

**U.S. District Court
District of Rhode Island (Providence)
CRIMINAL DOCKET FOR CASE #: 1:20-cr-00074-WES-LDA-1**

Case title: USA v. Staveley

Date Filed: 09/02/2020

Related Case: 1:22-cv-00315-WES

Date Terminated: 10/12/2021

Magistrate judge case number: 1:20-mj-00034-LDA

Assigned to: District Judge William E.
Smith

Referred to: Magistrate Judge Lincoln D.
Almond

Appeals court case numbers: 21-1842 U.S.
Court of Appeals for the First Circuit, 22-
1969 First Circuit Court of Appeals

Defendant (1)

David Staveley

TERMINATED: 10/12/2021

also known as

Kurt David Sanborn

TERMINATED: 10/12/2021

also known as

David Sanborn

TERMINATED: 10/12/2021

also known as

Kurt Sanborn

TERMINATED: 10/12/2021

also known as

David Adler Staveley

TERMINATED: 10/12/2021

represented by **David Staveley**

590 Mammoth

#2

Dracut, MA 01826

PRO SE

George J. West

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TERMINATED: 03/01/2021

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Designation: CJA Appointment

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LEAD ATTORNEY

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Designation: Retained

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*TERMINATED: 01/08/2021**LEAD ATTORNEY**PRO HAC VICE**ATTORNEY TO BE NOTICED**Designation: Retained***Jeffrey K. Techentin**

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*TERMINATED: 01/08/2021**ATTORNEY TO BE NOTICED**Designation: Retained***Pending Counts**18:1349 - CONSPIRACY TO COMMIT
BANK FRAUD

(1)

18:1344 - BANK FRAUD

(2-4)

15:645(a) - FALSE STATEMENTS TO
INFLUENCE THE SMALL BUSINESS
ADMINISTRATION

(5)

18:1028A - AGGRAVATED IDENTITY
THEFT

(6)

18:3146(a)(1) - FAILURE TO APPEAR IN
COURT AS REQUIRED

(7)

Disposition56 months of imprisonment - 44 months as
to Count 1 and 12 months as to Count 7 to
run consecutive. 3 years of supervised
release, \$200.00 special assessment, no fine.

Dismissed.

Dismissed.

Dismissed.

56 months of imprisonment - 44 months as
to Count 1 and 12 months as to Count 7 to
run consecutive. 3 years of supervised
release, \$200.00 special assessment, no fine.**Highest Offense Level (Opening)**

Felony

Terminated Counts

None

Disposition**Highest Offense Level (Terminated)**

None

Complaints

18:371, 18:1349, 18:1028A - Conspiracy to Make False Statement to Influence the SBA; Conspiracy to Commit Bank Fraud; and Aggravated Identity Theft

Disposition**Plaintiff****USA**

represented by **Lee Vilker**
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 United States Attorneys Office
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ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
05/04/2020	<u>1</u>	MOTION to Seal Case by USA as to David Adler Staveley.(Noel, Jeannine) [1:20-mj-00034-LDA] (Entered: 05/04/2020)
05/04/2020	<u>2</u>	ORDER granting <u>1</u> Motion to Seal Case as to David Adler Staveley (1). So Ordered by Magistrate Judge Lincoln D. Almond on 5/4/2020.(Noel, Jeannine) [1:20-mj-00034-LDA] (Entered: 05/04/2020)
05/04/2020	<u>3</u>	COMPLAINT as to David Adler Staveley (1). (Attachments: # <u>1</u> Criminal Cover Sheet, # <u>2</u> Criminal Cover Sheet Attachment, # <u>3</u> Affidavit)(Noel, Jeannine) (Additional attachment(s) added on 5/5/2020: # <u>4</u> Unredacted Cover Sheet) (Noel, Jeannine). [1:20-mj-00034-LDA] (Entered: 05/04/2020)
05/05/2020		Arrest of David Adler Staveley (Noel, Jeannine) [1:20-mj-00034-LDA] (Entered: 05/06/2020)
05/05/2020		ORAL MOTION to Unseal Case by USA as to David Adler Staveley.(Noel, Jeannine) [1:20-mj-00034-LDA] (Entered: 05/06/2020)
05/05/2020		ORAL ORDER granting ORAL Motion to Unseal Case as to David Adler Staveley (1). So Ordered by Magistrate Judge Lincoln D. Almond on 5/5/2020.(Noel, Jeannine) [1:20-mj-00034-LDA] (Entered: 05/06/2020)

1285

05/05/2020	<u>5</u>	ORDER APPOINTING CJA PANEL ATTORNEY as to David Adler Staveley: the Panel Attorney appointed as CJA Counsel is George J. West for David Adler Staveley. So Ordered by Magistrate Judge Lincoln D. Almond on 5/5/2020. (Noel, Jeannine) [1:20-mj-00034-LDA] (Entered: 05/06/2020)
05/05/2020		Minute Entry for proceedings held before Magistrate Judge Lincoln D. Almond: TELEPHONIC Initial Appearance as to David Adler Staveley held on 5/5/2020, TELEPHONIC Bond Hearing as to David Adler Staveley held on 5/5/2020 (Vilker, West) PTS Finneran; All parties present by phone; Deft present by phone; Court informs Deft of rights; Deft understands rights and agrees to telephonic hearing; No objection; Deft informed of rights & charges; Deft understands rights & charges; CJA appointed; Status Hearing/Preliminary Exam to be scheduled; Govt requests conditions of release; Deft Counsel requests conditions of release; Deft released on \$10,000.00 unsecured bond and conditions; Deft informed of penalties if violates; Deft understands penalties and conditions; Court addresses Deft; Deft understands; Deft released(Court Reporter Lisa Schwam in Courtroom Telephonic at 4:05 pm.)(Noel, Jeannine) [1:20-mj-00034-LDA] (Entered: 05/06/2020)
05/05/2020	<u>6</u>	Appearance Bond Entered as to David Adler Staveley in amount of \$10,000.00 UNSECURED. So Ordered by Magistrate Judge Lincoln D. Almond on 5/5/2020. (Noel, Jeannine) [1:20-mj-00034-LDA] (Entered: 05/06/2020)
05/05/2020	<u>7</u>	ORDER Setting Conditions of Release as to David Adler Staveley (1) \$10,000.00 UNSECURED. So Ordered by Magistrate Judge Lincoln D. Almond on 5/5/2020. (Noel, Jeannine) (Additional attachment(s) added on 5/6/2020: # <u>1</u> Unredacted Conditions of Release) (Noel, Jeannine). [1:20-mj-00034-LDA] (Entered: 05/06/2020)
05/08/2020		NOTICE OF VIDEO HEARING as to David Adler Staveley. VIDEO Status Hearing/Preliminary Hearing set for 5/15/2020 at 11:30 AM before Magistrate Judge Lincoln D. Almond. Video instructions will be emailed to parties. Public Access Information can be found on the Court's Website. (Noel, Jeannine) [1:20-mj-00034-LDA] (Entered: 05/08/2020)
05/09/2020	<u>10</u>	MODIFIED ORDER Setting Conditions of Release as to David Adler Staveley (1) \$10,000.00 UNSECURED. So Ordered by Magistrate Judge Lincoln D. Almond on 5/11/2020.(Noel, Jeannine) (Additional attachment(s) added on 5/11/2020: # <u>1</u> Unredacted Conditions of Release) (Noel, Jeannine). [1:20-mj-00034-LDA] (Entered: 05/11/2020)
05/11/2020	<u>11</u>	MOTION to Amend/Correct <i>Order of Release to Add Condition of Home Confinement</i> by USA as to David Adler Staveley. Responses due by 5/26/2020. (Attachments: # <u>1</u> Supplement)(Vilker, Lee) (Main Document 11 replaced with signed document on 5/11/2020) (Hicks, Alyson). [1:20-mj-00034-LDA] (Entered: 05/11/2020)
05/11/2020		TEXT ORDER denying <u>8</u> Motion to Seal as to David Adler Staveley (1); denying <u>9</u> Motion to Seal as to David Adler Staveley (1). So Ordered by Magistrate Judge Lincoln D. Almond on 5/11/2020.(Noel, Jeannine) [1:20-mj-00034-LDA] (Entered: 05/11/2020)
05/11/2020	<u>12</u>	GOVERNMENTS MOTION FOR REVOCATION OF RELEASE AND ORDER OF DETENTION by USA as to David Adler Staveley.(Noel, Jeannine) [1:20-mj-00034-LDA] (Entered: 05/11/2020)
05/11/2020	<u>13</u>	Government's Motion to Withdraw its Motion for Revocation of Release and Order of Detention re <u>12</u> Government's Motion for Revocation of Release and Order of Detention by USA as to David Adler Staveley.(Noel, Jeannine) [1:20-mj-00034-LDA] (Entered: 05/11/2020)

