea agreements and related items <i>UNOPPOSED</i> Filed by Plaintiff Emilia E Zverev as to Defendant Steven Proshak, Sergey Alekseyevich Mumjian, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev Motion set for hearing on 8/4/2015 at 08:30 AM before Judge S. James Otero.(Khojayan, Shaun) (Entered: 07/14/2015)
07/14/2015	<u>211</u>	NOTICE OF MOTION AND MOTION in Limine to Exclude Anonymous Hotline and Complaints Filed by Plaintiff Emilia E Zverev as to Defendant Steven Proshak, Sergey Alekseyevich Mumjian, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev Motion set for hearing on 8/4/2015 at 08:30 AM before Judge S. James Otero.(Khojayan, Shaun) (Entered: 07/14/2015)
07/14/2015	<u>212</u>	NOTICE OF MOTION AND MOTION in Limine to Exclude Defendants' Noticed Proffered Expert Testimony of Ellen Barry, Esq. Filed by Plaintiff USA as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev Motion set for hearing on 8/4/2015 at 08:30 AM before Judge S. James Otero. (Attachments: # <u>1</u> Declaration of Ritesh Srivastava, # <u>2</u> Exhibit 1)(Quintero, Blanca) (Entered: 07/14/2015)
07/14/2015	<u>213</u>	NOTICE OF MOTION AND MOTION in Limine to Preclude Improper Argument or Evidence Concerning Medical Necessity Filed by Plaintiff Sharetta Michelle Wallace as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev Motion set for hearing on 8/4/2015 at 09:00 AM before Judge S. James Otero. (Attachments: # <u>1</u> Exhibit A)(Raynor, Richard) (Entered: 07/14/2015)
07/14/2015	<u>214</u>	NOTICE OF MOTION AND MOTION in Limine to Admit Business and Public Records Pursuant to Federal Rules of Evidence 803(6), 803(8), and 902(4) and 902(11) Filed by Plaintiff USA as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev Motion set for hearing on 8/4/2016 at 08:30 AM before Judge S. James Otero. (Attachments: # <u>1</u> Exhibit)(Quintero, Blanca) (Entered: 07/14/2015)
07/14/2015	<u>215</u>	NOTICE OF MOTION AND MOTION in Limine Requesting an Order Compelling the Government to Grant Use Immunity to Dr. Michele Freeman and Dr. Firooz Pak Filed by Plaintiff Emilia E Zverev as to Defendant Steven Proshak, Sergey Alekseyevich Mumjian, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev Motion set for hearing on 8/4/2015 at 08:30 AM before Judge S. James Otero.(Khojayan, Shaun) (Entered: 07/14/2015)
07/15/2015	<u>216</u>	NOTICE OF MOTION AND MOTION in Limine to Preclude Defendants' Proffered Expert Testimony of Wayne van Halem Filed by Plaintiff USA as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev Motion set for hearing on 8/4/2015 at 08:30 AM before Judge S. James Otero. (Attachments: # <u>1</u> Declaration of Blanca Quintero, # <u>2</u> Exhibit 1, # <u>3</u> Exhibit 2, # <u>4</u> Exhibit 3)(Quintero, Blanca) (Entered: 07/15/2015)
07/15/2015	<u>217</u>	Amendment to MOTION in Limine Requesting an Order Compelling the Government to Grant Use Immunity to Dr. Michele Freeman and Dr. Firooz

		Pak <u>215</u> filed by Defendant Emila Zverev and all defendants. (Khojayan, Shaun) (Entered: 07/15/2015)
07/15/2015	<u>218</u>	DECLARATION of Shaun Khojayan filed by Plaintiff Emilia E Zverev as to Defendant Steven Proshak, Sergey Alekseyevich Mumjian, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev RE: Amendment (Motion related) <u>217</u> <i>IN SUPPORT OF DEFENDANTS MOTION IN LIMINE FOR AN ORDER DIRECTING THE GOVERNMENT TO GRANT USE IMMUNITY TO DR. MICHELE FREEMAN AND DR. FIROOZ PAK</i> (Khojayan, Shaun) (Entered: 07/15/2015)
07/16/2015	<u>219</u>	MINUTES (IN CHAMBERS) by Judge S. James Otero: ORDER STRIKING DEFENDANTS' MOTIONS IN LIMINE <u>187</u> , <u>188</u> ; [ <u>199</u> , <u>200</u> , <u>201</u> , <u>202</u> , <u>203</u> , <u>204</u> , <u>205</u> , <u>208</u> , <u>210</u> , <u>211</u> , <u>213</u> , <u>215</u> ; STRIKING PLAINTIFF'S MOTIONS IN LIMINE <u>195</u> <u>196</u> , <u>197</u> ; <u>206</u> , <u>207</u> ; <u>209</u> , <u>212</u> , <u>214</u> , <u>216</u> .The Court STRIKES all twenty-three MILs, the oppositions thereto, and their amendments. Defendants may re-file, but are limited to eight MILs. The Government is limited to five. Per the Order Denying Defendants' Ex Parte Application to Amend Standing Order(ECF No. 192), counsel must personally meet and confer as to each motion, and include a declaration with any new filing that they have complied with the meet and confer requirements. Because counsel are seemingly oblivious to the burden they have placed on this Court, the Court finds it necessary to issue the following additional case management orders. All MILs must be re-filed no later than Tuesday, July 21, 2015. Oppositions are due on or before Monday, July 27. No replies are to be filed unless otherwise ordered by the Court. The Court ORDERS the Government to file and serve its trial brief, final exhibit list and final witness list no later than 12:00 p.m. on July 30, 2015. All Jencks Act material must be disclosed no later than 12:00 p.m. on Monday, August 3. All other pre-trial and trial obligations delineated in this Court's Criminal Standing Order remain in full force and effect. as to defendants Steven Proshak (1)Sharetta Michelle Wallace (3)David Pustilnikov (4)Emilia E. Zverev (5) (lc) (Entered: 07/17/2015)
07/21/2015	<u>220</u>	NOTICE OF MOTION AND MOTION in Limine to Exclude Anonymous Hotline and Complaints <i>with declaration and exhibits</i> Filed by Plaintiff Emilia E Zverev as to Defendant Steven Proshak, Sergey Alekseyevich Mumjian, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev Motion set for hearing on 8/4/2015 at 08:30 AM before Judge S. James Otero.(Khojayan, Shaun) (Entered: 07/21/2015)
07/21/2015	<u>221</u>	NOTICE OF MOTION AND MOTION in Limine to Preclude Guilt Assuming Hypotheticals <i>with declaration and exhibits</i> Filed by Plaintiff Emilia E Zverev as to Defendant Steven Proshak, Sergey Alekseyevich Mumjian, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev Motion set for hearing on 8/4/2015 at 08:30 AM before Judge S. James Otero.(Khojayan, Shaun) (Entered: 07/21/2015)
07/21/2015	<u>222</u>	NOTICE OF MOTION AND MOTION in Limine to Exclude Testimony of Kathy Montoya Filed by Plaintiff Sharetta Michelle Wallace as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev Motion set for hearing on 8/4/2015 at 09:00 AM before Judge S. James

		Otero. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Declaration re meet and confer)(Raynor, Richard) (Entered: 07/21/2015)
07/21/2015	<u>223</u>	NOTICE OF MOTION AND MOTION in Limine to Exclude Alleged Kickback Evidence Filed by Plaintiff Sharetta Michelle Wallace as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev Motion set for hearing on 8/4/2015 at 09:00 AM before Judge S. James Otero. (Attachments: # <u>1</u> Declaration re meet and confer)(Raynor, Richard) (Entered: 07/21/2015)
07/21/2015	<u>224</u>	NOTICE OF MOTION AND MOTION in Limine to Exclude Evidence of Phone Calls Between Defendants After the Indictment Period Filed by Plaintiff Sharetta Michelle Wallace as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev Motion set for hearing on 8/4/2015 at 09:00 AM before Judge S. James Otero. (Attachments: # <u>1</u> Declaration re meet and confer)(Raynor, Richard) (Entered: 07/21/2015)
07/21/2015	<u>225</u>	NOTICE OF MOTION AND Joint MOTION in Limine to Exclude TESTIMONY BY SERGEY MUMJIAN THAT DEFENDANTS OR EMILIA ZVEREV "KNOW ALL MEDICARE GUIDELINES" AND DEFENDANTS OR EMILIA ZVEREV "MAY HAVE BEEN" AWARE OF PATIENT'S BEHAVIOR WHEN BEING TRANSPORTED Filed by Plaintiff Steven Proshak as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev Motion set for hearing on 8/4/2015 at 08:30 AM before Judge S. James Otero. (Attachments: # <u>1</u> Declaration Declaration of Elon Berk Re: Meet and Confer)(Berk, Elon) (Entered: 07/21/2015)
07/21/2015	<u>226</u>	NOTICE OF MOTION AND MOTION in Limine to Exclude Certain Anticipated Defense Evidence Filed by Plaintiff USA as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev Motion set for hearing on 8/4/2015 at 08:30 AM before Judge S. James Otero. (Attachments: # <u>1</u> Declaration of Blanca Quintero)(Quintero, Blanca) (Entered: 07/21/2015)
07/21/2015	<u>227</u>	NOTICE OF MOTION AND MOTION in Limine to Exclude Evidence Related to 42 C.F.R. 410.40, ET SEQ Filed by Plaintiff USA as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev Motion set for hearing on 8/4/2015 at 08:30 AM before Judge S. James Otero. (Attachments: # <u>1</u> Declaration of Blanca Quintero, # <u>2</u> Exhibit 1, # <u>3</u> Exhibit 2)(Quintero, Blanca) (Entered: 07/21/2015)
07/21/2015	<u>228</u>	NOTICE OF MOTION AND MOTION in Limine to Preclude Evidence or Argument regarding Defendants Zverev and Pustilnikov's Employment at Prospective Ambulance Filed by Plaintiff USA as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev Motion set for hearing on 8/4/2015 at 08:30 AM before Judge S. James Otero. (Medick, Fred) (Entered: 07/21/2015)
07/21/2015	<u>229</u>	NOTICE OF MOTION AND MOTION in Limine to Preclude Evidence or Argument of Defendants' (1) Family Circumstances and (2) Medical Conditions Filed by Plaintiff USA as to Defendant Steven Proshak, Sharetta

