UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
CRIMINAL DIVISION
CASE NO. 23-CR-60173 WILLIAMS (GRAHAM)

UNITED STATES OF AMERICA,	Miami, Florida
Plaintiff,	May 17, 2024
vs.	9:49 AM - 4:01 PM
CAROLYN D. WADE,	(HEARING WITHIN TRIAL)
Defendant.	Pages 1 to 35

TRANSCRIPT (EXCERPT) OF **TRIAL**

HELD BEFORE THE HONORABLE DONALD L. GRAHAM

UNITED STATES DISTRICT JUDGE

LANCE W. STEINBEISSER, FCRR, RPR, FPR-C
Official Court Reporter
United States District Court
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Miami, Florida 33128
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Proceedings recorded by mechanical stenography; transcript produced by computer-aided transcription.

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ALSO PRESENT: Carolyn Wade
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(Call to the Order of the Court.)

* * * * *

THE COURT: Thank you very much.

Once again, as the parties are well aware, the Court has to look at the evidence in the light most favorable to the Government. That being the standard, the Court believes that there are questions of fact for the jury to decide and therefore the case will go to the jury for a resolution. The motion is denied.

Now, let's consider this issue which relates to witnesses who the defense asserts were precluded from testifying as a result of government threats and, of course, the issue that has to be decided is whether the Government's actions constituted substantial Government interference with the defense witnesses.

And so as I understand it, there is no contact with the defendants directly. There was contact with the witness's attorney. Is that correct?

MR. SNIDER: That is correct. The United States Government has had no contact with either one of these witnesses directly, not before this trial, not during this trial, not at any point. I know the Court doesn't want to hear argument, but I think as a matter of law, I don't believe that the defense is even entitled to a hearing on this because I don't think as matter of law the Court could find that the

Government has done -- that there's been some intentional or malfeasant intrusion here. Quite the contrary. The Government believes it had an ethical obligation to make contact to these witnesses's attorney knowing that they were represented and knowing what the Government knows about their criminal exposure by virtue of, A, what had just been stipulated to and, B --

THE COURT: What --

MR. SNIDER: -- what had been stipulated to between the parties and what the Government had known through its investigation that these two witnesses have -- are de facto targets of a grand jury investigation. They have not been formally notified as such, but the facts rise to that level.

THE COURT: Independent of this case?

MR. SNIDER: Well, I think what has come out during this case and what has now been stipulated to --

THE COURT: I'm just saying --

MR. SNIDER: Yes, it's both.

THE COURT: There was reference to 20 items and trying to turn --

MR. SNIDER: Yes. That's outside this case --

THE COURT: -- relates to other matters as well; is that correct?

MR. SNIDER: Correct.

THE COURT: All right. Who is the attorney for the

witnesses?

MR. SNIDER: The attorney's name is Lindsay Chase. And just so the record is crystal clear, okay, the -- I, as the lead prosecutor for this case, requested Ms. Chase -- I didn't have her name or contact information. I requested the name and contact information for the attorney representing Haydee Granados and Eduardo Rivero last Friday before trial began.

THE COURT: Requested of whom?

MR. SNIDER: Of the defense. I asked for the lawyers because I believed -- first of all, I wanted to know whether they were going to assert or not. The Government has absolutely every right to know whether these witnesses intend on asserting their Fifth Amendment --

THE COURT: What was the term -- you wanted to know whether they were going to what?

MR. SNIDER: Assert their Fifth Amendment.

THE COURT: Assert.

MR. SNIDER: -- assert their Fifth Amendment right not to incriminate themselves.

THE COURT: And you learned who the attorney --

MR. SNIDER: And as I said, I believe under the justice manual that if the Government --

THE COURT: All right. I understand. You learned that Ms. Chase was the attorney and you contacted Ms. Chase;

correct?

MR. SNIDER: Yesterday -- because I didn't get the contact information until yesterday.

THE COURT: Is Ms. Chase in the building? In the courtroom? Or --

MR. MCCRAY: Yes. She's out in the hallway.

THE COURT: All right. Let's have Ms. Chase come in.

Ms. Chase, would you come forward, please?

MS. CHASE: The witness stand?

THE COURT: Come forward to the podium.

Good afternoon.

MS. CHASE: Good afternoon.

THE COURT: Your name, please.

MS. CHASE: Lindsay Chase.

THE COURT: And you are an attorney.

MS. CHASE: Yes, Your Honor.

THE COURT: And you are practicing in the South Florida area?

MS. CHASE: Yes, Your Honor.

THE COURT: In what specific area?

MS. CHASE: I practice in the tri-county area.

THE COURT: All right. Now, it is my understanding that you represent some clients who were subpoenaed in this case; is that correct?

MS. CHASE: That is correct.

THE COURT: And their names are?

MS. CHASE: Haydee Rivero and Eduardo Rivero. I know that Haydee -- I think you have her maiden name.

THE COURT: Granados.

MS. CHASE: Yes.

THE COURT: Correct. Very well.

Now, it's my understanding that they were subpoenaed to testify in this case. Is that accurate?