1286

05/11/2020		TEXT ORDER granting <u>13</u> Government's Motion to Withdraw its Motion for Revocation of Release and Order of Detention as to David Adler Staveley (1) withdrawing <u>12</u> Government's Motion for Revocation of Release and Order of Detention as to David Adler Staveley. So Ordered by Magistrate Judge Lincoln D. Almond on 5/11/2020.(Noel, Jeannine) [1:20-mj-00034-LDA] (Entered: 05/11/2020)
05/11/2020		TEXT ORDER - GRANTED on a preliminary basis for good cause shown. Effective immediately, Defendant is subject to home detention with GPS electronic monitoring. Probation will communicate the specific and standard parameters of home detention to Defendant as soon as possible and make safe arrangements to place the electronic monitoring bracelet on Defendant as soon as reasonably practical. Until the bracelet is activated, Probation shall enforce the home detention condition through remote means. The Court will address any objection from Defendant during the video hearing already scheduled for 11:30 am on May 15, 2020. <u>11</u> Motion to Amend/Correct Order of Release to Add Condition of Home Confinement as to David Adler Staveley (1). So Ordered by Magistrate Judge Lincoln D. Almond on 5/11/2020.(Noel, Jeannine) [1:20-mj-00034-LDA] (Entered: 05/11/2020)
05/11/2020	<u>14</u>	MOTION to Extend Time 10 Days <i>Preliminary Hearing and Preliminary Home Detention and Electronic Monitoring Order</i> by David Adler Staveley. Responses due by 5/26/2020. (West, George) [1:20-mj-00034-LDA] (Entered: 05/11/2020)
05/12/2020	<u>15</u>	RESPONSE In Support to by USA as to David Adler Staveley re <u>14</u> MOTION to Extend Time 10 Days <i>Preliminary Hearing and Preliminary Home Detention and Electronic Monitoring Order</i> Replies due by 5/19/2020. (Vilker, Lee) [1:20-mj-00034-LDA] (Entered: 05/12/2020)
05/12/2020		TEXT ORDER granting <u>14</u> MOTION to Extend Time 10 Days Preliminary Hearing and Preliminary Home Detention and Electronic Monitoring Order as to David Adler Staveley (1). So Ordered by Magistrate Judge Lincoln D. Almond on 5/12/2020.(Noel, Jeannine) [1:20-mj-00034-LDA] (Entered: 05/12/2020)
05/12/2020		RESCHEDULING NOTICE OF VIDEO HEARING as to David Adler Staveley. VIDEO Preliminary Hearing/Status Hearing RESCHEDULED for 5/26/2020 11:30 AM before Magistrate Judge Lincoln D. Almond. Moved from 5/15/2020. Video instructions to be emailed to parties. Public Access Information can be found on the Court's Website. (Noel, Jeannine) [1:20-mj-00034-LDA] (Entered: 05/12/2020)
05/12/2020		RESCHEDULING NOTICE OF VIDEO HEARING as to David Adler Staveley. (TIME CHANGE ONLY) VIDEO Preliminary Hearing/Status Hearing RESCHEDULED for 5/26/2020 at 10:00 AM before Magistrate Judge Lincoln D. Almond. TIME CHANGE ONLY. MOVED FROM 11:30 AM. Video instructions will be emailed to parties. Public Access Information can be found on the Court's website. (Noel, Jeannine) [1:20-mj-00034-LDA] (Entered: 05/12/2020)
05/20/2020	<u>16</u>	MOTION to Extend Time Preliminary Hearing/ Home Detention/GPS Monitoring Order <i>an Additional Week</i> by David Adler Staveley. Responses due by 6/3/2020. (West, George) [1:20-mj-00034-LDA] (Entered: 05/20/2020)
05/20/2020		TEXT ORDER granting <u>16</u> MOTION to Extend Time Preliminary Hearing/ Home Detention/GPS Monitoring Order an Additional Week as to David Adler Staveley (1). So Ordered by Magistrate Judge Lincoln D. Almond on 5/20/2020.(Noel, Jeannine) [1:20-mj-00034-LDA] (Entered: 05/20/2020)
05/20/2020		RESCHEDULING NOTICE OF VIDEO HEARING as to David Adler Staveley. VIDEO Preliminary Hearing/Status Hearing RESCHEDULED for 6/2/2020 02:00 PM in Remote Hearing before Magistrate Judge Lincoln D. Almond. MOVED FROM

1287

		5/26/2020. Video Instructions will be emailed to parties. Public Access Information can be found on the Court's Website. (Noel, Jeannine) [1:20-mj-00034-LDA] (Entered: 05/20/2020)
05/21/2020	<u>17</u>	MOTION to Exclude <i>Time Under the Speedy Trial Act</i> by USA as to David Adler Staveley. Responses due by 6/4/2020. (Vilker, Lee) [1:20-mj-00034-LDA] (Entered: 05/21/2020)
05/22/2020	<u>18</u>	ORDER granting <u>17</u> Motion to Exclude Time as to David Adler Staveley (1). So Ordered by Magistrate Judge Lincoln D. Almond on 5/22/2020.(Saucier, Martha) [1:20-mj-00034-LDA] (Entered: 05/22/2020)
05/29/2020	<u>21</u>	NOTICE OF ATTORNEY APPEARANCE: Jeffrey K. Techentin appearing for David Adler Staveley (Techentin, Jeffrey) [1:20-mj-00034-LDA] (Entered: 05/29/2020)
05/29/2020	<u>22</u>	MOTION for Mark L. Josephs to Appear Pro Hac Vice (filing fee paid \$ 100.00, receipt number 0103-1507046) by David Adler Staveley. Responses due by 6/12/2020. (Techentin, Jeffrey) [1:20-mj-00034-LDA] (Entered: 05/29/2020)
05/29/2020		TEXT ORDER granting <u>22</u> Motion to Appear Pro Hac Vice of Mark L. Josephs as to David Adler Staveley (1). So Ordered by Magistrate Judge Lincoln D. Almond on 5/29/2020.(Noel, Jeannine) [1:20-mj-00034-LDA] (Entered: 05/29/2020)
06/02/2020		Minute Entry for proceedings held before Magistrate Judge Lincoln D. Almond: VIDEO Preliminary Hearing as to David Adler Staveley held on 6/2/2020 (Vilker, Josephs, Techentin) USPO D. Picozzi; All parties present by video; Defendant not present; Court addresses Deft Counsel; Deft Counsel addresses Court; Govt addresses Court; Court finds Deft waived appearance; Preliminary Exam to be continued; Deputy Clerk will check on status in 30 days(Court Reporter Lisa Schwam/ATT Teleconference Recording in Courtroom Video at 1:58 pm.)(Noel, Jeannine) [1:20-mj-00034-LDA] (Entered: 06/02/2020)
06/02/2020	<u>23</u>	MOTION to Withdraw as Attorney by George J. West. by David Adler Staveley. Responses due by 6/16/2020. (West, George) [1:20-mj-00034-LDA] (Entered: 06/02/2020)
06/03/2020		TEXT ORDER granting <u>23</u> Motion to Withdraw as Attorney. George J. West withdrawn from case as to David Adler Staveley (1). So Ordered by Magistrate Judge Lincoln D. Almond on 6/3/2020.(Noel, Jeannine) [1:20-mj-00034-LDA] (Entered: 06/03/2020)
07/24/2020		Arrest of David Adler Staveley in Northern District of Georgia (Atlanta). (Noel, Jeannine) [1:20-mj-00034-LDA] (Entered: 07/29/2020)
07/29/2020	<u>24</u>	Rule 5(c)(3) Documents Received from Northern District of Georgia (Atlanta) as to David Adler Staveley (Noel, Jeannine) [1:20-mj-00034-LDA] (Entered: 07/29/2020)
08/04/2020		NOTICE OF VIDEO HEARING DEFENDANT REQUEST as to David Adler Staveley. VIDEO Bond Revocation Hearing and Preliminary Exam set for 8/5/2020 at 01:30 PM in Remote Hearing before Magistrate Judge Lincoln D. Almond. Video information will be emailed to parties. Public Access Information can be found on the Court's website. (Noel, Jeannine) [1:20-mj-00034-LDA] (Entered: 08/04/2020)
08/05/2020		Minute Entry for proceedings held before Magistrate Judge Lincoln D. Almond: Bond Revocation Hearing as to David Adler Staveley held on 8/5/2020. Lee Vilker for the government; Jeffrey Techentin and Mark Josephs for the defendant; David Picozzi for probation. Defendant has no objection to appearance by video; Court informs defendant of his rights; Court orders defendant detained pending further proceedings; Court schedules preliminary hearing and Bond Revocation for 8/26/2020 at 10:00 am.