		Michelle Wallace, David Pustilnikov, Emilia E Zverev Motion set for hearing on 8/4/2015 at 08:30 AM before Judge S. James Otero. (Attachments: # <u>1</u> Declaration)(Srivastava, Ritesh) (Entered: 07/21/2015)
07/21/2015	<u>230</u>	NOTICE OF MOTION AND MOTION in Limine Requesting Compel the Government to Grant Use Immunity to Dr. Michele Freeman and Dr. Firooz Pak or in the Alternative Grant Defense Witness Immunity Filed by Plaintiff Emilia E Zverev as to Defendant Steven Proshak, Sergey Alekseyevich Mumjian, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev Motion set for hearing on 8/4/2015 at 08:30 AM before Judge S. James Otero. (Khojayan, Shaun) (Entered: 07/21/2015)
07/21/2015	<u>231</u>	NOTICE OF MOTION AND MOTION in Limine to Preclude Defendants' Noticed Proferred Expert Witness Testimony of Ellen Barry, ESQ. and Wayne H. van Halem Filed by Plaintiff USA as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev Motion set for hearing on 8/4/2015 at 08:30 AM before Judge S. James Otero. (Attachments: # <u>1</u> Declaration, # <u>2</u> Exhibit, # <u>3</u> Exhibit, # <u>4</u> Exhibit)(Srivastava, Ritesh) (Entered: 07/21/2015)
07/21/2015	<u>232</u>	NOTICE OF MOTION AND Joint MOTION in Limine to Exclude IMPROPER EVIDENCE OR ARGUMENT CONCERNING THE "MEDICAL NECESITY" STANDARD AND EXCLUDE LAY OPINION TESTIMONY REGARDING MEDICAL NECESSITY Filed by Plaintiff Steven Proshak as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev Motion set for hearing on 8/4/2015 at 08:30 AM before Judge S. James Otero. (Attachments: # <u>1</u> Exhibit Exhibit "A", # <u>2</u> Declaration Declaration of Elon Berk)(Berk, Elon) (Entered: 07/21/2015)
07/23/2015	<u>233</u>	ORDER DENYING that that motion in limine to exclude the testimony of anticipated defense witnesses Michele Freeman and Firooz Pak, filed in the above titled case, together with this ex parte application, the memorandum of points and authorities, and the declaration of Trial Attorney Fred Medick, and this Courts sealing order, be kept under seal until further order of the court re <u>198</u> by Judge S. James Otero (lc) (Entered: 07/23/2015)
07/23/2015	<u>234</u>	Stipulations filed by Plaintiff USA as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev (Medick, Fred) (Entered: 07/23/2015)
07/24/2015	<u>235</u>	NOTICE of RESOLUTION OF VARIOUS EVIDENTIARY ISSUES DURING MEET AND CONFER SESSIONS filed by Plaintiff Emilia E Zverev as to Defendant Steven Proshak, Sergey Alekseyevich Mumjian, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev (Khojayan, Shaun) (Entered: 07/24/2015)
07/26/2015	<u>236</u>	Joint NOTICE OF MOTION AND MOTION to Dismiss Case Filed by Plaintiff Steven Proshak as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev. (Attachments: # <u>1</u> Exhibit Exhibit "A", # <u>2</u> Exhibit Exhibit "B") (Berk, Elon) (Entered: 07/26/2015)

07/26/2015	<u>237</u>	NOTICE of Manual Filing of CD of Interview of Dr. Pak filed by Plaintiff Steven Proshak as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev (Berk, Elon) (Entered: 07/26/2015)
07/26/2015	<u>238</u>	NOTICE of Manual Filing of List of statements of all witnesses to be called by the Government in its case-in-chief filed by Plaintiff USA as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev (Quintero, Blanca) (Entered: 07/26/2015)
07/27/2015	<u>239</u>	NOTICE of Manual Filing of Exhibit A to Defendants' Motion to Dismiss for Prosecutorial Misconduct (Docket #236) - Audio CD of Government Agents' Interview with Dr. Firooz Pak dated 7-17-15 filed by Plaintiff Emilia E Zverev as to Defendant Steven Proshak, Sergey Alekseyevich Mumjian, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev (Khojayan, Shaun) (Entered: 07/27/2015)
07/27/2015	<u>241</u>	OPPOSITION to MOTION in Limine to Preclude Evidence or Argument of Defendants' (1) Family Circumstances and (2) Medical Conditions <u>229</u> filed by Defendant Sharetta Wallace, Steven Proshak, Emilia Zverev, and David Pustilnikov. (Raynor, Richard) (Entered: 07/27/2015)
07/27/2015	<u>242</u>	OPPOSITION to MOTION in Limine Requesting Compel the Government to Grant Use Immunity to Dr. Michele Freeman and Dr. Firooz Pak or in the Alternative Grant Defense Witness Immunity <u>230</u> filed by Plaintiff USA as to Defendant Yaroslav Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia Zverev. (Medick, Fred) (Entered: 07/27/2015)
07/27/2015	<u>243</u>	OPPOSITION to MOTION in Limine to Exclude Evidence of Phone Calls Between Defendants After the Indictment Period <u>224</u> filed by Plaintiff USA as to Defendant Yaroslav Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia Zverev. (Medick, Fred) (Entered: 07/27/2015)
07/27/2015	<u>244</u>	OPPOSITION to MOTION in Limine to Exclude Evidence Related to 42 C.F.R. 410.40, ET SEQ <u>227</u> filed by Defendant Pustilnikov, Zvereva, Wallace and Proshak. (Altman, Bryan) (Entered: 07/27/2015)
07/27/2015	<u>245</u>	OPPOSITION to MOTION in Limine to Preclude Evidence or Argument regarding Defendants Zverev and Pustilnikov's Employment at Prospective Ambulance <u>228</u> filed by Defendant Pustilnikov, Zvereva, Wallace and Proshak. (Attachments: # <u>1</u> Exhibit A)(Altman, Bryan) (Entered: 07/27/2015)
07/27/2015	<u>246</u>	OPPOSITION to MOTION in Limine to Preclude Defendants' Noticed Proffered Expert Witness Testimony of Ellen Barry, ESQ. and Wayne H. van Halem <u>231</u> filed by Defendant Pustilnikov, Zvereva, Wallace and Proshak. (Attachments: # <u>1</u> Exhibit A)(Altman, Bryan) (Entered: 07/27/2015)
07/27/2015	<u>247</u>	OPPOSITION to MOTION in Limine to Exclude Certain Anticipated Defense Evidence <u>226</u> filed by Defendant Pustilnikov, Zvereva, Wallace and Proshak. (Altman, Bryan) (Entered: 07/27/2015)
07/27/2015	<u>248</u>	OPPOSITION to Joint MOTION in Limine to Exclude TESTIMONY BY SERGEY MUMJIAN THAT DEFENDANTS OR EMILIA ZVEREV "KNOW ALL MEDICARE GUIDELINES" AND DEFENDANTS OR EMILIA