MS. CHASE: That's my understanding as well.

THE COURT: And --

MS. CHASE: Well, I know that because I accepted their subpoena on their behalf, so yes.

THE COURT: All right. And you obviously represent them in this action. And it's my understanding that you received a phone call or -- I'm not sure what the method of communication was, but you were in touch with the Assistant US Attorney in this case; is that correct?

MS. CHASE: That is correct. I received an email and then I followed up with a phone call.

THE COURT: And when did this occur?

MS. CHASE: I received the email yesterday.

THE COURT: And who did you speak with as a result of receiving the email?

MS. CHASE: I spoke to both of the assigned AUSAs in this case.

THE COURT: Do you see them in the courtroom?

MS. CHASE: Well, I've never met them.

THE COURT: All right. Do you recall the names?

MS. CHASE: You're putting me on the spot, Your Honor, and I don't have an independent recollection of their names.

THE COURT: All right. So --

MS. CHASE: I think Mr. Snider was one of the last names and maybe something with a Z.

THE COURT: Something with a?

MS. CHASE: Z was the other last name.

THE COURT: V?

MS. CHASE: Z as in "zebra."

THE COURT: All right. That's pretty close.

So you spoke with both of these individuals via phone.

MS. CHASE: Yes. We were on a three-way call.

THE COURT: And can you tell me --

MS. CHASE: But -- sorry -- for clarification, sometimes it was just speaking to one state attorney and then other times it was -- sorry, not state -- AUSA and the other time it was both.

THE COURT: Can you give us the substance of the communication from the Assistant US Attorneys?

MS. CHASE: I can, Your Honor, but I'm in a little

bit of a bind because, as you know, I represent the two witnesses, and I don't think my conversations with the AUSA would be considered privileged information. So I can go into that, but I do want to make the Court aware that I am a little concerned about other things later on.

THE COURT: And I am not -- and I will be very careful. I am not intending to ask you about the substance of your communications with your clients. I'm simply asking you now what the government attorneys related to you with reference to your clients.

MS. CHASE: So, for clarification, you want me to discuss what the Government told me?

THE COURT: Yes.

MS. CHASE: Okay. The Government shared with me that they were in trial, that they asked me what was -- if my clients were planning on invoking their Fifth Amendment privilege and I said, "No, they were not planning on it."

They proceeded to provide me some more -- and when I say they because I don't know these individuals, so I can't specify which individual told me what specifically -- and they're both males. But they proceeded to give me some background information on the allegations in this matter.

They told me about some of the evidence that had already been established in the court. They had specifically told me about the stipulation that was made by both parties.

We discussed the IP address that was associated with my client Haydee Rivero. They talked about Womply and how that program or -- whatever you want to call it -- would gather information and how that was sent out to other potential lenders.

They told me about a subpoena that they had -- had done where they gathered some applications -- some PPP applications and told me that there was about 20 applications that came back and that these applications have ties to my client Haydee, how they -- how these individuals are either related by family or friends to my client Haydee.

I proceeded to find out more about whether my clients were a target. They told me that my client had moved from a witness to a subject but they are not a target of an investigation at this time. They had shared with me -- sorry. I'm just thinking, Your Honor.

THE COURT: Yes.

MS. CHASE: They had told me about some transactions that my clients had -- like, they had received some Zelle payments and that the timing was very suspicious of the Zelle payments and that -- it was suspicious -- and that they also received a total of $10,000 from the Wades in general and that they believed that this was payment for -- they didn't call it like PPP document preparation but, like, that's kind of what I gathered from what they were concluding, but they didn't say they made that conclusion per se.

Pretty much that was it and just that my client, like, definitely had more connections to, like, preparing of PPP applications.

THE COURT: PP applications that included Ms. Wade as well as other individuals?

MS. CHASE: Correct. The 20 that I had referenced earlier.

THE COURT: Now, as a result of that information, did you provide some advice to your clients?

MS. CHASE: I did, Your Honor.

THE COURT: And as a result of you having spoken to your clients, did your clients --

MS. CHASE: And if I could just backtrack, Your Honor.

THE COURT: All right.

MS. CHASE: I'm divulging everything, but I do want to preface this that there are certain things that I'm maybe not giving more detail on because I am concerned I may be breaching client-attorney privilege.

THE COURT: Well, I'm only asking you about what the Government communicated to you, not what you communicated to your clients -- so what your clients communicated to you.

MS. CHASE: I understand but because it was a conversation and I shared certain things with them, they responded with certain things. So that's why I'm saying that

I have divulged almost everything but I have not divulged everything because I'm concerned about -- sharing it would breach my confidentiality, but what I have shared -- because if I said something to the government about a conversation I had with my client and then they responded --

THE COURT: Well, that, I don't want to inquire about.

MS. CHASE: Okay.

THE COURT: I'm really only concentrating on what they said to you.

MS. CHASE: Okay.

THE COURT: Now, you mentioned earlier that your clients had not intended to assert a Fifth Amendment privilege. But after conversing with the Government, did that position change?