		(Courtroom Video Hearing at 1:36.) ^{# 1288} (Saucier, Martha) [1:20-mj-00034-LDA] (Entered: 08/05/2020)
08/05/2020		TEXT ORDER: Defendant is ordered to remain detained pending further proceedings as to David Adler Staveley. So Ordered by Magistrate Judge Lincoln D. Almond on 8/5/2020.(Saucier, Martha) [1:20-mj-00034-LDA] (Entered: 08/05/2020)
08/05/2020		NOTICE OF HEARING DEFENDANT REQUEST as to David Adler Staveley. Preliminary Hearing set for 8/26/2020 10:00 at AM in Remote Hearing before Magistrate Judge Lincoln D. Almond. Invitation and instructions emailed to counsel of record.(Saucier, Martha) [1:20-mj-00034-LDA] (Entered: 08/05/2020)
08/21/2020	<u>25</u>	ARREST Warrant Returned Executed on 7/23/2020 Georgia in case as to David Adler Staveley. (Noel, Jeannine) [1:20-mj-00034-LDA] (Entered: 08/21/2020)
08/25/2020	<u>26</u>	Assented MOTION to Continue <i>Preliminary Hearing</i> by David Adler Staveley. Responses due by 9/8/2020. (Attachments: # <u>1</u> Proposed Order)(Josephs, Mark) [1:20-mj-00034-LDA] (Entered: 08/25/2020)
08/26/2020		TEXT ORDER granting <u>26</u> Motion to Continue Preliminary Hearing as to David Adler Staveley (1). So Ordered by Magistrate Judge Lincoln D. Almond on 8/26/2020.(Noel, Jeannine) [1:20-mj-00034-LDA] (Entered: 08/26/2020)
08/26/2020		HEARING CANCELLED as to David Adler Staveley: Preliminary Hearing CANCELLED for 8/26/2020 10:00 at AM in Remote Hearing before Magistrate Judge Lincoln D. Almond. TO BE RESCHEDULED. (Noel, Jeannine) [1:20-mj-00034-LDA] (Entered: 08/26/2020)
08/26/2020		NOTICE OF VIDEO CONFERENCE as to David Adler Staveley. VIDEO Conference with Counsel only set for 8/26/2020 at 10:00 AM before Magistrate Judge Lincoln D. Almond. Video Information will be emailed to parties. (Noel, Jeannine) [1:20-mj-00034-LDA] (Entered: 08/26/2020)
08/26/2020		Minute Entry for proceedings held before Magistrate Judge Lincoln D. Almond: VIDEO Status Conference with Counsel only as to David Adler Staveley held on 8/26/2020 (Vilker, Josephs, Techentin)(Noel, Jeannine) [1:20-mj-00034-LDA] (Entered: 08/26/2020)
08/26/2020		NOTICE OF VIDEO HEARING DEFENDANT REQUEST as to David Adler Staveley. VIDEO Preliminary Hearing/Bond Revocation Hearing/Status of Counsel RESCHEDULED for 9/21/2020 10:00 AM in Remote Hearing before Magistrate Judge Lincoln D. Almond. MOVED FROM 8/26/2020 PER AGREEMENT OF COUNSEL. Video Information will be emailed to parties. Public Access Information can be found on the Court's website. (Noel, Jeannine) [1:20-mj-00034-LDA] (Entered: 08/26/2020)
09/02/2020	<u>27</u>	INDICTMENT as to David Staveley (1) count(s) 1, 2-4, 5, 6, 7. (Attachments: # <u>1</u> Criminal Cover Sheet)(Noel, Jeannine) (Entered: 09/02/2020)
09/02/2020		NOTICE OF FORFEITURE ALLEGATION by USA as to David Staveley re <u>27</u> Indictment (Noel, Jeannine) (Entered: 09/02/2020)
09/02/2020		CASE CONDITIONALLY ASSIGNED Related Case Number CR20-72MSM-LDA based upon the indication on the cover sheet that a related case previously was assigned to the presiding judge. The assignment is subject to the presiding judge's determination that the cases, in fact, are related. (Noel, Jeannine) (Entered: 09/02/2020)

1289

09/02/2020		NOTICE OF VIDEO HEARING DEFENDANT REQUEST as to David Staveley. VIDEO Arraignment/Bond Hearing/Status of Counsel set for 9/21/2020 at 10:00 AM in Remote Hearing before Magistrate Judge Lincoln D. Almond. This Arraignment replaces the Preliminary Exam. The same video information applies. (Noel, Jeannine) (Entered: 09/02/2020)
09/11/2020		CASE PERMANENTLY ASSIGNED Since District Judge Mary S. McElroy has determined that this case is in fact related to 1:20-CR-72-MSM-LDA this case is permanently assigned to District Judge Mary S. McElroy for all further proceedings. (Urizandi, Nisshy) (Entered: 09/11/2020)
09/21/2020		Minute Entry for proceedings held before Magistrate Judge Lincoln D. Almond:VIDEO Arraignment as to David Staveley (1) Count 1,2-4,5,6,7 held on 9/21/2020, VIDEO Bond Revocation Hearing as to David Staveley held on 9/21/2020 (Vilker, Josephs) USPO D. Picozzi; All parties present by video; Deft present by video; Court addresses parties; No objection to video hearing; Deft Counsel addresses Court; Court informs Deft of rights & charges; Deft understands rights & charges; Not guilty plea entered; Arraignment order to be entered; Court finds bail violation; Bail revoked; Deft remanded(Court Reporter Karen Wischnowsky/Zoom Recording in Courtroom Video at 10:10 am.)(Noel, Jeannine) (Entered: 09/21/2020)
09/21/2020	<u>30</u>	ARRAIGNMENT ORDER as to David Staveley. Motions due by 12/14/2020. So Ordered by Magistrate Judge Lincoln D. Almond on 9/21/2020. (Noel, Jeannine) (Entered: 09/21/2020)
09/21/2020	<u>31</u>	ORDER OF DETENTION as to David Staveley. So Ordered by Magistrate Judge Lincoln D. Almond on 9/21/2020.(Noel, Jeannine) (Entered: 09/21/2020)
12/14/2020		TEXT ORDER: Due to the guidance issued by the Centers for Disease Control and Prevention and the Rhode Island Department of Health to slow the transmission of COVID-19 and the severity of risk posed to the public who may serve as jurors, the jury empanelment scheduled in December is cancelled, and this case is continued to the January 2021 trial calendar. The Court finds that pursuant to 18 USC 3161(h)(7)(A) the ends of justice served by ordering this continuance outweighs the interest of the public and the defendant's right to a speedy trial as to David Staveley - So Ordered by District Judge Mary S. McElroy on 12/14/2020. (Urizandi, Nisshy) (Entered: 12/14/2020)
12/30/2020		NOTICE OF REMOTE HEARING as to David Staveley: Pre Calendar Call set for 1/8/2021 at 2:00 PM via Zoom before District Judge Mary S. McElroy. The Zoom access information will be sent to counsel by email. (Urizandi, Nisshy) (Entered: 12/30/2020)
01/06/2021	<u>32</u>	MOTION to Withdraw as Attorney by Mark Josephs. by David Staveley. Responses due by 1/20/2021. (Josephs, Mark) (Entered: 01/06/2021)
01/07/2021		AMENDED NOTICE OF REMOTE HEARING as to David Staveley. Pre Calendar Call set for 1/8/2021 at 01:30 PM before District Judge Mary S. McElroy. The Court will send Zoom access information to counsel by email. (Urizandi, Nisshy) (Entered: 01/07/2021)
01/08/2021	<u>33</u>	MOTION <i>for Compassionate Release</i> by David Staveley. Responses due by 1/22/2021. (Josephs, Mark) (Entered: 01/08/2021)

1290

01/08/2021		Minute Entry for proceedings held before District Judge Mary S. McElroy: PreCalendar Call as to David Staveley held on 1/8/2021. AUSA Lee Kilver, Defense Counsel Mark Josephs and Jeffrey Techentin participated. (via Zoom at 1:25 p.m.) (Urizandi, Nisshy) (Entered: 01/08/2021)
01/08/2021		ORAL MOTION to Withdraw as Attorney by Jeffrey K. Techentin by David Staveley. Responses due by 1/22/2021. (Urizandi, Nisshy) (Entered: 01/08/2021)
01/08/2021		ORAL MOTION to Continue Pretrial Deadlines and Empanelment for 60 days by David Staveley. Responses due by 1/22/2021. (Urizandi, Nisshy) (Entered: 01/08/2021)
01/08/2021		ORAL ORDER granting Motion to Continue as to David Staveley (1). All deadlines previously ordered are vacated. This case will be placed on the March 2021 trial calendar. The time requested shall be deemed excludable pursuant to 18 U.S.C. § 3161(h)(7) of the Speedy Trial Act - So Ordered by District Judge Mary S. McElroy on 1/8/2021. (Urizandi, Nisshy) (Entered: 01/08/2021)
01/08/2021		TEXT ORDER granting <u>32</u> Motion to Withdraw as Attorney; granting Oral Motion to Withdraw as Attorney. Mark L. Josephs and Jeffrey K. Techentin withdrawn from case as to David Staveley (1) - So Ordered by District Judge Mary S. McElroy on 1/8/2021. (Urizandi, Nisshy) (Entered: 01/08/2021)
01/11/2021	<u>34</u>	RESPONSE In Opposition to by USA as to David Staveley re <u>33</u> MOTION <i>for Compassionate Release</i> Replies due by 1/19/2021. (Vilker, Lee) (Entered: 01/11/2021)
01/11/2021	<u>35</u>	ORDER APPOINTING CJA PANEL ATTORNEY as to David Staveley: the Panel Attorney appointed as CJA Counsel is George J. West. So Ordered by Magistrate Judge Lincoln D. Almond on 1/11/2021. (Noel, Jeannine) (Entered: 01/11/2021)
01/14/2021		NOTICE OF VIDEO HEARING DEFENDANT REQUEST as to David Staveley. VIDEO Hearing on <u>33</u> MOTION <i>for Compassionate Release</i> : VIDEO Motion Hearing set for 1/29/2021 at 10:00 AM in Remote Hearing before Magistrate Judge Lincoln D. Almond.(Zoom Meeting ID: 160 945 9265, Passcode: 030364) (Noel, Jeannine) (Entered: 01/14/2021)
01/27/2021		TEXT ORDER as to David Staveley: Due to the guidance issued by the Centers for Disease Control and Prevention and the Rhode Island Department of Health to slow the transmission of COVID-19 and the severity of risk posed to the public who may serve as jurors, the jury empanelments scheduled for January, February, and March 2021 are cancelled, and this case is continued. This case will be placed on the April 2021 trial calendar. The time shall be deemed excludable pursuant to 18 U.S.C. § 3161(h)(7) of the Speedy Trial Act - So Ordered by District Judge Mary S. McElroy on 1/27/2021. (Urizandi, Nisshy) (Entered: 01/27/2021)
01/28/2021	<u>36</u>	MOTION to Continue <i>Hearing on Motion for Compassionate Release</i> by David Staveley. Responses due by 2/11/2021. (West, George) (Entered: 01/28/2021)
01/28/2021		TEXT ORDER granting <u>36</u> Motion to Continue as to David Staveley (1). So Ordered by Magistrate Judge Lincoln D. Almond on 1/28/2021.(Noel, Jeannine) (Entered: 01/28/2021)
01/28/2021		RESCHEDULING NOTICE OF HEARING DEFENDANT REQUEST as to David Staveley. VIDEO Hearing on <u>33</u> MOTION <i>for Compassionate Release</i> : VIDEO Motion Hearing RESCHEDULED for 2/12/2021 at 11:00 AM in Remote Hearing before Magistrate Judge Lincoln D. Almond. MOVED FROM 1/29/2021(Zoom Meeting ID: 160 945 9265, Passcode: 030364) (Noel, Jeannine) (Entered: 01/28/2021)