		ZVEREV "MAY HAVE BEEN" AWARE OF PATIENT'S BEHAVIOR WHEN BEING TRANSPORTED <u>225</u> filed by Plaintiff USA as to Defendant Yaroslav Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia Zverev. (Srivastava, Ritesh) (Entered: 07/27/2015)
07/27/2015	<u>249</u>	OPPOSITION to MOTION in Limine to Exclude Testimony of Kathy Montoya <u>222</u> filed by Plaintiff USA as to Defendant Yaroslav Proshak, Sharetta Wallace, David Pustilnikov, and Emilia Zverev. (Attachments: # <u>1</u> Declaration of Blanca Quintero, # <u>2</u> Exhibit 1, # <u>3</u> Exhibit 2, # <u>4</u> Exhibit 3) (Quintero, Blanca) (Entered: 07/27/2015)
07/27/2015	<u>250</u>	OPPOSITION to MOTION in Limine to Preclude Guilt Assuming Hypotheticals <i>with declaration and exhibits</i> <u>221</u> filed by Plaintiff USA as to Defendant Yaroslav Proshak, Sharetta Wallace, David Pustilnikov, and Emilia Zverev. (Quintero, Blanca) (Entered: 07/27/2015)
07/27/2015	<u>251</u>	OPPOSITION to MOTION in Limine to Exclude Anonymous Hotline and Complaints <i>with declaration and exhibits</i> <u>220</u> filed by Plaintiff USA as to Defendant Yaroslav Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia Zverev. (Srivastava, Ritesh) (Entered: 07/27/2015)
07/27/2015	<u>252</u>	OPPOSITION to MOTION in Limine to Exclude Alleged Kickback Evidence <u>223</u> filed by Plaintiff USA as to Defendant Yaroslav Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia Zverev. (Medick, Fred) (Entered: 07/27/2015)
07/27/2015	<u>253</u>	OPPOSITION to Joint MOTION in Limine to Exclude IMPROPER EVIDENCE OR ARGUMENT CONCERNING THE "MEDICAL NECESSITY" STANDARD AND EXCLUDE LAY OPINION TESTIMONY REGARDING MEDICAL NECESSITY <u>232</u> filed by Plaintiff USA as to Defendant Defendant Yaroslav Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia Zverev. (Attachments: # <u>1</u> Declaration, # <u>2</u> Exhibit, # <u>3</u> Exhibit, # <u>4</u> Exhibit)(Srivastava, Ritesh) (Entered: 07/27/2015)
07/28/2015	<u>254</u>	PROPOSED VOIR DIRE QUESTIONS filed by Plaintiff Emilia E Zverev as to Defendant Steven Proshak, Sergey Alekseyevich Mumjian, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev (Khojayan, Shaun) (Entered: 07/28/2015)
07/28/2015	<u>255</u>	OPPOSITION to Joint NOTICE OF MOTION AND MOTION to Dismiss Case <u>236</u> filed by Plaintiff USA as to Defendant Yaroslav Proshak, Sharetta Wallace, David Pustilnikov, and Emilia Zverev. (Quintero, Blanca) (Entered: 07/28/2015)
07/28/2015	<u>256</u>	NOTICE of SAMPLE PHYSICIAN'S CERTIFICATION STATEMENT IN SUPPORT OF DEFENDANTS OPPOSITION TO GOVERNMENT'S MOTION IN LIMINE TO EXCLUDE EVIDENCE RELATED TO 42 C.F.R. § 410.40, ET SEQ. filed by Plaintiff Emilia E Zverev as to Defendant Steven Proshak, Sergey Alekseyevich Mumjian, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev , Re: Opposition to Motion (CR) <u>244</u> (Khojayan, Shaun) (Entered: 07/28/2015)
07/28/2015	<u>257</u>	

		RESPONSE to Notice (Other), <u>235</u> ,filed by Plaintiff USA as to Defendant Steven Proshak, Sergey Alekseyevich Mumjian, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev (Medick, Fred) (Entered: 07/28/2015)
07/29/2015	<u>259</u>	PROPOSED VOIR DIRE QUESTIONS filed by Plaintiff USA as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev (Quintero, Blanca) (Entered: 07/29/2015)
07/29/2015	<u>260</u>	JOINT STATEMENT OF THE CASE filed by Plaintiff USA as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev (Quintero, Blanca) (Entered: 07/29/2015)
07/30/2015	<u>262</u>	WITNESS LIST filed by Plaintiff USA as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev (Quintero, Blanca) (Entered: 07/30/2015)
07/30/2015	<u>263</u>	TRIAL BRIEF filed by Plaintiff USA as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev (Quintero, Blanca) (Entered: 07/30/2015)
07/30/2015	<u>264</u>	EXHIBIT LIST filed by Plaintiff USA as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev (Medick, Fred) (Entered: 07/30/2015)
07/31/2015	<u>265</u>	PROPOSED JURY INSTRUCTIONS (Annotated set) filed by Plaintiff USA as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev (Attachments: # <u>1</u> Supplement Government's Proposed Jury Instructions and Objections, # <u>2</u> Supplement Defendants' Proposed Jury Instructions and Objections)(Medick, Fred) (Entered: 07/31/2015)
07/31/2015	<u>266</u>	PROPOSED JURY VERDICT filed by Plaintiff USA as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev (Quintero, Blanca) (Entered: 07/31/2015)
08/02/2015	<u>267</u>	JOINT TRIAL WITNESS ESTIMATE FORM filed by Plaintiff USA as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev (Quintero, Blanca) (Entered: 08/02/2015)
08/03/2015	<u>268</u>	EXHIBIT LIST filed by Plaintiff USA as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev (Medick, Fred) (Entered: 08/03/2015)
08/04/2015	<u>273</u>	MINUTES OF JURY TRIAL - BEGUN (Jury Impanelment) - 1st Day held before Judge S. James Otero: Jury selection begun as to Defendant Steven Proshak (1) on Count 1s,1,2s-6s,2-6 and Sharetta Michelle Wallace (3) on Count 1,1s,2-6,2s-6s and David Pustilnikov (4) on Count 1,2-6 and Emilia E Zverev (5) on Count 1,2-6. Jury empaneled and sworn. Jury Trial continued to 8/5/2015 08:30 AM. The Motion to Dismiss Case Filed by Defendant Steven Proshak <u>236</u> remains submitted. The Court indicates that all motions are joined by all other defendants unless there's a particular defendant that indicates otherwise.Hearing on Motions in Limine:Motion in Limine to Exclude Testimony of Kathy Montoya Filed by Defendant (3) Sharetta Michelle Wallace <u>222</u> . Denied. Motion in Limine to Exclude Evidence of Phone Calls

		<p>Between Defendants after the Indictment Period Filed by Defendant Sharetta Michelle Wallace <u>224</u> . Denied. Motion in Limine to Exclude Anonymous Hotline and Complaints with Declaration and Exhibits Filed by Defendant (5) Emilia E Zverev <u>220</u> . Granted in part and Denied in part. Motion in Limine to Preclude Guilt Assuming Hypotheticals with Declaration and Exhibits Filed by (5) Emilia E Zverev <u>221</u> . The Court indicates that the defendants are asking the Court to sustain a blanket objection to any hypothetical question counsel would ask of any witness that assumes or suggests any of the defendants' guilt. Defendant's counsel indicates that the intention was only towards character witnesses. The Court refers to a Ninth Circuit ruling and has indicated that hypothetical questions that assume or suggest the defendant's guilt are inappropriate if asked of character witnesses. Motion in Limine to Exclude Alleged Kickback Evidence Filed by Defendant Sharetta Michelle Wallace <u>223</u> . Denied. Motion in Limine to Exclude Testimony by Sergey Mumjian That Defendants or Emilia Zverev "Know All Medicare Guidelines" and Defendants or Emilia Zverev "May Have Been" Aware of Patient's Behavior When Being Transported Filed by Defendant Steven Proshak <u>225</u> . The Court defers ruling until the appropriate time at trial. MOTION in Limine Requesting an Order Compelling the Government to Grant Use Immunity to Dr. Michele Freeman and Dr. Firooz Pak Filed by Plaintiff Emilia E Zverev <u>215</u> . The Court defers ruling. Motion in Limine to Exclude Improper Evidence or Argument Concerning the "Medical Necessity" Standard and Exclude Lay Opinion Testimony Regarding Medical Necessity Filed by Defendant Steven Proshak <u>232</u> . Denied. Motion in Limine to Exclude Certain Anticipated Defense Evidence Filed by USA <u>226</u> . Granted in part and Denied in part. Motion in Limine to Exclude Evidence Related to 42 C.F.R. 410.40, et seq filed by USA <u>227</u> . Granted in part and Denied in part. Motion in Limine to Preclude Evidence or Argument Regarding Defendants Zverev and Pustilnikov's Employment at Prospective Ambulance Filed by USA <u>228</u> . Granted. Motion in Limine to Preclude Evidence or Argument of Defendants' (1) Family Circumstances and (2) Medical Conditions Filed by USA <u>229</u> . The Government's motion is Denied without prejudice to renew. Motion in Limine Requesting Compel the Government to Grant Use Immunity to Dr. Michele Freeman and Dr. Firooz Pak or in the Alternative Grant Defense Witness Immunity Filed by Defendant Emilia E Zverev <u>230</u> . Ruling deferred. Motion in Limine to Preclude Defendants' Noticed Proffered Expert Witness Testimony of Ellen Barry, Esq. And Wayne H. Van Halem Filed by USA <u>231</u> . The Court defers ruling until the appropriate time. (SEE DOCUMENT FOR OTHER SPECIFICS). Court Reporter: Carol Zurborg. (lc) (Entered: 08/12/2015)</p>
08/05/2015	<u>274</u>	<p>MINUTES OF Jury Trial - 2nd Day held before Judge S. James Otero as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev: Opening statements made. Witnesses called, sworn and testified. Exhibits identified and admitted. Jury Trial continued for 8/6/2015 08:30 AM. Court Reporter: Carol Zurborg. (lc) (Entered: 08/12/2015)</p>
08/06/2015	<u>269</u>	<p>TRANSCRIPT ORDER as to Defendant Sharetta Michelle Wallace. Court Reporter. Order for: Criminal Non Appeal Criminal Justice Act. Transcript portion requested: Other: Trial testimony of Kathy Montoya on August 4,</p>

