

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

FILED

MAR 21 2022

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

UNITED STATES OF AMERICA,

Plaintiff-Appellee,

v.

VAHE DADYAN,

Defendant-Appellant.

No. 21-50237

D.C. No. 2:20-cr-00579-SVW-8
Central District of California,
Los Angeles

ORDER

UNITED STATES OF AMERICA,

Plaintiff-Appellee,

v.

ARTUR AYVAZYAN, AKA Arthur
Ayvazyan,

Defendant-Appellant.

No. 21-50302

D.C. No. 2:20-cr-00579-SVW-3
Central District of California,
Los Angeles

Before: Lisa B. Fitzgerald, Appellate Commissioner.

Appellee's unopposed motion (Docket Entry No. 21 in Appeal No. 21-50237; Docket Entry No. 19 in Appeal No. 21-50302) to consolidate Appeal Nos. 21-50237 and 21-50302 is granted. The Clerk will consolidate these appeals.

Ayvazyan's motion (Docket Entry No. 22-1 in Appeal No. 21-50302) to file

under seal the declaration in support of his motion to proceed in forma pauperis and for appointment of counsel is granted. The Clerk will file publicly the motion to seal at Docket Entry No. 22-1 and will file under seal the declaration at Docket Entry No. 22-2.

Ayvazyan's motion to proceed in forma pauperis and for appointment of counsel (Docket Entry Nos. 21 & 22-2 in Appeal No. 21-50302) is granted. The Clerk will amend the docket in Appeal No. 21-50302 to reflect Ayvazyan's in forma pauperis status. New counsel will be appointed by separate order.

The Clerk will electronically serve this order on the appointing authority for the Central District of California, who will locate appointed counsel for Appeal No. 21-50302. The appointing authority is requested to send notification of the name, address, and telephone number of appointed counsel to the Clerk of this court at counselappointments@ca9.uscourts.gov within 14 days of locating counsel. The appointing authority is also requested to appoint an attorney who will give immediate attention to Ayvazyan's appeal.

The opening briefs and excerpts of record are due June 16, 2022; the consolidated answering brief is due July 18, 2022; and the optional reply briefs are due within 21 days after service of the answering brief.

The Clerk will also serve a Form CJA 24 on the appointing authority, who is requested to provide it to newly appointed counsel in Appeal No. 21-50302 should

new counsel wish to designate further transcripts. *See* 28 U.S.C. § 753(f). If Ayvazyan seeks transcripts of proceedings requiring special authorization, that authorization should be obtained from the district court. *See* 6 Guide to Judiciary Policy § 550.40.

The Clerk will serve this order on former retained counsel Tarik S. Adlai, Esq., and appellant Arthur Ayvazyan individually: Reg. No. 66456-112, MDC Los Angeles, Metropolitan Detention Center, P.O. Box 531500, Los Angeles, CA 90053.

#19946

CJA 24 AUTHORIZATION AND VOUCHER FOR PAYMENT OF TRANSCRIPT (Rev. 5/99)

1. CIR./DIST./ DIV. CODE		2. PERSON REPRESENTED		VOUCHER NUMBER			
3. MAG. DKT./DEF. NUMBER		4. DIST. DKT./DEF. NUMBER		5. APPEALS DKT./DEF. NUMBER		6. OTHER DKT. NUMBER	
7. IN CASE/MATTER OF (Case Name)		8. PAYMENT CATEGORY ☐ Felony ☐ Petty Offense ☐ Misdemeanor ☐ Other ☐ Appeal		9. TYPE PERSON REPRESENTED ☐ Adult Defendant ☐ Appellant ☐ Juvenile Defendant ☐ Appellee ☐ Other		10. REPRESENTATION TYPE (See Instructions)	
11. OFFENSE(S) CHARGED (Cite U.S. Code, Title & Section) <i>If more than one offense, list (up to five) major offenses charged, according to severity of offense.</i>							
REQUEST AND AUTHORIZATION FOR TRANSCRIPT							
12. PROCEEDING IN WHICH TRANSCRIPT IS TO BE USED (Describe briefly)							
13. PROCEEDING TO BE TRANSCRIBED (Describe specifically). NOTE: The trial transcripts are not to include prosecution opening statement, defense opening statement, prosecution argument, defense argument, prosecution rebuttal, voir dire or jury instructions, unless specifically authorized by the Court (see Item 14).							
14. SPECIAL AUTHORIZATIONS							JUDGE'S INITIALS
A. Apportioned _____ % of transcript with (Give case name and							
B. ☐ Expedited ☐ Daily ☐ Hourly Transcript ☐ Realtime Unedited Transcript							
C. ☐ Prosecution Opening Statement ☐ Prosecution Argument ☐ Prosecution Rebuttal ☐ Defense Opening Statement ☐ Defense Argument ☐ Voir Dire ☐ Jury Instructions							
D. In this multi-defendant case, commercial duplication of transcripts will impede the delivery of accelerated transcript services to persons proceeding under the Criminal Justice Act.							
15. ATTORNEY'S STATEMENT As the attorney for the person represented who is managed above, I hereby affirm that the transcript requested is necessary for adequate representation. I, therefore, request authorization to obtain the transcript services at the expense of the United States pursuant to the Criminal Justice Act. _____ Signature of Attorney _____ Date _____ Printed Name _____ Telephone ☐ Panel Attorney ☐ Retained Attorney ☐ Pro-Se ☐ Legal Organization				16. COURT ORDER Financial eligibility of the person represented having been established to the Court's satisfaction the authorization requested in Item 15 is hereby granted. SEE ATTACHED ORDER _____ Signature of Presiding Judicial Officer or By Order of the Court _____ Date of Order _____ Nunc Pro Tunc Date			
CLAIM FOR SERVICES							
17. COURT REPORTER/TRANSCRIBER STATUS ☐ Official ☐ Contract ☐ Transcriber ☐ Other				18. PAYEE'S NAME (First Name, M.I., Last Name, including any suffix), AND MAILING ADDRESS Telephone _____			
19. SOCIAL SECURITY NUMBER OR EMPLOYER ID NUMBER OF PAYEE 							
20. TRANSCRIPT	INCLUDE PAGE NUMBERS	NO. OF PAGES	RATE PER PAGE	SUB-TOTAL	LESS AMOUNT APPORTIONED	TOTAL	
Original							
Copy							
Expense (Itemize)							
TOTAL AMOUNT CLAIMED:							
21. CLAIMANT'S CERTIFICATION OF SERVICE PROVIDED I hereby certify that the above claim is for services rendered and is correct, and that I have not sought or received payment (compensation or anything of value) from any other source for these services. Signature of _____ Date _____							
ATTORNEY CERTIFICATION							
22. CERTIFICATION OF ATTORNEY OR CLERK I hereby certify that the services were rendered and that the transcript was received. Signature of Attorney or Clerk _____ Date _____							
APPROVED FOR PAYMENT — COURT USE ONLY							
23. APPROVED FOR PAYMENT Signature of Judicial Officer or Clerk of Court _____ Date _____						24. AMOUNT APPROVED	