1291

02/11/2021	<u>37</u>	MOTION to Continue <i>Bail Hearing</i> by David Staveley. Responses due by 2/25/2021. (West, George) (Entered: 02/11/2021)
02/11/2021		TEXT ORDER granting <u>37</u> Motion to Continue as to David Staveley (1). So Ordered by Magistrate Judge Lincoln D. Almond on 2/11/2021.(Noel, Jeannine) (Entered: 02/11/2021)
02/11/2021		RESCHEDULING NOTICE OF VIDEO HEARING DEFENDANT REQUEST as to David Staveley. Hearing on <u>33</u> MOTION <i>for Compassionate Release</i> : VIDEO Motion Hearing RESCHEDULED for 3/1/2021 at 11:00 AM in Remote Hearing before Magistrate Judge Lincoln D. Almond. MOVED FROM 2/12/2021. (Zoom Meeting ID: 160 945 9265, Passcode: 030364) (Noel, Jeannine) (Entered: 02/11/2021)
02/25/2021		TEXT ORDER as to David Staveley: The Court will resume criminal jury trials in April 2021. Due to the suspension of criminal jury trials from March 2020 to March 2021 because of the COVID-19 pandemic and the number of defendants currently awaiting trial, this case is continued to the June 2021 trial calendar. The Court finds that pursuant to 18 USC § 3161(h)(7)(A) the ends of justice served by ordering this continuance outweigh the best interests of the public and the defendant's right to a speedy trial. However, if the defendant seeks to be added to the April 2021 trial calendar, defense counsel must file a motion to be added to the April calendar call by March 1, 2021 - So Ordered by District Judge Mary S. McElroy on 2/25/2021. (Urizandi, Nisshy) (Entered: 02/25/2021)
03/01/2021		Appearance Entered for Jason P. Knight appearing for David Staveley (Noel, Jeannine) (Entered: 03/01/2021)
03/01/2021		Attorney update in case as to David Staveley. Attorney George J. West terminated. (Noel, Jeannine) (Entered: 03/01/2021)
03/01/2021		Minute Entry for proceedings held before Magistrate Judge Lincoln D. Almond: VIDEO Motion Hearing as to David Staveley held on 3/1/2021 re <u>33</u> MOTION <i>for Compassionate Release</i> filed by David Staveley (Vilker, West, Knight) USPO D. Picozzi; All parties present by video; Deft present by video; No objection to video hearing; Court advises Deft of rights; Retained Counsel present; Court reviews case; Atty Knight addresses the Court and requests continuance; No objection from the Govt; Court addresses Deft Counsel; Hearing continued; Atty West addresses the Court; Govt addresses the Court; Deft remanded(Court Reporter Zoom Recording in Courtroom Video at 11:10 am.)(Noel, Jeannine) (Entered: 03/01/2021)
03/01/2021		NOTICE OF VIDEO HEARING DEFENDANT REQUEST as to David Staveley. VIDEO Hearing on <u>33</u> MOTION <i>for Compassionate Release</i> : VIDEO Motion Hearing set for 3/22/2021 at 11:00 AM in Remote Hearing before Magistrate Judge Lincoln D. Almond.(Zoom Meeting ID: 160 945 9265, Passcode: 030364) (Noel, Jeannine) (Entered: 03/01/2021)
03/01/2021	<u>38</u>	NOTICE OF ATTORNEY APPEARANCE: Jason P. Knight appearing for David Staveley (Knight, Jason) (Entered: 03/01/2021)
03/02/2021	<u>39</u>	MOTION to Seal by David Staveley. (Knight, Jason) Modified (Unsealed) on 3/4/2021 (Noel, Jeannine). (Entered: 03/02/2021)
03/03/2021	<u>40</u>	MOTION to Seal filed by USA as to David Staveley. (Attachments: # <u>1</u> Government's Response)(Vilker, Lee) Modified (Unsealed) on 3/4/2021 (Noel, Jeannine). (Entered: 03/03/2021)
03/04/2021		TEXT ORDER - Defendant moves in ECF # 39 to seal his previously filed motion for compassionate release (ECF # 33) and the Government's opposition thereto (ECF # 34)

1292

		because they contain personal and sensitive health information. The Government has no opposition to the sealing request. (ECF # 40). Absent opposition from the Government and for good cause shown, the motion to seal ECF #s 33 and 34 (ECF # 39) is GRANTED. However, the Court notes that the pleadings in question were filed by Defendant's counsel several weeks ago without any request to seal and thus they have been in the public domain for that entire time and have apparently already been the subject of some legitimate media reporting. Despite granting the request to seal going forward, the Court has some concern, due to Defendant's lengthy delay in moving to seal and the existing legitimate public dissemination of that unsealed information, that any privacy concerns of Defendant in these pleadings may have been waived under these circumstances or that these circumstances on balance may otherwise support a finding that the interests of public access to Court filings outweigh Defendant's privacy interests at this time. Accordingly, this sealing Order is without prejudice to future consideration of those issues if the Court receives a non-party motion to unseal the pleadings. The Clerk shall maintain ECF #s 33 and 34 under seal until further order of the Court. This Text Order and ECF #s 39 and 40 shall not be sealed filings. So Ordered by Magistrate Judge Lincoln D. Almond on 3/4/2021.(Noel, Jeannine) (Entered: 03/04/2021)
03/19/2021	<u>41</u>	MOTION to Withdraw Document <i>Motion for Compassionate Release</i> by David Staveley. Responses due by 4/2/2021. (Knight, Jason) (Entered: 03/19/2021)
03/19/2021		TEXT ORDER withdrawing <u>33</u> MOTION <i>for Compassionate Release</i> as to David Staveley (1); granting <u>41</u> Motion to Withdraw Document as to David Staveley (1). So Ordered by Magistrate Judge Lincoln D. Almond on 3/19/2021.(Noel, Jeannine) (Entered: 03/19/2021)
03/19/2021		HEARING CANCELLED as to David Staveley: VIDEO Motion Hearing CANCELLED for 3/22/2021 at 11:00 AM in Remote Hearing before Magistrate Judge Lincoln D. Almond. (Noel, Jeannine) (Entered: 03/19/2021)
04/27/2021		NOTICE OF HEARING as to David Staveley. This matter is on the list of cases for the June 2021 trial calendar. The calendar call will be held on <u>May 11, 2021 at 9:30 AM</u> via Zoom before District Judge Mary S. McElroy. Due to the number of cases scheduled, parties seeking to continue this matter must file a motion to continue by <u>May 7, 2021</u> , to be removed from the calendar call notice. (Zoom ID: 160 126 7400, Password: 520445) (Urizandi, Nisshy) (Entered: 04/27/2021)
05/06/2021	<u>42</u>	PLEA AGREEMENT as to David Staveley (Vilker, Lee) (Entered: 05/06/2021)
05/10/2021		NOTICE OF HEARING DEFENDANT REQUEST as to David Staveley. Change of Plea Hearing set for 5/17/2021 at 10:30 AM via Zoom before District Judge Mary S. McElroy. (Zoom Meeting ID: 160 281 4721, Passcode: 120394) (Urizandi, Nisshy) (Entered: 05/10/2021)