		2015. Category: Expedited. (Attachments: # <u>1</u> CJA24, # <u>2</u> Letter requesting transcript authorization)(Raynor, Richard) (Entered: 08/06/2015)
08/06/2015	<u>275</u>	MINUTES OF Jury Trial - 3rd Day held before Judge S. James Otero as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev: Witnesses called, sworn and testified. Exhibits identified and admitted. Jury Trial continued to 8/7/2015 08:30 AM. Court Reporter: Carol Zurborg. (lc) (Entered: 08/12/2015)
08/07/2015	<u>276</u>	MINUTES OF Jury Trial - 4th Day held before Judge S. James Otero as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev: Witnesses called, sworn and testified. Exhibits identified and admitted. Jury Trial continued to 8/10/2015 10:00 AM. Court Reporter: Carol Zurborg. (lc) (Entered: 08/12/2015)
08/10/2015	<u>277</u>	MINUTES OF Jury Trial - 5th Day held before Judge S. James Otero as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev: Witnesses called, sworn and testified. Exhibits identified and admitted. Motion for mistrial by ALL DEFENDANTS is Denied. Jury Trial continued to 8/11/2015 08:30 AM. (SEE DOCUMENT FOR OTHER SPECIFICS).Court Reporter: Carol Zurborg. (lc) (Entered: 08/12/2015)
08/11/2015	<u>271</u>	NOTICE of Notice Related to Anticipated Defense Witnesses Michele Freeman and Firooz Pak filed by Plaintiff USA as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev (Medick, Fred) (Entered: 08/11/2015)
08/11/2015	<u>272</u>	MOTION TO RECONSIDER MOTION TO DISMISS INDICTMENT (DOCUMENT 157) re MOTION to Dismiss Case <u>157</u> filed by Defendant (Steven Proshak #1), (Sharetta Michele Wallace #3), (David Pustilnikov #4), (Emilia E. Zverev #5),. (Khojayan, Shaun) Modified on 8/14/2015 (lc). (Entered: 08/11/2015)
08/11/2015	<u>278</u>	MINUTES OF Jury Trial - 6th Day held before Judge S. James Otero as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev: Witnesses called, sworn and testified. Exhibits identified and admitted. Jury Trial continued to for 8/12/2015 08:30 AM. Court Reporter: Carol Zurborg. (lc) (Entered: 08/12/2015)
08/12/2015	<u>280</u>	MINUTES OF Jury Trial - 7th Day held before Judge S. James Otero as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev: Witnesses called, sworn and testified. Exhibits identified and admitted. The Court denies Defendant (5) Zverev motion for mistrial. The Court grants the governments request to change Defendants exhibit #1010 into Governments exhibit 69. The Court Orders said exhibit placed in camera under-seal to be maintained by the Clerks office. Following the Government indicating that it has rested, the Court reserves ruling on all defendants Rule 29 motions. Jury Trial continued to 8/13/2015 08:30 AM. Court Reporter: Carol Zurborg. (lc) (Entered: 08/13/2015)
08/13/2015	<u>281</u>	PROPOSED JURY INSTRUCTIONS (Annotated set) filed by Plaintiff Emilia E Zverev as to Defendant Steven Proshak, Sergey Alekseyevich Mumjian,

		Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev (Khojayan, Shaun) (Entered: 08/13/2015)
08/13/2015	<u>285</u>	MINUTES OF Jury Trial - 9th Day held before Judge S. James Otero as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev: Witnesses called, sworn and testified. Exhibits identified and admitted. The Court Denies the Rule 29 Motion for Acquittal as to defendants (1) Proshak, (3) Wallace and Zverev. The Court reserves ruling on (2) Pustilnokovs Rule 29 Motion for Acquittal <u>272</u> . The Court Denies the Motion to Reconsider <u>272</u> , joined by all defendants. Motion re Witness Tampering <u>236</u> stands submitted. The Court Orders counsel to meet and confer regarding jury instructions and to refile a new set consistent with this Courts rulings. Jury continued to 8/14/2015 8:30 AM.Jury Trial set for 8/14/2015 08:30 PM before Judge S. James Otero.) Court Reporter: Carol Zurborg. (lc) (Entered: 08/14/2015)
08/14/2015	<u>283</u>	TRANSCRIPT filed as to Defendant Steven Proshak, Sergey Alekseyevich Mumjian, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev for proceedings held on 8-05-15 10:22 a.m. Court Reporter: Carol Jean Zurborg, phone number 213-894-3539. 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 9/4/2015. Redacted Transcript Deadline set for 9/14/2015. Release of Transcript Restriction set for 11/12/2015.(Zurborg, Carol) (Entered: 08/14/2015)
08/14/2015	<u>284</u>	NOTICE OF FILING TRANSCRIPT filed as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev for proceedings 8/5/15 10:22 a.m. re Transcript <u>283</u> THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY.(Zurborg, Carol) TEXT ONLY ENTRY (Entered: 08/14/2015)
08/14/2015	<u>287</u>	MINUTES OF Jury Trial - 9th Day held before Judge S. James Otero as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev: Witnesses called, sworn and testified. Exhibits identified and admitted. The Court Denies defendants oral motion for mistrial. Jury Trial continued to 8/17/2015 11:00 AM. Court Reporter: Carol Zurborg. (lc) (Entered: 08/17/2015)
08/16/2015	<u>286</u>	JURY INSTRUCTIONS filed by Plaintiff USA as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev (Quintero, Blanca) (Entered: 08/16/2015)
08/17/2015	<u>288</u>	NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents RE: plaintiffs Miscellaneous Document <u>286</u> . The following error(s) was found: Incorrect event selected. Correct event is: Jury Instructions (proposed).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: 08/17/2015)

08/17/2015	<u>289</u>	PROPOSED JURY INSTRUCTIONS (Clean set) filed by Plaintiff USA as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev (Quintero, Blanca) (Entered: 08/17/2015)
08/17/2015	<u>290</u>	PROPOSED JURY VERDICT filed by Plaintiff USA as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev (Quintero, Blanca) (Entered: 08/17/2015)
08/17/2015	<u>291</u>	MINUTES OF Jury Trial - 10th Day held before Judge S. James Otero as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev. Closing arguments made. Baliff sworn. Jury retires to deliberate. The Court Denies the Motion for Acquittal (Rule 29 Motion for Judgment of Acquittal) Filed by Defendant David Pustilnikov 279 . The Court Denies Defendants oral Rule 29 motion as to all elements, of all counts. The Court Denies the MOTION to Dismiss Case Filed by Plaintiff Steven Proshak 236 . Jury Trial continued to 8/18/2015 09:00 AM. Court Reporter: Carol Zurborg. (lc) (Entered: 08/18/2015)
08/18/2015	<u>292</u>	MINUTES OF Jury Trial - 11th Day held before Judge S. James Otero as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev. The Court and Counsel confer regarding jury notes 1, 2, and 3. The Court Denies Defendants' oral motion for mistrial. Jury polled. Verdict reached. Jury finds: Steven Proshak (1) Guilty on Count 1s, 2s-6s, inclusive, as to First Superseding Indictment and Sharetta Michelle Wallace (3) Guilty on Count 1s, 2s-6s, inclusive, as to the First Superseding Indictment and Emilia E Zverev (5) Guilty on Count 1, 2-6, inclusive, as to First Superseding Indictment. David Pustilnikov (4) Not Guilty on Count 1, 2-6, inclusive, as to First Superseding Indictment. The Court sets the sentencing date as to defendant (1) Steven Proshak on Monday, November 23, 2015 @ 9:00 a.m. Sentencing positions shall be filed by November 9, 2015. The Court sets the sentencing date as to defendants (3) Sharetta Michelle Wallace and (5) Emilia E Zverev on Monday, November 30, 2015 @ 9:00 a.m. Sentencing positions shall be filed by November 16, 2015. The Court grants the defendants' request to hear all post-trial motions on the date of their respective sentencing. The Court Orders the Clerk to issue a Judgment of Discharge and to exonerate the bond as to defendant (4) David Pustilnikov. The Court Denies the Defendants' Motion to Reconsider Motion to Dismiss Indictment 272 . The Court Orders that the government maintain control of all trial exhibits pending appeal. Court Reporter: Carol Zurborg. (es) (Entered: 08/19/2015)
08/18/2015	<u>304</u>	REDACTED Jury Note (Number: 2) filed (lc) (Entered: 09/01/2015)
08/18/2015	<u>305</u>	UNREDACTED JURY NOTE 2 filed re: Jury Notes 2 304 (lc) (Entered: 09/01/2015)
08/18/2015	<u>306</u>	REDACTED Jury Note (Number: 3) filed (lc) (Entered: 09/01/2015)
08/18/2015	<u>308</u>	GOVERNMENT TRIAL WITNESS LIST filed (lc) (Entered: 09/01/2015)
08/18/2015	<u>309</u>	GOVERNMENT TRIAL EXHIBIT LIST filed (lc) (Entered: 09/01/2015)
08/18/2015	<u>314</u>	REDACTED JURY VERDICT as to Sharetta Michelle Wallace (3) Guilty on Count 1s,2s-6s. (lc) (Entered: 09/01/2015)

