

**MAGISTRATE'S CRIMINAL MINUTES
ARRAIGNMENT
PLEA AND SENTENCE**

ORIGINAL



Time in Court:				Hrs.	19	Mins.
Filed in Open Court	Date:	7/19/2021	Time:	2:12 pm	Tape:	FTR

Magistrate (presiding): Alan J. Baverman

Deputy Clerk: Lisa Enix

Case Number:	1:20-cr-296	Defendant's Name:	Charles Hill, IV -16
AUSA:	Nathan Kitchens/Tal Chaiken	Defendant's Attorney:	Akil Secret
USPO/PTR:	A. Watson via phone	Type of Counsel:	FDP
INTERPRETER:			
X	INITIAL APPEARANCE HEARING: () In This District		Dft in custody? () Yes () No
X	Due Process Protection Act Warning Given to Government's Counsel. Order on page 2.		
Defendant advised of right to counsel. () WIAVER OF COUNSEL FILED.			
X	ORDER appointing Federal Defender Program as counsel. () INITIAL APPEARANCE ONLY		
	ORDER appointing		as counsel.
	ORDER giving defendant		days to employ counsel.
	Dft to pay attorney fees as follows:		
	INFORMATION/INDICTMENT FILED		() WAIVER OF INDICTMENT FILED
X	Copy information/indictment give to dft (X) Yes () No		Read to dft? () Yes (X) no
CONSENT TO TRIAL BEFORE MAGISTRATE (Misd/Petty) offense filed.			
X	ARRAIGNMENT HELD () Superseding Indictment		() Dft's WAIVER of appearance filed.
	Arraignment continued to	@	Request of () Govt () Dft
	Dft failed to appear arraignment	Bench Warrant Issued:	
X	Dft enters PLEA OF NOT GUILTY. () Dft stood mute; plea of Not Guilty entered. () Waiver of appearance		
PLEA OF GUILTY/NOLO as to counts			
X	ASSIGNED to District Judge	Judge Boulee	(X) trial () arraignment/sentence
X	ASSIGNED to Magistrate Judge	Judge Baverman	for pretrial proceedings.
X	Estimated trial time:		Medium

ARRAIGNMENT – Pg. 2**CASE NO. 1:20-cr-296-JPB-AJB-16**

	CONSENT TO PRE-SENTENCE INVESTIGATION filed. Referred to USPO for PSI and continued	
	until	at
	Government's MOTION FOR DETENTION filed. Hearing set	for sentencing.
		for
	Temporary commitment issued. Dft remanded to custody of U.S. Marshal Services	

BOND/PRETRIAL DETENTION HEARINGS

	PRETRIAL DETENTION HEARING HELD.		
X	BOND HEARING HELD.		
	GOVERNMENT'S MOTION FOR DETENTION () GRANTED () DENIED () WITHDRAWN		
	WRITTEN ORDER TO FOLLOW.		
	HEARING HELD on motion for reduction / modification of bond.		
	MOTION FOR REDUCTION OF BOND / MODIFICATION OF BOND () GRANTED () DENIED		
	WRITTEN ORDER TO FOLLOW.		
X	BOND SET AT \$ 10,000		
X	NON-SURETY		
	SURETY () Cash	() Property	() Corporate Surety
	SPECIAL CONDITIONS:		
X	BOND FILED; DEFENDANT RELEASE.		
	BOND NOT EXCUTED. DEFENDANT TO REMAIN IN MARSHAL'S CUSTODY.		
	WITNESSES:		
	EXHIBITS:		
X	<u>Order</u> Pursuant to the Due Process Protections Act, <i>see</i> Fed. R. Crim. P. 5(f), the government is directed to adhere to the disclosure obligations set forth in <i>Brady v. Maryland</i> , 373 U.S. 83 (1963), and its progeny, and to provide all materials and information that are arguably favorable to the defendant in compliance with its obligations under <i>Brady</i> ; <i>Giglio v. United States</i> , 405 U.S. 150 (1972); and their progeny. Exculpatory material as defined in <i>Brady</i> and <i>Kyles v. Whitley</i> , 514 U.S. 419, 434 (1995), shall be provided sufficiently in advance of trial to allow a defendant to use it effectively, and exculpatory information is not limited to information that would constitute admissible evidence. The failure of the government to comply with its <i>Brady</i> obligations in a timely manner may result in serious consequences, including, but not limited to, the suppression or exclusion of evidence, the dismissal of some or all counts, adverse jury instructions, contempt proceedings, or other remedies that are just under the circumstances.		