1293

05/17/2021		Minute Entry for proceedings held before District Judge Mary S. McElroy: Change of Plea Hearing as to David Staveley held on 5/17/2021, Plea entered by David Staveley (1) Guilty Count 1,7. Lee Vilker for Government. Jason Knight for Defendant. Defendant sworn. Defendant Defendant waives right to appear in person and consents to appear via video. Court verifies that the Defendant has reviewed the charges & plea agreement with his attorney. Court questions Defendant and reviews maximum penalties, sentencing guidelines, and constitutional rights. Government outlines the legal elements and facts of the case. Defendant agrees with Government's outline. Defendant pleads guilty to Counts 1 & 7. Defendant requests in person sentencing. Sentencing 8/2/2021 10:00 am in the JAR. Defendant remanded. Court adjourned. (Court Reporter Karen Wischnowsky in Courtroom Zoom Video at 10:40am.) (McGuire, Vickie) (Entered: 05/17/2021)
05/17/2021		NOTICE OF HEARING DEFENDANT REQUEST as to David Staveley. Sentencing set for 8/5/2021 at 10:00 AM in Jury Assembly before District Judge Mary S. McElroy. Please Note: Date & time has changed. (McGuire, Vickie) (Entered: 05/17/2021)
07/14/2021	<u>44</u>	MOTION to Continue by David Staveley. Responses due by 7/28/2021. (Knight, Jason) (Entered: 07/14/2021)
07/15/2021		TEXT ORDER granting <u>44</u> Motion to Continue as to David Staveley (1). So Ordered by District Judge Mary S. McElroy on 7/15/2021.(Potter, Carrie) (Entered: 07/15/2021)
07/15/2021		NOTICE OF HEARING DEFENDANT REQUEST as to David Staveley. Sentencing rescheduled for 10/5/2021 at 10:00 AM in Courtroom 2 before District Judge Mary S. McElroy.(Potter, Carrie) (Entered: 07/15/2021)
09/13/2021	<u>45</u>	OBJECTION TO PRESENTENCE REPORT by David Staveley (Attachments: # <u>1</u> Supporting Memorandum)(Knight, Jason) (Entered: 09/13/2021)
09/14/2021		NOTICE OF HEARING DEFENDANT REQUEST as to David Staveley. Sentencing rescheduled for 9/30/2021 at 02:00 PM in Jury Assembly before District Judge Mary S. McElroy. Please note date and time change.(Public Zoom Information: Meeting ID: 161 560 5365, Passcode: 139701) (Potter, Carrie) (Entered: 09/14/2021)
09/24/2021	<u>48</u>	SENTENCING MEMORANDUM by USA as to David Staveley (Vilker, Lee) (Entered: 09/24/2021)
09/29/2021		HEARING CANCELLED as to David Staveley: Due to the COVID-19 outbreak at Wyatt Detention Center, the Sentencing scheduled for 9/30/2021 at 02:00 PM in Jury Assembly before District Judge Mary S. McElroy is hereby cancelled. (Potter, Carrie) (Entered: 09/29/2021)
09/29/2021		NOTICE OF HEARING DEFENDANT REQUEST as to David Staveley. Sentencing set for 10/5/2021 at 02:00 PM in Remote Hearing before District Judge Mary S. McElroy.(Zoom Meeting ID: 161 560 5365, Passcode: 139701) (Potter, Carrie) (Entered: 09/29/2021)
10/04/2021		HEARING CANCELLED :Sentencing set for 10/5/2021 at 02:00 PM in Remote Hearing before District Judge Mary S. McElroy is hereby cancelled. (Potter, Carrie) (Entered: 10/04/2021)
10/04/2021		NOTICE OF HEARING DEFENDANT REQUEST as to David Staveley. Sentencing set for 10/7/2021 at 11:00 AM in Jury Assembly before District Judge Mary S. McElroy. PLEASE NOTE: THIS IN A IN-PERSON HEARING.(Zoom Meeting ID: 161 560 5365, Passcode: 139701) (Potter, Carrie) (Entered: 10/04/2021)

1294

10/07/2021		Minute Entry for proceedings held before District Judge Mary S. McElroy: Sentencing held on 10/7/2021 for David Staveley : L. Vilker, J. Knight. M. Picozzi, US Probation. Deft present. Court verifies that defense counsel has reviewed the PSR with the deft. Objections made. Arguments heard. For the reasons stated in open court, the Court grants objections in part and overrules objections in part. Court sets forth the advisory sentencing guideline calculations in this case. Govt and defense counsel each give their sentencing recommendations. Deft exercises his right to allocution. 1 impact statement given. Court addresses and sentences the deft to 56 months of imprisonment - 44 months as to Count 1 and 12 months as to Count 7 to run consecutive. 3 years of supervised release, \$200.00 special assessment, no fine. Court verifies that the deft has waived his right to appeal pursuant to the plea agreement filed in this case. Deft remanded. Recess.(Court Reporter D. Veitch in Courtroom Jury Assembly Room at 11:30 am.)(Potter, Carrie) (Entered: 10/07/2021)
10/12/2021	<u>51</u>	JUDGMENT as to David Staveley (1), Count(s) 1, 7, 56 months of imprisonment - 44 months as to Count 1 and 12 months as to Count 7 to run consecutive. 3 years of supervised release, \$200.00 special assessment, no fine.; Count(s) 2-4, 5, 6, Dismissed.. So Ordered by District Judge Mary S. McElroy on 10/12/2021.(Potter, Carrie) (Entered: 10/12/2021)
10/15/2021	<u>53</u>	NOTICE OF APPEAL by David Staveley as to Sentencing. NOTICE TO COUNSEL: Counsel should register for a First Circuit CM/ECF Appellate Filer Account at http://pacer.psc.uscourts.gov/cmecf/. Counsel should also review the First Circuit requirements for electronic filing by visiting the CM/ECF Information section at http://www.ca1.uscourts.gov/cmecf Appeal Record due by 11/15/2021. (Attachments: # <u>1</u> Envelope)(Kenny, Meghan) (Entered: 10/15/2021)
10/15/2021	<u>54</u>	MOTION to Appoint Counsel by David Staveley. Responses due by 10/29/2021. (Attachments: # <u>1</u> Envelope)(Kenny, Meghan) (Entered: 10/15/2021)
10/15/2021	<u>56</u>	MOTION for Return of Property/PostTrial by David Staveley. Responses due by 10/29/2021. (Kenny, Meghan) (Entered: 10/15/2021)
10/18/2021	<u>58</u>	CLERK'S CERTIFICATE AND APPELLATE COVER SHEET: Abbreviated record on appeal consisting of notice of appeal, order(s) being appealed, and copy of the district court docket report transmitted to the U.S. Court of Appeals for the First Circuit in accordance with 1st Cir. R. 11.0(b). as to David Staveley <u>53</u> Notice of Appeal - Other. (Attachments: # <u>1</u> record on appeal)(Kenny, Meghan) (Entered: 10/18/2021)
10/18/2021		USCA Case Number 21-1842 assigned as to <u>53</u> Notice of Appeal filed by David Staveley. (Kenny, Meghan) (Entered: 10/18/2021)
10/19/2021		TEXT ORDER denying <u>59</u> Motion for Reconsideration filed by David Staveley. So Ordered by District Judge Mary S. McElroy on 10/19/2021.(Potter, Carrie) (Entered: 10/19/2021)
11/05/2021	<u>65</u>	MOTION to Appoint Counsel by David Staveley. Responses due by 11/19/2021. (Attachments: # <u>1</u> Envelope)(DaCruz, Kayla) (Entered: 11/05/2021)
11/12/2021		TEXT ORDER denying <u>65</u> Motion to Appoint Counsel as to David Staveley (1). The case is under appeal, therefore, this Court does not have jurisdiction. So Ordered by District Judge Mary S. McElroy on 11/12/2021.(Potter, Carrie) (Entered: 11/12/2021)
11/15/2021	<u>66</u>	MOTION for Leave to Appeal In Forma Pauperis by David Staveley. Responses due by 11/29/2021. (Attachments: # <u>1</u> Envelope)(DaCruz, Kayla) (Entered: 11/15/2021)

1295

11/18/2021		TEXT ORDER granting <u>66</u> Motion for Leave to Appeal In Forma Pauperis as to David Staveley (1). So Ordered by District Judge Mary S. McElroy on 11/18/2021.(Potter, Carrie) (Entered: 11/18/2021)
11/19/2021	<u>67</u>	Supplemental Record on Appeal transmitted to U.S. Court of Appeals for the First Circuit. as to David Staveley <u>53</u> Notice of Appeal - Other,,. (Attachments: # <u>1</u> Supplemental ROA)(DaCruz, Kayla) (Entered: 11/19/2021)
01/25/2022	<u>68</u>	TRANSCRIPT of Change of Plea Hearing filed as to David Staveley for the date of May 17, 2021, before Judge Mary S. McElroy, re <u>53</u> Notice of Appeal - Other, COA Number: 21-1842. Court Reporter Karen Wischnowsky, Telephone number (401) 752-7045. 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 the Court Reporter or PACER Redaction Request due 2/15/2022. Redacted Transcript Deadline set for 2/25/2022. Release of Transcript Restriction set for 4/25/2022. (Wischnowsky, Karen) (Entered: 01/25/2022)
02/04/2022		TEXT ORDER granting <u>56</u> Motion for Return of Property/PostTrial as to David Staveley (1). So Ordered by District Judge Mary S. McElroy on 2/4/2022.(Potter, Carrie) (Entered: 02/04/2022)
02/21/2022	<u>69</u>	TRANSCRIPT of Sentencing Hearing, filed as to David Staveley, for date of October 7, 2021, before Judge Mary S. McElroy, re <u>53</u> Notice of Appeal - Other,, COA Number: 21-1842. Court Reporter Denise P. Veitch, Telephone number 401-752-7031. 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 the Court Reporter or PACER Redaction Request due 3/14/2022. Redacted Transcript Deadline set for 3/24/2022. Release of Transcript Restriction set for 5/23/2022. (Veitch, Denise) (Entered: 02/21/2022)
04/05/2022	<u>70</u>	TRANSCRIPT ORDER for proceedings held on 5/5/2020; 8/5/2020; 3/1/2021 before Magistrate Judge Lincoln D. Almond. Ordinary Transcript delivery selected. Transcript to be delivered in 30 days. (DaCruz, Kayla) (Entered: 04/05/2022)
04/05/2022	<u>71</u>	TRANSCRIPT ORDER ACKNOWLEDGMENT Entered re: <u>70</u> Transcript Order. Court Reporter/Transcriber: Lisa Schwam (Dias, Jennifer) (Entered: 04/05/2022)
08/02/2022	<u>72</u>	OPINION of the U.S. Court of Appeals for the First Circuit (certified copy) as to David Staveley re <u>53</u> Notice of Appeal - Other. (DaCruz, Kayla) (Entered: 08/02/2022)
08/02/2022	<u>73</u>	JUDGMENT of the U.S. Court of Appeals for the First Circuit as to David Staveley re <u>53</u> Notice of Appeal - Other. (DaCruz, Kayla) (Entered: 08/02/2022)
08/03/2022	<u>74</u>	OPINION of the U.S. Court of Appeals for the First Circuit (certified copy) as to David Staveley re <u>53</u> Notice of Appeal. (Kenny, Meghan) (Entered: 08/03/2022)
08/03/2022	<u>75</u>	JUDGMENT of the U.S. Court of Appeals for the First Circuit as to David Staveley re <u>53</u> Notice of Appeal- Dismissed. (Kenny, Meghan) (Entered: 08/03/2022)
08/15/2022	<u>76</u>	MOTION to Appoint Counsel by David Staveley. Responses due by 8/29/2022. (Attachments: # <u>1</u> Envelope)(DaCruz, Kayla) (Entered: 08/15/2022)
08/17/2022		TEXT ORDER: Defendants Motion to Appoint Counsel (ECF No. <u>76</u>) is DENIED. Defendants have no automatic right to counsel in post-conviction proceedings. Pennsylvania v. Finley, 481 U.S. 551 (1987). [T]he First Circuit has pointed to three factors by which a court may discern the "rare" case where appointment of counsel for a habeas defendant is warranted: (1) the likelihood of success on the constitutional claim; (2) the factual complexity and legal intricacy of the claim; and (3) the ability of