08/18/2015	<u>315</u>	UNREDACTED JURY VERDICT as to Defendant Sharetta Michelle Wallace re: Jury Verdict <u>314</u> (lc) (Entered: 09/01/2015)
08/26/2015	<u>295</u>	PARTIAL TRANSCRIPT filed as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev for proceedings held on 8/4/15 3:32 p.m. Court Reporter: Carol Jean Zurborg, phone number (213) 894-3539. 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 9/16/2015. Redacted Transcript Deadline set for 9/28/2015. Release of Transcript Restriction set for 11/24/2015.(Zurborg, Carol) (Entered: 08/26/2015)
08/26/2015	<u>296</u>	PARTIAL TRANSCRIPT filed as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev for proceedings held on 8/5/15 10:22 a.m. Court Reporter: Carol Jean Zurborg, phone number (213) 894-3539. 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 9/16/2015. Redacted Transcript Deadline set for 9/28/2015. Release of Transcript Restriction set for 11/24/2015.(Zurborg, Carol) (Entered: 08/26/2015)
08/26/2015	<u>297</u>	PARTIAL TRANSCRIPT filed as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev for proceedings held on 8/5/15 4:01 p.m. Court Reporter: Carol Jean Zurborg, phone number (213) 894-3539. 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 9/16/2015. Redacted Transcript Deadline set for 9/28/2015. Release of Transcript Restriction set for 11/24/2015.(Zurborg, Carol) (Entered: 08/26/2015)
08/26/2015	<u>298</u>	PARTIAL TRANSCRIPT filed as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev for proceedings held on 8/6/15 2:21 p.m. Court Reporter: Carol Jean Zurborg, phone number (213) 894-3539. 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 9/16/2015. Redacted Transcript Deadline set for 9/28/2015. Release of Transcript Restriction set for 11/24/2015.(Zurborg, Carol) (Entered: 08/26/2015)
08/26/2015	<u>299</u>	NOTICE OF FILING TRANSCRIPT filed as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev for proceedings 8/4/15, 8/5/15, 8/5/15, 8/6/15 re Transcript <u>298</u> , <u>297</u> , <u>296</u> , <u>295</u>

		THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY. (Zurborg, Carol) TEXT ONLY ENTRY (Entered: 08/26/2015)
08/28/2015	<u>303</u>	UNREDACTED JURY NOTE 1 Filed re: Jury Notes 1 <u>302</u> (lc) (Entered: 09/01/2015)
09/02/2015	<u>318</u>	NOTICE OF MOTION AND MOTION to Dismiss Case , NOTICE OF MOTION AND MOTION for New Trial Filed by Defendant Sharetta Michelle Wallace. Motion set for hearing on 11/30/2015 at 09:00 AM before Judge S. James Otero. (Attachments: # <u>1</u> Proposed Order) (Raynor, Richard) (Entered: 09/02/2015)
09/02/2015	<u>319</u>	TRANSCRIPT ORDER as to Defendant Sharetta Michelle Wallace. Court Reporter: Order for: Criminal Non Appeal Criminal Justice Act. Transcript portion requested: Opening Statement by Plaintiff on 8/5/2015. Closing Argument by Plaintiff on 8/17/15. Category: Ordinary. (Attachments: # <u>1</u> CJA24, # <u>2</u> Transcript Request Letter)(Raynor, Richard) (Entered: 09/02/2015)
09/02/2015	<u>320</u>	NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents RE: Transcript Designation and Ordering Form (G-120), <u>319</u> as to Defendant Sharetta Michelle Wallace. The following error(s) was found: EFFECTIVE SEPTEMBER 1, 2015, ALL CJA TRANSCRIPT REQUESTS MUST BE E FILED USING THE VJA e VOUCHER SYSTEM - SEE WEBSITE FOR DETAILS. You must electronically refile the above referenced Request for Transcript in this case to correct this deficiency. THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY.(ha) TEXT ONLY ENTRY (Entered: 09/09/2015)
09/14/2015	<u>321</u>	OPPOSITION to NOTICE OF MOTION AND MOTION to Dismiss Case NOTICE OF MOTION AND MOTION for New Trial <u>318</u> (Attachments: # <u>1</u> Declaration, # <u>2</u> Exhibit, # <u>3</u> Exhibit, # <u>4</u> Exhibit)(Srivastava, Ritesh) (Entered: 09/14/2015)
09/14/2015	<u>322</u>	NOTICE of Manual Filing of CD of Interview Clip filed by Plaintiff USA as to Defendant Sharetta Michelle Wallace (Srivastava, Ritesh) (Entered: 09/14/2015)
09/14/2015	<u>323</u>	PARTIAL TRANSCRIPT filed as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev for proceedings held on 8/17/15 11:09 a.m. Court Reporter: Carol Jean Zurborg, phone number (213) 894-3539. 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 10/5/2015. Redacted Transcript Deadline set for 10/15/2015. Release of Transcript Restriction set for 12/14/2015.(Zurborg, Carol) (Entered: 09/14/2015)
09/14/2015	<u>324</u>	NOTICE OF FILING TRANSCRIPT filed as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev for proceedings 8/17/15 11:09 a.m. re Transcript <u>323</u> THERE IS NO PDF

		DOCUMENT ASSOCIATED WITH THIS ENTRY.(Zurborg, Carol) TEXT ONLY ENTRY (Entered: 09/14/2015)
09/14/2015	<u>325</u>	EXHIBIT 2 INTERVIEW CLIP CD IN SUPPORT OF GOVERNMENT'S OPPOSITION TO DEFEBDABT WALLACE'S MOTION FOR JUDGMENT OF ACQUITTAL AND MOTION FOR NEW TRIAL <u>318</u> filed by Plaintiff USA (lc) (Main Document 325 replaced on 9/16/2015) (lc). (Entered: 09/16/2015)
09/16/2015	<u>326</u>	NOTICE OF CLERICAL ERROR, as to Defendant Sharetta Michelle Wallace: Due to clerical error Re: EXHIBIT 2 INTERVIEW CLIP CD <u>325</u> incorrect G114 form for sealed CD replaced with correct G114 form for regular filing of CD. (lc) (Entered: 09/16/2015)
10/23/2015	<u>332</u>	EX PARTE APPLICATION to Continue Defendants Steven Proshak, Sharetta Wallace and Emilia Zverev's Sentencing Hearings from November 23 and 30, 2015 to January 6, 2016. Filed by Plaintiff Emilia E Zverev as to Defendant Steven Proshak, Sergey Alekseyevich Mumjian, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev. (Attachments: # <u>1</u> Proposed Order) (Khojayan, Shaun) (Entered: 10/23/2015)
10/23/2015	<u>333</u>	PARTIAL TRANSCRIPT filed as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev for proceedings held on 8/5/15 8:52 a.m. Court Reporter: Carol Jean Zurborg, phone number (213) 894-3539. 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 11/13/2015. Redacted Transcript Deadline set for 11/23/2015. Release of Transcript Restriction set for 1/21/2016.(Zurborg, Carol) (Entered: 10/23/2015)
10/23/2015	<u>334</u>	PARTIAL TRANSCRIPT filed as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev for proceedings held on 8/7/15 8:32 a.m. Court Reporter: Carol Jean Zurborg, phone number (213) 894-3539. 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 11/13/2015. Redacted Transcript Deadline set for 11/23/2015. Release of Transcript Restriction set for 1/21/2016.(Zurborg, Carol) (Entered: 10/23/2015)
10/23/2015	<u>335</u>	PARTIAL TRANSCRIPT filed as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev for proceedings held on 8/7/15 1:01 p.m. Court Reporter: Carol Jean Zurborg, phone number (213) 894-3539. 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 11/13/2015. Redacted Transcript Deadline set for 11/23/2015. Release of Transcript Restriction set for 1/21/2016.(Zurborg, Carol) (Entered: 10/23/2015)
10/23/2015	<u>336</u>	

		PARTIAL TRANSCRIPT filed as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev for proceedings held on 8/17/15 11:09 a.m. Court Reporter: Carol Jean Zurborg, phone number (213) 894-3539. 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 11/13/2015. Redacted Transcript Deadline set for 11/23/2015. Release of Transcript Restriction set for 1/21/2016.(Zurborg, Carol) (Entered: 10/23/2015)
10/23/2015	<u>337</u>	NOTICE OF FILING TRANSCRIPT filed as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev for proceedings 8/5/15, 8/7/15, 8/7/15, 8/17/15 re Transcript <u>334</u> , <u>335</u> , <u>333</u> , <u>336</u> THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY. (Zurborg, Carol) TEXT ONLY ENTRY (Entered: 10/23/2015)
10/26/2015	<u>338</u>	RESPONSE to EX PARTE APPLICATION to Continue Defendants Steven Proshak, Sharetta Wallace and Emilia Zverev's Sentencing Hearings from November 23 and 30, 2015 to January 6, 2016. <u>332</u> ,filed by Plaintiff USA as to Defendant Steven Proshak, Sharetta Michelle Wallace, Emilia E Zverev (Quintero, Blanca) (Entered: 10/26/2015)
10/28/2015	<u>339</u>	REQUEST to allow the Defendant to Travel to Russia. Filed by Plaintiff Sergey Alekseyevich Mumjian as to Defendant Steven Proshak, Sergey Alekseyevich Mumjian, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev. (Attachments: # <u>1</u> Proposed Order) (Braun, Adam) (Entered: 10/28/2015)
10/31/2015	<u>340</u>	ORDER DENYING [332 DEFENDANTS EX PARTE APPLICATION TO CONTINUE THE SENTENCING HEARINGS FOR STEVEN PROSHAK, SHARETTA WALLACE AND EMILIA E. ZVEREV by Judge S. James Otero (lc) (Entered: 11/02/2015)
10/31/2015	<u>341</u>	ORDER by Judge S. James Otero: granting <u>339</u> EX PARTE APPLICATION to Allow Travel to Sochi, Russia,as to defendant Sergey Alekseyevich Mumjian (2) sometime in November 2015. Defendant Mumjian is ordered to provide to Pretrial Services his detailed itinerary prior to departure. Additionally, it is ordered that his passport shall be returned to him for travel, and then surrendered upon his return. Finally, defendant is required to arrange for his wife and his two children to leave their passports in the custody of defense counsel until Defendant has returned from his approved trip. (lc) (Entered: 11/02/2015)
11/16/2015	<u>347</u>	SENTENCING MEMORANDUM filed by Plaintiff USA as to Defendant Sharetta Michelle Wallace (Attachments: # <u>1</u> Exhibit)(Srivastava, Ritesh) (Entered: 11/16/2015)
11/16/2015	<u>349</u>	OBJECTION TO PRESENTENCE INVESTIGATION REPORT filed by Defendant Sharetta Michelle Wallace (Raynor, Richard) (Entered: 11/16/2015)
11/16/2015	<u>350</u>	

		SENTENCING MEMORANDUM filed by Defendant Sharetta Michelle Wallace (Attachments: # <u>1</u> Letter by Sharetta Wallace, # <u>2</u> Letter for sentencing)(Raynor, Richard) (Entered: 11/16/2015)
11/23/2015	<u>351</u>	SCHEDULING NOTICE OF CONTINUATION OF SENTENCING by Judge S. James Otero as to Defendant Sharetta Michelle Wallace, Emilia E Zverev. On the Court's own motion and with the consent of defendants' counsel, the Sentencing hearings set for 11/30/15 are continued to Wednesday, 12/2/2015 @ 09:00 AM before Judge S. James Otero. THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY.(vcr) TEXT ONLY ENTRY (Entered: 11/23/2015)
11/23/2015	<u>352</u>	RESPONSE to Sentencing Memorandum <u>347</u> ,filedby Defendant Sharetta Michelle Wallace to <i>Object to Government Loss Calculations</i> (Raynor, Richard) (Entered: 11/23/2015)
11/23/2015	<u>355</u>	RESPONSE to Objection to Presentence Investigation Report <u>349</u> ,filed by Plaintiff USA as to Defendant Sharetta Michelle Wallace (Attachments: # <u>1</u> Declaration, # <u>2</u> Exhibit)(Srivastava, Ritesh) (Entered: 11/23/2015)
11/25/2015	<u>360</u>	RESPONSE to Sentencing Memorandum <u>350</u> ,filed by Plaintiff USA as to Defendant Sharetta Michelle Wallace (Srivastava, Ritesh) (Entered: 11/25/2015)
11/27/2015	<u>363</u>	JOINDER filed by Plaintiff Emilia E Zverev as to Defendant Steven Proshak, Sergey Alekseyevich Mumjian, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev joining in Response (Non-Motion) <u>352</u> . (Khojayan, Shaun) (Entered: 11/27/2015)
12/01/2015	<u>368</u>	SENTENCING LETTER filed by Defendant Sharetta Michelle Wallace (Raynor, Richard) (Entered: 12/01/2015)
12/02/2015	<u>369</u>	MINUTES (IN CHAMBERS) by Judge S. James Otero: ORDER DENYING DEFENDANT SHARETTA MICHELE WALLACE'S MOTION FOR JUDGMENT OF ACQUITTAL, OR IN THE ALTERNATIVE, FOR A NEW TRIAL <u>318</u> . (lc) (Entered: 12/02/2015)
12/02/2015	<u>372</u>	MINUTES OF SENTENCING Hearing held before Judge S. James Otero as to Defendant Sharetta Michelle Wallace(3). Count(s) 1s, 2s-6s, Bureau of Prisons for a term 24 months on Counts 1, 2, 3, 4, 5, and 6 of the First Superseding Indictment. This term consists of 36 months on each of Counts 1, 2, 3, 4, 5, and 6 all to be served concurrently. Supervised release for a term of 3 years. This term consists of three years on each of Counts 1, 2, 3, 4, 5, and 6 of the First Superseding Indictment, all such terms to run concurrently under United States Probation Office General Order 05-02, and General Order 01-05, including the three special conditions delineated in General Order 01-05. Pay the United States Special assessment of 600.00 due immediately. Defendant shall pay restitution in the total amount of \$804,755.00, to victims as set forth in a separate confidential victim list. Interest on restitution waived. The defendant shall be held jointly and severally liable with co-participants Yaroslav Proshak. Sharetta Michele Wallace, and Sergey Alekseyevich Mumjian. Count(s) 1, 2-6, Court dismisses the underlying indictment as to this defendant only.The Court

		Orders the bond exonerated The Court Orders the defendant remanded into the custody of the U.S. Marshal forthwith. Clerk issues to U. S. Marshal remand order # D 9822. Court advises the Defendant of her right to appeal. Court Reporter: Carol Zuborg. (lc) (Entered: 12/04/2015)
12/02/2015	<u>373</u>	JUDGMENT AND COMMITMENT by Judge S. James Otero as to Defendant Sharetta Michelle Wallace (3). Count(s) 1s, 2s-6s, Bureau of Prisons for a term 24 months on Counts 1, 2, 3, 4, 5, and 6 of the First Superseding Indictment. This term consists of 36 months on each of Counts 1, 2, 3, 4, 5, and 6 all to be served concurrently. Supervised release for a term of 3 years. This term consists of three years on each of Counts 1, 2, 3, 4, 5, and 6 of the First Superseding Indictment, all such terms to run concurrently under United States Probation Office General Order 05-02, and General Order 01-05, including the three special conditions delineated in General Order 01-05. Pay the United States Special assessment of 600.00 due immediately. Defendant shall pay restitution in the total amount of \$804,755.00, to victims as set forth in a separate confidential victim list. Interest on restitution waived. The defendant shall be held jointly and severally liable with co-participants Yaroslav Proshak. Sharetta Michele Wallace, and Sergey Alekseyevich Mumjian. Count(s) 1, 2-6, Court dismisses the underlying indictment as to this defendant only. The Court Orders the bond exonerated The Court Orders the defendant remanded into the custody of the U.S. Marshal forthwith. Clerk issues to U. S. Marshal remand order # D 9822. Court advises the Defendant of her right to appeal. (lc) (Entered: 12/04/2015)
12/02/2015	<u>380</u>	AMENDED JUDGMENT by Judge S. James Otero as to Defendant Sharetta Michelle Wallace (3), Count(s) 1, 2-6, Court dismisses the underlying indictment as to this defendant only. Count(s) 1s, 2s-6s, Bureau of Prisons for a term 24 months on Counts 1, 2, 3, 4, 5, and 6 of the First Superseding Indictment. This term consists of 36 months on each of Counts 1, 2, 3, 4, 5, and 6 all to be served concurrently. Supervised release for a term of 3 years. This term consists of three years on each of Counts 1, 2, 3, 4, 5, and 6 of the First Superseding Indictment, all such terms to run concurrently under United States Probation Office General Order 05-02, and General Order 01-05, including the three special conditions delineated in General Order 01-05. Pay the United States Special assessment of 600.00 due immediately. Defendant shall pay restitution in the total amount of \$804,755.00, to victims as set forth in a separate confidential victim list. Interest on restitution waived. (lom) (Entered: 12/08/2015)
12/07/2015	<u>378</u>	NOTICE OF APPEAL to Appellate Court filed by Defendant Sharetta Michelle Wallace re Judgment and Commitment,,,,, <u>373</u> . Filing fee WAIVED. (Attachments: # <u>1</u> Judgment)(Raynor, Richard) (Entered: 12/07/2015)
12/08/2015	<u>382</u>	NOTIFICATION by Circuit Court of Appellate Docket Number 15-50534 as to Defendant Sharetta Michelle Wallace, 9th CCA regarding Notice of Appeal to USCA - Final Judgment <u>378</u> . (car) (Entered: 12/08/2015)
12/14/2015	<u>384</u>	NOTICE OF MOTION AND MOTION for Bond Pending Appeal Filed by Defendant Sharetta Michelle Wallace. Motion set for hearing on 1/11/2016 at