1296

		the prisoner to investigate and develop the factual record necessary to the claim. United States v. Lopez, 52 F. Supp. 3d 354, 357-358 citing United States v. Mala, 7 F.3d 1058, 1063-64 (1993). None of these factors have been presented in the Defendants Motion. So Ordered by District Judge Mary S. McElroy on 8/17/2022. (Potter, Carrie) (Entered: 08/17/2022)
08/17/2022	<u>77</u>	AMENDED MOTION to Appoint Counsel by David Staveley. Responses due by 8/31/2022. (Attachments: # <u>1</u> Envelope)(DaCruz, Kayla) (Entered: 08/17/2022)
08/18/2022		TEXT ORDER: Defendants Motion to Appoint Counsel (ECF No. <u>77</u>) is DENIED for the reasons stated in the Courts Text Order dated 8/17/2022 denying the same request in the same case. So Ordered by District Judge Mary S. McElroy on 8/18/2022.(Potter, Carrie) (Entered: 08/18/2022)
08/25/2022	<u>78</u>	MANDATE of the U.S. Court of Appeals for the First Circuit as to David Staveley and in accordance with <u>53</u> Notice of Appeal - Other. (DaCruz, Kayla) (Entered: 08/25/2022)
08/29/2022	<u>79</u>	MOTION to Vacate under 28 U.S.C. 2255 by David Staveley. Responses due by 9/12/2022. (Attachments: # <u>1</u> Envelope)(DaCruz, Kayla) Civil case 1:22-cv-00315-MSM opened. (Entered: 08/29/2022)
08/29/2022	<u>80</u>	MOTION of Improper Communication by Chief Judge District of RI by David Staveley. Responses due by 9/12/2022. (Attachments: # <u>1</u> Envelope)(DaCruz, Kayla) (Entered: 08/29/2022)
08/29/2022	<u>81</u>	MOTION to Strike Malicious Prosecution. by David Staveley. Responses due by 9/12/2022. (Attachments: # <u>1</u> Envelope)(DaCruz, Kayla) (Entered: 08/29/2022)
08/29/2022	<u>82</u>	MOTION to Show Prosecution - US Attorney Failed to Provide Exculpatory Evidence by David Staveley. Responses due by 9/12/2022. (Attachments: # <u>1</u> Envelope) (DaCruz, Kayla) (Entered: 08/29/2022)
08/29/2022	<u>83</u>	MOTION Identifying Prejudice Egregious Performance - Ineffective Council by David Staveley. Responses due by 9/12/2022. (Attachments: # <u>1</u> Envelope)(DaCruz, Kayla) (Entered: 08/29/2022)
08/31/2022	<u>84</u>	RESPONSE In Opposition to by USA as to David Staveley re <u>80</u> MOTION of Improper Communication by Chief Judge District of RI Replies due by 9/7/2022. (Vilker, Lee). (Entered: 08/31/2022)
08/31/2022	<u>85</u>	NOTICE OF ATTORNEY APPEARANCE Terrence P. Donnelly appearing for USA. (Donnelly, Terrence) (Entered: 08/31/2022)
08/31/2022	<u>86</u>	RESPONSE In Opposition to by USA as to David Staveley re <u>82</u> MOTION to Show Prosecution - US Attorney Failed to Provide Exculpatory Evidence Replies due by 9/7/2022. (Vilker, Lee). (Entered: 08/31/2022)
09/12/2022	<u>87</u>	MOTION REQUESTING AN ORDER (1) FINDING A WAIVER OF ATTORNEY-CLIENT PRIVILEGE IN §2255 PROCEEDING AND PERMITTING PRIOR COUNSEL TO DISCUSS ISSUES RAISED BY § 2255 PETITION AND (2) CONTINUING THE RESPONSE DATE FOR THE GOVERNMENTS MEMORANDUM re <u>79</u> MOTION to Vacate under 28 U.S.C. 2255, <u>83</u> MOTION Identifying Prejudice Egregious Performance - Ineffective Council, <u>81</u> MOTION to Strike Malicious Prosecution. by USA as to David Staveley. Responses due by 9/26/2022. (Attachments: # <u>1</u> Proposed Order)(Donnelly, Terrence) (Entered: 09/12/2022)

1297

09/14/2022	<u>88</u>	MOTION to Preserve all Communication by Asst. U.S. Atty Lee Vilker by David Staveley. Responses due by 9/28/2022. (Attachments: # <u>1</u> Letter, # <u>2</u> Envelope) (DaCruz, Kayla) (Entered: 09/14/2022)
09/14/2022	<u>89</u>	MOTION to Preserve all Communication by the Court by David Staveley. Responses due by 9/28/2022. (Attachments: # <u>1</u> Letter, # <u>2</u> Envelope)(DaCruz, Kayla) (Entered: 09/14/2022)
09/14/2022	<u>90</u>	NOTICE: Received 2 Duplication Motions by David Staveley re <u>89</u> MOTION to Preserve all Communication by the Court (Attachments: # <u>1</u> Envelope, # <u>2</u> 3rd Duplication Motion -Court, # <u>3</u> Envelope)(DaCruz, Kayla) (Entered: 09/14/2022)
09/14/2022	<u>91</u>	RESPONSE In Opposition to by USA as to David Staveley re <u>89</u> MOTION to Preserve all Communication by the Court Replies due by 9/21/2022. (Vilker, Lee) (Entered: 09/14/2022)
09/15/2022		TEXT ORDER: The United States Motion for an extension of time (ECF No. <u>87</u>) is GRANTED and the United States is directed to respond to the Petitioners Motion to Vacate under 28 U.S.C. 2255 (ECF No. <u>79</u>) on or before November 10, 2022. Petitioner is directed to respond to the United States Motion for an Order finding a waiver of attorney client privilege (ECF No. <u>87</u>) by September 26, 2022. So Ordered by District Judge Mary S. McElroy on 9/15/2022.(Potter, Carrie) (Entered: 09/15/2022)
09/15/2022		TEXT ORDER: The Petitioners Motion to Show Prosecution (ECF No. <u>82</u>) and Motion Identifying Prejudice Egregious Performance Ineffective Council (ECF No. <u>83</u>) are DENIED without prejudice. These Motions include allegations that are part of the Petitioners Motion to Vacate and will be addressed when that Motion is addressed by the Court. So Ordered by District Judge Mary S. McElroy on 9/15/2022.(Potter, Carrie) (Entered: 09/15/2022)
09/15/2022		TEXT ORDER denying <u>88</u> MOTION to Preserve all Communication by Asst. U.S. Atty Lee Vilker as to David Staveley (1). So Ordered by District Judge Mary S. McElroy on 9/15/2022.(Potter, Carrie) (Entered: 09/15/2022)
09/15/2022		TEXT ORDER denying <u>89</u> MOTION to Preserve all Communication by the Court as to David Staveley (1). So Ordered by District Judge Mary S. McElroy on 9/15/2022. (Potter, Carrie) (Entered: 09/15/2022)
09/20/2022	<u>92</u>	RESPONSE In Opposition to by David Staveley re <u>87</u> MOTION REQUESTING AN ORDER (1) FINDING A WAIVER OF ATTORNEY-CLIENT PRIVILEGE IN §2255 PROCEEDING AND PERMITTING PRIOR COUNSEL TO DISCUSS ISSUES RAISED BY § 2255 PETITION AND (2) CONTINUING THE RESPONSE DATE FOR THE GOVERNMENTS MEMORANDUM re Replies due by 9/27/2022. (Attachments: # <u>1</u> Envelope)(Kenny, Meghan) (Entered: 09/20/2022)
09/22/2022	<u>93</u>	MOTION Relief from Order Pursuant to F.R.C.P 60 re Order dated 09/15/2022 at 2:19PM by David Staveley. Responses due by 10/6/2022. (Kenny, Meghan) (Entered: 09/22/2022)
09/22/2022	<u>94</u>	RESPONSE In Opposition to by David Staveley re <u>87</u> MOTION REQUESTING AN ORDER (1) FINDING A WAIVER OF ATTORNEY-CLIENT PRIVILEGE IN §2255 PROCEEDING AND PERMITTING PRIOR COUNSEL TO DISCUSS ISSUES RAISED BY § 2255 PETITION AND (2) CONTINUING THE RESPONSE DATE FOR THE GOVERNMENTS MEMORANDUM re Replies due by 9/29/2022. (Attachments: # <u>1</u> Envelope)(Kenny, Meghan) (Entered: 09/22/2022)
09/23/2022	<u>95</u>	SECOND MOTION Preserve all Communication by Asst. U.S. Atty Lee Vilker by David Staveley. Responses due by 10/7/2022. (Kenny, Meghan) (Entered: 09/23/2022)