		09:00 AM before Judge S. James Otero. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Proposed Order) (Raynor, Richard) (Entered: 12/14/2015)
12/17/2015	<u>389</u>	EX PARTE APPLICATION to Shorten Time for Hearing, re: NOTICE OF MOTION AND MOTION for Bond Pending Appeal <u>384</u> to December 28, 2015 Filed by Defendant Sharetta Michelle Wallace. (Attachments: # <u>1</u> Proposed Order) (Raynor, Richard) (Entered: 12/17/2015)
12/18/2015	<u>391</u>	OPPOSITION to EX PARTE APPLICATION to Shorten Time for Hearing, re: NOTICE OF MOTION AND MOTION for Bond Pending Appeal <u>384</u> to December 28, 2015 <u>389</u> (Srivastava, Ritesh) (Entered: 12/18/2015)
12/21/2015	<u>393</u>	OPPOSITION to NOTICE OF MOTION AND MOTION for Bond Pending Appeal <u>384</u> filed by Plaintiff USA as to Defendant Wallace. (Srivastava, Ritesh) (Entered: 12/21/2015)
12/22/2015	<u>394</u>	ORDER DENYING BOND PENDING APPEAL <u>384</u> , <u>389</u> as to Sharetta Michelle Wallace (3) by Judge S. James Otero (lc) (Entered: 12/22/2015)
12/28/2015	<u>396</u>	DESIGNATION OF RECORD ON APPEAL filed by Defendant Sharetta Michelle Wallace re Notice of Appeal to USCA - Final Judgment <u>378</u> (Raynor, Richard) (Entered: 12/28/2015)
12/28/2015	<u>397</u>	REPLY support NOTICE OF MOTION AND MOTION for Bond Pending Appeal <u>384</u> filed by Defendant Sharetta Wallace. (Raynor, Richard) (Entered: 12/28/2015)
01/06/2016	<u>399</u>	SCHEDULING NOTICE by Judge S. James Otero as to Defendant Sharetta Michelle Wallace. The Court finds the following motion suitable for disposition without oral argument and vacates the hearing re MOTION for Bond Pending Appeal Filed by Defendant Sharetta Michelle Wallace <u>384</u> , set for hearing on January 11, 2016. No appearance is required. The briefing schedule remains as set by Local Rule. THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY.(vcr) TEXT ONLY ENTRY (Entered: 01/06/2016)
01/06/2016	<u>401</u>	TRANSCRIPT ORDER re: Court of Appeal case number 15-50549, as to Defendant Steven Proshak, Sergey Alekseyevich Mumjian, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev for Court Reporter. Order for: Criminal Appeal. Criminal case appeal. 60 day deadline automatically set. Court will contact Bryan Altman at bryan@altmanlawgroup.net with any questions regarding this order. Transcript preparation will not begin until payment has been satisfied with the court reporter.(Altman, Bryan) (Entered: 01/06/2016)
01/19/2016	<u>408</u>	MINUTES OF IN CHAMBERS ORDER by Judge S. James Otero: as to Defendant Sharetta Michelle Wallace. ORDER DENYING DEFENDANT SHARETTA MICHELE WALLACE'S MOTION FOR BAIL PENDING APPEAL <u>384</u> (lc) (Entered: 01/19/2016)
01/25/2016	<u>411</u>	EX PARTE APPLICATION to Continue Sentencing from February 8, 2016 to March 21, 2016. Filed by Plaintiff Sergey Alekseyevich Mumjian as to Defendant Steven Proshak, Sergey Alekseyevich Mumjian, Sharetta Michelle

		Wallace, David Pustilnikov, Emilia E Zverev. (Attachments: # <u>1</u> Proposed Order to Continue Sentencing) (Braun, Adam) (Entered: 01/25/2016)
02/17/2016	<u>413</u>	TRANSCRIPT filed as to Defendant Steven Proshak, Sergey Alekseyevich Mumjian, Sharetta Michelle Wallace for proceedings held on 8/29/2013. Court Reporter/Electronic Court Recorder: JAMS CERTIFIED TRANSCRIPTION, phone number (661) 609-4528. 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 3/9/2016. Redacted Transcript Deadline set for 3/21/2016. Release of Transcript Restriction set for 5/17/2016.(at) (Entered: 02/18/2016)
02/17/2016	414	NOTICE OF FILING TRANSCRIPT filed as to Defendant Steven Proshak, Sergey Alekseyevich Mumjian, Sharetta Michelle Wallace for proceedings 8/29/2013 re Transcript <u>413</u> THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY.(at) TEXT ONLY ENTRY (Entered: 02/18/2016)
02/26/2016	<u>415</u>	TRANSCRIPT filed as to Defendant Steven Proshak, Sergey Alekseyevich Mumjian, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev for proceedings held on 8/4/15 10:16 a.m. TRIAL DAY 1 Court Reporter: Carol Jean Zurborg, phone number (213) 894-3539. 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 3/18/2016. Redacted Transcript Deadline set for 3/28/2016. Release of Transcript Restriction set for 5/26/2016.(Zurborg, Carol) (Entered: 02/26/2016)
02/26/2016	<u>416</u>	TRANSCRIPT filed as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev for proceedings held on 8/5/15 8:33 a.m. TRIAL DAY 2 Court Reporter: Carol Jean Zurborg, phone number (213) 894-3539. 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 3/18/2016. Redacted Transcript Deadline set for 3/28/2016. Release of Transcript Restriction set for 5/26/2016.(Zurborg, Carol) (Entered: 02/26/2016)
02/26/2016	<u>417</u>	TRANSCRIPT filed as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev for proceedings held on 8/6/15 8:30 a.m. TRIAL DAY 3 Court Reporter: Carol Jean Zurborg, phone number (213) 894-3539. 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 3/18/2016. Redacted Transcript Deadline set for 3/28/2016. Release of Transcript Restriction set for 5/26/2016.(Zurborg, Carol) (Entered: 02/26/2016)
02/26/2016	<u>418</u>	

		TRANSCRIPT filed as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev for proceedings held on 8/7/15 8:30 a.m. TRIAL DAY 4 Court Reporter: Carol Jean Zurborg, phone number (213) 894-3539. 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 3/18/2016. Redacted Transcript Deadline set for 3/28/2016. Release of Transcript Restriction set for 5/26/2016.(Zurborg, Carol) (Entered: 02/26/2016)
02/26/2016	<u>419</u>	TRANSCRIPT filed as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev for proceedings held on 8/10/15 10:04 a.m. TRIAL DAY 5 Court Reporter: Carol Jean Zurborg, phone number (213) 894-3539. 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 3/18/2016. Redacted Transcript Deadline set for 3/28/2016. Release of Transcript Restriction set for 5/26/2016.(Zurborg, Carol) (Entered: 02/26/2016)
02/26/2016	<u>420</u>	TRANSCRIPT filed as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev for proceedings held on 8/11/15 8:32 a.m. TRIAL DAY 6 Court Reporter: Carol Jean Zurborg, phone number (213) 894-3539. 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 3/18/2016. Redacted Transcript Deadline set for 3/28/2016. Release of Transcript Restriction set for 5/26/2016.(Zurborg, Carol) (Entered: 02/26/2016)
02/26/2016	<u>421</u>	TRANSCRIPT filed as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev for proceedings held on 8/12/15 8:40 a.m. TRIAL DAY 7 Court Reporter: Carol Jean Zurborg, phone number (213) 894-3539. 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 3/18/2016. Redacted Transcript Deadline set for 3/28/2016. Release of Transcript Restriction set for 5/26/2016.(Zurborg, Carol) (Entered: 02/26/2016)
02/26/2016	<u>422</u>	TRANSCRIPT filed as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev for proceedings held on 8/13/15 8:40 a.m. TRIAL DAY 8 Court Reporter: Carol Jean Zurborg, phone number (213) 894-3539. 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 3/18/2016. Redacted Transcript Deadline set for 3/28/2016. Release of Transcript Restriction set for 5/26/2016.(Zurborg, Carol) (Entered: 02/26/2016)
02/26/2016	<u>423</u>	

		TRANSCRIPT filed as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev for proceedings held on 8/14/15 8:37 a.m. TRIAL DAY 9 Court Reporter: Carol Jean Zurborg, phone number (213) 894-3539. 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 3/18/2016. Redacted Transcript Deadline set for 3/28/2016. Release of Transcript Restriction set for 5/26/2016.(Zurborg, Carol) (Entered: 02/26/2016)
02/26/2016	<u>424</u>	TRANSCRIPT filed as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev for proceedings held on 8/17/15 11:02 a.m. TRIAL DAY 10 Court Reporter: Carol Jean Zurborg, phone number (213) 894-3539. 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 3/18/2016. Redacted Transcript Deadline set for 3/28/2016. Release of Transcript Restriction set for 5/26/2016.(Zurborg, Carol) (Entered: 02/26/2016)
02/26/2016	<u>425</u>	TRANSCRIPT filed as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev for proceedings held on 8/18/15 9:19 a.m. TRIAL DAY 11 Court Reporter: Carol Jean Zurborg, phone number (213) 894-3539. 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 3/18/2016. Redacted Transcript Deadline set for 3/28/2016. Release of Transcript Restriction set for 5/26/2016.(Zurborg, Carol) (Entered: 02/26/2016)
02/26/2016	426	NOTICE OF FILING TRANSCRIPT filed as to Defendant Steven Proshak, Sergey Alekseyevich Mumjian, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev for proceedings 8/4/15, 8/5/15, 8/6/15, 8/7/15, 8/10/15, 8/11/15, 8/12/15, 8/13/15, 8/14/15, 8/17/15, 8/18/15 re Transcript <u>418</u> , <u>417</u> , <u>419</u> , <u>415</u> , <u>416</u> , <u>420</u> , <u>423</u> , <u>424</u> , <u>421</u> , <u>422</u> , <u>425</u> THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY.(Zurborg, Carol) TEXT ONLY ENTRY (Entered: 02/26/2016)
02/29/2016	<u>427</u>	TRANSCRIPT filed as to Defendant Sharetta Michelle Wallace, Emilia E Zverev for proceedings held on 12/2/15 9:24 a.m. Court Reporter: Carol Jean Zurborg, phone number (213) 894-3539. 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 3/21/2016. Redacted Transcript Deadline set for 3/31/2016. Release of Transcript Restriction set for 5/31/2016.(Zurborg, Carol) (Entered: 02/29/2016)
02/29/2016	428	NOTICE OF FILING TRANSCRIPT filed as to Defendant Sharetta Michelle Wallace, Emilia E Zverev for proceedings 12/2/15 9:24 a.m. re Transcript <u>427</u>

		THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY. (Zurborg, Carol) TEXT ONLY ENTRY (Entered: 02/29/2016)
03/03/2016	<u>429</u>	TRANSCRIPT filed as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev for proceedings held on 3/26/2014 at 8:55 a.m. ****Transcript may be viewed at the court public terminal or purchased through Court Reporter DEBBIE HINO-SPAAN at: WEBSITE www.debbiehinospaan.com; E-mail, dhinospaan@yahoo.com before the deadline for Release of Transcript restriction. After that date, it may be obtained from the Court Reporter or through PACER. Additional formats of the transcript (ASCII, Condensed, and Word Indexing/Concordance) are also available to be purchased at any time through the Court Reporter. Notice of Intent to Redact due within 7 days of this date.** Redaction Request due 3/24/2016. Redacted Transcript Deadline set for 4/4/2016. Release of Transcript Restriction set for 6/1/2016.(dhs) (Entered: 03/03/2016)
03/03/2016	430	NOTICE OF FILING TRANSCRIPT filed as to Defendant Steven Proshak, Sharetta Michelle Wallace, David Pustilnikov, Emilia E Zverev for proceedings 3/26/2014 at 8:55 a.m. re Transcript <u>429</u> THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY.(dhs) TEXT ONLY ENTRY (Entered: 03/03/2016)
03/04/2016	<u>436</u>	TRANSCRIPT filed as to Defendant Steven Proshak, for proceedings held on 12/7/15 9:01 a.m. Court Reporter: Carol Jean Zurborg, phone number (213) 894-3539. 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 3/25/2016. Redacted Transcript Deadline set for 4/4/2016. Release of Transcript Restriction set for 6/2/2016.(Zurborg, Carol) (Entered: 03/04/2016)
03/18/2016	<u>440</u>	ORDER of USCA filed as to Defendant Sharetta Michelle Wallace re Minutes of In Chambers Order <u>408</u> , CCA #15-50534. T Appellant Sharetta Michelle Wallaces motion for bail pending appeal in No. 15-50534 is denied. Appellant Wallace has not shown that the appeal raises a substantial question of law or fact that is likely to result in reversal, an order for a new trial, a sentence that does not include a term of imprisonment, or a reduced sentence to a term of imprisonment less than the total of the time already served plus the expected duration of the appeal process. (mat) (Entered: 03/21/2016)
10/26/2016	<u>461</u>	Notice of Appearance or Withdrawal of Counsel: for attorney Blanca Quintero counsel for Plaintiff USA. Blanca Quintero 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 USA. (Quintero, Blanca) (Entered: 10/26/2016)
12/06/2016	<u>463</u>	RECORD ON APPEAL as to Sharetta Michelle Wallace sent to US Court of Appeals Appeal number, 15-50534 re Notice of Appeal to USCA - Final Judgment <u>378</u> Manually filed exhibit CD/special handling document. (dmi) (Entered: 12/06/2016)
02/21/2017	<u>464</u>	

		MEMORANDUM of USCA filed as to Defendant Steven Proshak, Sharetta Michelle Wallace, Emilia E Zverev, CCA #15-50534, 15-50535 and 15-50549. The decision of the District Court is AFFIRMED. (mat) (Entered: 02/22/2017)
03/02/2017	<u>465</u>	ORDER of USCA filed as to Defendant Sharetta Michelle Wallace, Emilia E Zverev, CCA #15-50534, 15-50535. Defendants-Appellants motion for a thirty-day extension of time in which to file a petition for rehearing and rehearing en banc is GRANTED. The petition is due by April 6, 2017. (mat) (Entered: 03/03/2017)
04/11/2017	<u>466</u>	ORDER of USCA filed as to Defendant Steven Proshak, Sharetta Michelle Wallace, Emilia E Zverev, CCA #15-50534, 15-50535, 15-50549. The panel has unanimously voted to deny Defendants-Appellants petition for panel rehearing and rehearing en banc. The petition is DENIED. (car) (Entered: 04/11/2017)
04/19/2017	<u>467</u>	MANDATE of the 9th CCA filed as to Defendants Steven Proshak, Sharetta Michelle Wallace, Emilia E Zverev re Notice of Appeal 379 , Notice of Appeal 388 , and Notice of Appeal 378 15-50549, CCA #15-50534, and 15-50535. The judgment of the 9th Circuit Court, entered February 21, 2017, takes effect this date. This constitutes the formal mandate of the 9th CCA issued pursuant to Rule41(a) of the Federal Rules of Appellate Procedure. [See USCA MEMORANDUM <u>464</u> AFFIRMED. (mat) (Entered: 04/20/2017)
05/24/2017	<u>468</u>	Notice of Appearance or Withdrawal of Counsel: for attorney Claire Yan counsel for Plaintiff USA. Adding Claire Yan as counsel of record for USA for the reason indicated in the G-123 Notice. Filed by Plaintiff USA. (Yan, Claire) (Entered: 05/24/2017)
05/28/2017	<u>469</u>	Notice of Appearance or Withdrawal of Counsel: for attorney Ritesh K Srivastava counsel for Plaintiff USA. Ritesh Srivastava 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 USA. (Srivastava, Ritesh) (Entered: 05/28/2017)
11/02/2017	<u>470</u>	APPEAL RECORD RETURNED from 9th CCA as to Sharetta Michelle Wallace: RE: Appeal Record Sent to USCA (A-26) <u>463</u> Manually filed exhibit CD/special handling(dmi) (Entered: 11/02/2017)

PACER Service Center			
Transaction Receipt			
04/03/2018 14:22:33			
<b>PACER Login:</b>	Odlegal94612:2536794:0	<b>Client Code:</b>	AFU
<b>Description:</b>	Docket Report	<b>Search Criteria:</b>	2:13-cr-00264-SJO End date: 4/3/2018
<b>Billable Pages:</b>	30	<b>Cost:</b>	3.00



JENNIFER KENT  
DIRECTOR

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



EDMUND G. BROWN JR.  
GOVERNOR

APR 13 2016

Sharetta Michelle Wallace  
aka Sharetta Michele Wallace  
13647 Van Buren Avenue.  
Gardena, CA 90247

**Re: Suspension from medi-Cal Participation  
Manager, Medical Transportation**

Dear Ms. Wallace:

The Director of the State Department of Health Care Services (Department) has been notified of your December 2, 2015, conviction in the United States District Court, Central District of California (*U.S. v. Sharetta Michele Wallace, et al.*, No. 2:13-cr-00264-SJO) for violation of 1 count of 18 United States Code section 1349, and 5 counts of 18 United States Code sections 1347, 2(b). 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 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. (See 42 C.F.R. § 1001.101(a) & (c); Welf. & Inst. Code, § 14123.25.)

Therefore, on behalf of the Director of the Department, you are hereby notified that you are 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 will be posted on the "Medi-Cal Suspended and Ineligible Provider List," available on the Internet. During the period of your suspension, no person or entity, including an employer, can submit any claims to the Medi-Cal program for items or services rendered by you. If you are currently enrolled in Medi-Cal, that enrollment will be terminated. Any involvement by you directly or indirectly (i.e., as an office manager, administrator, billing clerk processing or

Sharetta Michelle Wallace

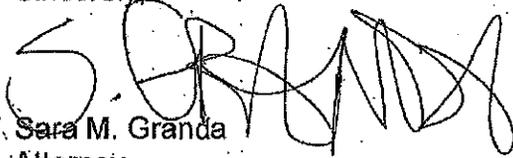
Page 2

APR 13 2016

preparing claims for payment, salesperson for medical equipment, etc., or utilizing any other provider number or group or clinic number for services rendered by you) will result in nonpayment of the claim(s) submitted. Any person who presents or causes to be presented a claim for equipment or services rendered by a person suspended from receiving Medi-Cal payment shall be subject to suspension from receiving payment, the assessment of civil money penalties, and/or criminal prosecution. (See Welf. & Inst. Code, §§ 14043.61, 14107, 14123.2; 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 during the period of your suspension.

If you have any questions about this action, please submit your concerns, in writing, to Kimberly Woodward, Legal Analyst, at the above address.

Sincerely

  
Sara M. Granda  
Attorney

cc: See Next Page

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