1298

09/23/2022	<u>96</u>	SECOND RESPONSE In Opposition by David Staveley re <u>87</u> MOTION REQUESTING AN ORDER (1) FINDING A WAIVER OF ATTORNEY-CLIENT PRIVILEGE IN §2255 PROCEEDING AND PERMITTING PRIOR COUNSEL TO DISCUSS ISSUES RAISED BY § 2255 PETITION AND (2) CONTINUING THE RESPONSE DATE FOR THE GOVERNMENTS MEMORANDUM re Replies due by 9/30/2022. (Kenny, Meghan) (Entered: 09/23/2022)
09/26/2022	<u>97</u>	MOTION Relief from Order Pursuant to F.R.Civ.P 60 re Order, by David Staveley. Responses due by 10/11/2022. (Attachments: # <u>1</u> Envelope)(Kenny, Meghan) (Entered: 09/26/2022)
09/27/2022	<u>98</u>	MOTION to Compel compliance with Court Order re: MOTION for return of property <u>56</u> by David Staveley. Responses due by 10/11/2022. (Attachments: # <u>1</u> Envelope) (Kenny, Meghan) (Entered: 09/27/2022)
09/27/2022	<u>99</u>	REPLY TO RESPONSE by USA as to David Staveley re <u>92</u> Response to Motion, (Donnelly, Terrence) (Entered: 09/27/2022)
10/03/2022	<u>100</u>	MOTION to Compel by David Staveley. Responses due by 10/17/2022. (Kenny, Meghan) (Entered: 10/03/2022)
10/06/2022	<u>101</u>	RESPONSE In Opposition to by USA as to David Staveley re <u>100</u> MOTION to Compel Replies due by 10/13/2022. (Vilker, Lee) (Entered: 10/06/2022)
10/20/2022	<u>102</u>	MOTION to Strike by David Staveley. Responses due by 11/3/2022. (Attachments: # <u>1</u> Affidavit, # <u>2</u> Envelope)(Kenny, Meghan) (Entered: 10/20/2022)
10/20/2022	<u>103</u>	RESPONSE In Opposition to by USA as to David Staveley re <u>102</u> MOTION to Strike Replies due by 10/27/2022. (Vilker, Lee) (Entered: 10/20/2022)
10/26/2022	<u>104</u>	Memo and Order re: <u>87</u> MOTION REQUESTING AN ORDER. So Ordered by District Judge Mary S. McElroy on 10/26/2022.(Potter, Carrie) (Entered: 10/26/2022)
10/27/2022	<u>105</u>	MOTION for an Extension of Time to File Response/Reply by USA as to David Staveley. Responses due by 11/10/2022. (Vilker, Lee) (Entered: 10/27/2022)
10/28/2022		TEXT ORDER granting <u>105</u> Motion for Extension of Time to File Response/Reply. Set/Reset Deadlines :MOTION to Vacate under 28 U.S.C. 2255 Responses due by 12/2/2022.. So Ordered by District Judge Mary S. McElroy on 10/28/2022.(Potter, Carrie) (Entered: 10/28/2022)
11/08/2022	<u>106</u>	REPLY TO RESPONSE by David Staveley re <u>103</u> Response to Motion to Strike. (Attachments: # <u>1</u> Envelope)(Kenny, Meghan) (Entered: 11/08/2022)
11/10/2022	<u>107</u>	RESPONSE In Opposition to by David Staveley re <u>105</u> MOTION for an Extension of Time to File Response/Reply Replies due by 11/17/2022. (Attachments: # <u>1</u> Envelope) (Kenny, Meghan) (Entered: 11/10/2022)
11/15/2022	<u>108</u>	RESPONSE In Opposition to by David Staveley re <u>105</u> MOTION for an Extension of Time to File Response/Reply Replies due by 11/22/2022. (Attachments: # <u>1</u> Envelope) (DaCruz, Kayla) (Entered: 11/15/2022)
11/15/2022	<u>109</u>	NOTICE: Received duplicate by David Staveley re <u>106</u> Reply to Response (Attachments: # <u>1</u> Envelope)(DaCruz, Kayla) (Entered: 11/15/2022)
11/15/2022	<u>110</u>	MOTION for Recusal of Judge Mary S. McElroy by David Staveley. Responses due by 11/29/2022. (Attachments: # <u>1</u> Envelope)(DaCruz, Kayla) (Entered: 11/15/2022)
11/16/2022	<u>111</u>	RESPONSE In Opposition to by USA as to David Staveley re <u>110</u> MOTION for Recusal Replies due by 11/23/2022. (Vilker, Lee) (Entered: 11/16/2022)

11/18/2022	<u>112</u>	CLERKS NOTE: duplicate copy received re: <u>110</u> MOTION for Recusal of Judge Mary S. McElroy by David Staveley. (Attachments: # <u>1</u> Envelope) (Kenny, Meghan) (Entered: 11/18/2022)
11/29/2022	<u>113</u>	MOTION for Leave to Amend Petition under 18 USC Section 2255 by David Staveley. Responses due by 12/13/2022. (Attachments: # <u>1</u> Envelope)(DaCruz, Kayla) (Entered: 11/29/2022)
11/29/2022	<u>114</u>	REPLY TO RESPONSE by David Staveley re <u>111</u> Response to Motion (Attachments: # <u>1</u> Envelope)(DaCruz, Kayla) (Entered: 11/29/2022)
11/29/2022	<u>115</u>	MOTION to Request Timely Updates by the Court as to Petitioners Filings by David Staveley. Responses due by 12/13/2022. (Attachments: # <u>1</u> Envelope)(DaCruz, Kayla) (Entered: 11/29/2022)
11/30/2022	<u>116</u>	CLERK'S NOTE: Duplicates received by David Staveley re <u>113</u> MOTION for Leave to File, <u>114</u> Reply to Response (Attachments: # <u>1</u> Envelope, # <u>2</u> Reply, # <u>3</u> Envelope) (DaCruz, Kayla) (Entered: 11/30/2022)
12/01/2022	<u>117</u>	RESPONSE In Opposition to by USA as to David Staveley re <u>87</u> MOTION REQUESTING AN ORDER (1) FINDING A WAIVER OF ATTORNEY-CLIENT PRIVILEGE IN §2255 PROCEEDING AND PERMITTING PRIOR COUNSEL TO DISCUSS ISSUES RAISED BY § 2255 PETITION AND (2) CONTINUING THE RESPONSE DATE FOR THE GOVERNMENTS MEMORANDUM re Replies due by 12/8/2022. (Attachments: # <u>1</u> Exhibit 1)(Vilker, Lee) (Entered: 12/01/2022)
12/05/2022	<u>118</u>	EMERGENCY MOTION for Leave to file Interlocutory-Appeal by David Staveley. Responses due by 12/19/2022. (Attachments: # <u>1</u> Envelope)(Kenny, Meghan) (Entered: 12/05/2022)
12/06/2022		TEXT ORDER: The Petitioner's Emergency Motion for Leave to File Interlocutory Appeal (ECF No. <u>118</u>) is DENIED. The Motion from which Petitioner seeks review has not yet been decided by the court. So Ordered by District Judge Mary S. McElroy on 12/6/2022.(Potter, Carrie) (Entered: 12/06/2022)
12/06/2022		TEXT ORDER: The Petitioner's Motion for Improper Communication by the Chief Judge District of Rhode Island (ECF No. <u>80</u>) is DENIED. The Petitioner's Motion sets forth his perception of what the Chief Judge said or meant when he visited the Wyatt Detention Center. It does not set forth a claim for relief and is a factual issue that will be resolved within the Petition. So Ordered by District Judge Mary S. McElroy on 12/6/2022.(Potter, Carrie) (Entered: 12/06/2022)
12/06/2022		TEXT ORDER denying <u>81</u> MOTION to Strike Malicious Prosecution. as to David Staveley (1). So Ordered by District Judge Mary S. McElroy on 12/6/2022.(Potter, Carrie) (Entered: 12/06/2022)
12/06/2022		TEXT ORDER: Petitioner's Motions for Relief from Order (ECF Nos. <u>93</u> and <u>97</u>) are DENIED. The Motions misstate the record. This Court granted an extension of time for the Government to respond to the Petitioner's Habeas Petition it did not address the governments motion for waiver of attorney client privilege until after Mr. Stavelys objection was received and considered. The Court could not reasonably have compelled the government to respond to the Habeas Petition until after it had ruled on the issue of waiver of attorney client privilege. So Ordered by District Judge Mary S. McElroy on 12/6/2022.(Potter, Carrie) (Entered: 12/06/2022)
12/06/2022		TEXT ORDER: The Petitioner's Second Motion to Preserve all Communication by Asst. U.S. Atty. Lee Vilker (ECF No. <u>95</u>) is DENIED. The Petitioner's Motion is the same motion as previously denied by this Court in ECF No. <u>89</u> . The Motion asserts no

1300

		legal basis for this motion. So Ordered by District Judge Mary S. McElroy on 12/6/2022.(Potter, Carrie) (Entered: 12/06/2022)
12/06/2022		TEXT ORDER: The Petitioner's Motion to Compel Compliance with Court Order (ECF No. <u>98</u>) is GRANTED. The Respondent has committed to delivering the Petitioners drivers license to his mother. Once that has been completed the Respondent shall provide the Court with notice of the delivery. Should the Respondent encounter problems returning the license to the Petitioners mother they are ordered to provide notice of this to the Court. Petitioners Motion to Compel (ECF No. <u>100</u>) which seeks the same relief as ECF No. <u>98</u> is DENIED as moot. So Ordered by District Judge Mary S. McElroy on 12/6/2022.(Potter, Carrie) (Entered: 12/06/2022)
12/06/2022		TEXT ORDER denying <u>102</u> Motion to Strike as to David Staveley (1). So Ordered by District Judge Mary S. McElroy on 12/6/2022.(Potter, Carrie) (Entered: 12/06/2022)
12/06/2022		TEXT ORDER denying <u>115</u> MOTION to Request Timely Updates by the Court as to Petitioners Filings as to David Staveley (1). So Ordered by District Judge Mary S. McElroy on 12/6/2022.(Potter, Carrie) (Entered: 12/06/2022)
12/06/2022		TEXT ORDER: The Petitioner's Motion for Recusal (ECF No. <u>110</u>) is DENIED. In his motion the Petitioner has misstated the record with respect to ECF No. 87 which was filed on September 12, 2022. The Court granted the extension of time that the government sought and ordered the petitioner to respond to the Respondents Motion September 15, 2022. The Court did not rule on that motion until after Petitioner had responded. So Ordered by District Judge Mary S. McElroy on 12/6/2022.(Potter, Carrie) (Entered: 12/06/2022)
12/07/2022	<u>119</u>	CLERKS NOTE: duplicate copy received by David Staveley re <u>118</u> MOTION for Leave to Appeal (Attachments: # <u>1</u> Envelope)(DaCruz, Kayla) (Entered: 12/07/2022)
12/07/2022		TEXT ORDER: The Respondent is directed that it need not reply to the Petitioner's Motions unless they are ordered to do so by the Court or otherwise choose to respond. So Ordered by District Judge Mary S. McElroy on 12/7/2022.(Potter, Carrie) (Entered: 12/07/2022)
12/07/2022		TEXT ORDER: The Court has received numerous submissions from David Staveley that appear to be duplicative of previously filed documents. (See, ECF Nos. 90, 112, 116, and 119). The submission of these duplicates is unnecessary, and Mr. Staveley shall not submit any additional duplicate copies of previously filed documents unless ordered by the Court. So Ordered by District Judge Mary S. McElroy on 12/7/2022. (Potter, Carrie) (Entered: 12/07/2022)
12/09/2022	<u>120</u>	NOTICE OF APPEAL by David Staveley as to <u>118</u> MOTION for Leave to Appeal NOTICE TO COUNSEL: Counsel should register for a First Circuit CM/ECF Appellate Filer Account at http://pacer.psc.uscourts.gov/cmecf/. Counsel should also review the First Circuit requirements for electronic filing by visiting the CM/ECF Information section at http://www.ca1.uscourts.gov/cmecf Appeal Record due by 1/9/2023. (Attachments: # <u>1</u> Envelope)(Kenny, Meghan) (Entered: 12/09/2022)
12/09/2022	<u>121</u>	CLERK'S CERTIFICATE AND APPELLATE COVER SHEET: Abbreviated record on appeal consisting of notice of appeal, order(s) being appealed, and certified copy of the district court docket report transmitted to the U.S. Court of Appeals for the First Circuit in accordance with 1st Cir. R. 11.0(b). as to David Staveley <u>120</u> Notice of Appeal - Other,, Documents Sent: 120, 118. (Attachments: # <u>1</u> Record on Appeal)(Kenny, Meghan) (Entered: 12/09/2022)

1301

12/13/2022		USCA Case Number as to David Staveley 22-1969 for <u>120</u> Notice of Appeal, filed by David Staveley. (Kenny, Meghan) (Entered: 12/13/2022)
12/14/2022	<u>122</u>	MOTION to Request timely updates by the Court as to petitioners filings by David Staveley. Responses due by 12/28/2022. (Potter, Carrie) (Entered: 12/14/2022)
12/15/2022	<u>123</u>	MOTION for an Extension of Time to File Response/Reply as to <u>117</u> Response to Motion, by David Staveley. Responses due by 12/29/2022. (Attachments: # <u>1</u> Envelope)(Kenny, Meghan) (Entered: 12/15/2022)
12/19/2022	<u>124</u>	MOTION to Compel Return of Defendant's Property by David Staveley. Responses due by 1/2/2023. (Attachments: # <u>1</u> Envelope)(DaCruz, Kayla) (Entered: 12/19/2022)
12/21/2022	<u>125</u>	REPLY TO RESPONSE by David Staveley re <u>117</u> Response to Motion, (Attachments: # <u>1</u> Envelope)(DaCruz, Kayla) (Entered: 12/21/2022)
12/29/2022		TEXT ORDER denying <u>122</u> MOTION to Request timely Updates by the Court as to Petitioners filings as to David Staveley (1). So Ordered by District Judge Mary S. McElroy on 12/29/2022.(Potter, Carrie) (Entered: 12/29/2022)
01/05/2023	<u>126</u>	RESPONSE In Support to by USA as to David Staveley re <u>124</u> MOTION to Compel Replies due by 1/12/2023. (Vilker, Lee) (Entered: 01/05/2023)
01/10/2023	<u>127</u>	ORDER OF RECUSAL entered as to David Staveley. District Judge Mary S. McElroy recused. Case reassigned to District Judge William E. Smith for all further proceedings. So Ordered by District Judge Mary S. McElroy on 1/10/2023. (Potter, Carrie) (Entered: 01/10/2023)
01/20/2023	<u>128</u>	Emergency MOTION for an Extension of Time to File Response/Reply as to <u>126</u> Response to Motion by David Staveley. Responses due by 2/3/2023. (Attachments: # <u>1</u> Envelope)(DaCruz, Kayla) (Entered: 01/20/2023)
01/20/2023	<u>129</u>	MOTION to Clarify Order of Judge McElroy re <u>127</u> Order of Recusal by David Staveley. Responses due by 2/3/2023. (Attachments: # <u>1</u> Envelope)(DaCruz, Kayla) (Entered: 01/20/2023)
01/23/2023	<u>130</u>	REPLY TO RESPONSE by David Staveley re <u>126</u> Response to Motion (Attachments: # <u>1</u> Envelope)(DaCruz, Kayla) (Entered: 01/23/2023)
01/26/2023	<u>131</u>	SUPPLEMENTAL MEMORANDUM in support of <u>79</u> MOTION to Vacate under 28 U.S.C. 2255 (Attachments: # <u>1</u> Attachment, # <u>2</u> Envelope)(DaCruz, Kayla) (Entered: 01/26/2023)
03/02/2023	<u>132</u>	NOTICE of Change of Address by David Staveley. (Attachments: # <u>1</u> Envelope) (DaCruz, Kayla) (Entered: 03/02/2023)
03/02/2023		DOCKET NOTE: Regarding: <u>132</u> Notice (Other). Clerk's office updated address. (DaCruz, Kayla) (Entered: 03/02/2023)
08/11/2023	<u>133</u>	MEMORANDUM and ORDER denying <u>79</u> Motion to Vacate (2255); denying <u>113</u> Motion to Amend; denying as moot <u>123</u> Motion for Extension of Time to File Response/Reply; denying <u>124</u> Motion to Compel; denying as moot <u>128</u> Motion for Extension of Time to File Response/Reply. So Ordered by District Judge William E. Smith on 8/11/2023. So Ordered by District Judge William E. Smith on 8/11/2023. (Simoncelli, Michael) (Entered: 08/11/2023)
08/11/2023		TEXT ORDER granting Defendant's <u>129</u> Motion to Clarify. Staveley seeks clarification as to the extent of Judge McElroy's January 10, 2023, Order of Recusal in this case and in C.A. No. 22-00315. Because all filings related to his Motion to Vacate have been made in this case, Judge McElroy's Order of Recusal is applicable to both

1302

		this case and C.A. No. 22-00315. So Ordered by District Judge William E. Smith on 8/11/2023.(Simoncelli, Michael) (Entered: 08/11/2023)
12/14/2023		TRANSCRIPT ORDER RESCINDED The Court Reporter certifies the transcript order is unable to be fulfilled for the following reasons: Satisfactory financial arrangements have not been made (Dias, Jennifer) (Entered: 12/14/2023)
01/04/2024	<u>134</u>	JUDGMENT of the U.S. Court of Appeals for the First Circuit as to David Staveley re <u>120</u> Notice of Appeal - Other. JUDGMENT entered by Gustavo A. Gelp, Jr., Appellate Judge; Bruce M. Selya, Appellate Judge and Ojetta Rogeriee Thompson, Appellate Judge. 22-1969 Dismissed. [22-1969] (Gonzalez Gomez, Viviana) (Entered: 01/04/2024)
01/04/2024	<u>135</u>	CORRECTED JUDGMENT of the U.S. Court of Appeals for the First Circuit as to David Staveley re <u>120</u> Notice of Appeal - Other. CORRECTED JUDGMENT* entered by Gustavo A. Gelp, Jr., Appellate Judge; Bruce M. Selya, Appellate Judge and Ojetta Rogeriee Thompson, Appellate Judge. 22-1969 Dismissed. * Corrected Judgment issued to amend text of judgment. [22-1969] (Gonzalez Gomez, Viviana) (Entered: 01/04/2024)
02/28/2024	<u>136</u>	MANDATE of the U.S. Court of Appeals for the First Circuit as to David Staveley and in accordance with <u>120</u> Notice of Appeal - Other (Hill, Cherelle) (Entered: 02/28/2024)