MS. CHASE: It did, Your Honor.

THE COURT: All right. And did you participate in giving advice with regard to that change?

MS. CHASE: I did, Your Honor.

THE COURT: All right. Counsel, any questions?

MR. SNIDER: We've never met. I'm David Snider.

MS. CHASE: Hello.

MR. SNIDER: Nice to meet you.

There were two phone calls yesterday, I believe, between myself and Ms. Chase, and I believe that Mr. Zacca was

on for both of them, although we did have some issues trying to do a three-way, but I think Mr. Zacca was on for both. My outreach with Ms. Chase began with a voicemail and then an email and she responded to my email almost immediately saying, "I'm in a meeting and I'll call you back when I am free," which was -- and about an hour or so later, she did call back. I said, "Hello." And at that point, I brought Mr. Zacca into the conversation.

My first question after introducing myself as counsel of record for the United States in this case and stating that I understood from defense counsel that she was representing Haydee Granados and Mr. Rivero, I said, "I understand from defense counsel that they are under subpoena to appear in this case as defense witnesses."

She confirmed that that was true. And I said, "I have two questions for you. Number one, are they going to appear?" -- because I wanted to prepare -- and "number two, if they do appear, are they going to invoke?" That was my first two questions.

And the responses were "Yes, they're going to appear and yes -- and yes, they plan to testify. No, they do not plan to invoke their Fifth Amendment right." And I said, "Okay." And I said -- and then Ms. Chase volunteered. She said -- I think I can share this -- "because they did nothing wrong." And she said, "In fact, I think their testimony is

going to help the prosecution." She said something to the effect of "I'm not sure why the defense is calling them because I think they're going to help the prosecution," which gave me pause, Judge, because testimony from these two, if they were to help the prosecution, I think -- to me, knowing what I know, I wasn't sure that Ms. Chase had truthful information upon which she was providing advice to her clients.

So I said, "Let me confer with Mr. Zacca because I don't believe that you may have -- you know, you may not -- your clients may not be essentially giving you the full picture and you may be providing them ineffective advice because you don't have the full picture."

I conferred with Zacca. We hung up. I said, "We will call you back." I conferred with Mr. Zacca. And then Mr. Zacca and I, upon discussing among ourselves and our office, concluded that we believed we had an obligation to advise Ms. Chase of some of at least the stipulated facts that had come out in this case, which was that this IP address belonging to her client and this money was directly attributable to her client.

And the reason I felt that was necessary is because on the first conversation, Ms. Chase said to me that they were prepared to testify because, quote, Ms. Granados was not involved. And when I heard that, I said, "Well, that --

that's just inconsistent with what we know now to have even stipulated to." So I felt an obligation to provide the additional facts that Ms. Chase had just described to the Court so that Ms. Chase was armed with information that she could then use to provide legal advice to her clients.

Not once did I say you should do this, you should do that. I said as crystal clear -- and I think she will corroborate this. "You do with this as you see fit. I just feel an obligation to provide this information because what you told me is inconsistent with what I know from, A, this trial and, B, our own investigation." I felt ethically obligated to do that because she had two clients that were about to walk into this court and either provide testimony that wasn't true, which I have an obligation not to allow happen, or to incriminate themselves. Because if they walked into this courtroom, Judge, and testified --

THE COURT: I don't need to hear all of your --

MR. SNIDER: That's the only thing I have to add about what happened, and Ms. Chase can either corroborate that or not.

THE COURT: Is that essentially --

MS. CHASE: That is true, Your Honor, yes.

THE COURT: All right. And your advice to your clients is that they assert their Fifth Amendment privilege?

MS. CHASE: That is correct, Your Honor. And that is

their choice.

THE COURT: Yes.

Anything further?

MS. CHASE: From me, Your Honor?

THE COURT: No, no. I'm sorry. I'm referring to --

MR. WILCOX: Hello, Ms. Chase.

I don't have anything for her, Your Honor.

THE COURT: All right.

MR. WILCOX: Wait a minute. I do.

Ms. Chase, prior to the phone call yesterday, did your clients receive a subpoena duces tecum?

MS. CHASE: Yes.

MR. WILCOX: And as a result of them receiving that subpoena duces tecum, what occurred?

MS. CHASE: As a result of receiving it, they contacted me and they -- sorry -- I'm, like, in an awkward position here. They contacted me and we went to your office --

MR. WILCOX: Not my office.

MS. CHASE: I apologize. I went to your office.

MR. WILCOX: Would you say whose office? The name.

MS. CHASE: Yes. Mr. McCray's office. And I told Mr. McCray that my clients have no items to provide. Like, they cannot come -- we were -- we came --

MR. WILCOX: Do you remember what your clients were

asked to bring?

MS. CHASE: I don't remember what the subpoena duces tecum said. I can refresh my recollection, though. According to the subpoena duces tecum -- I can pull it up on my phone, if necessary. But I'm imagining it said something along the lines of documents related to PPP.

MR. WILCOX: May I lead, Your Honor?

THE COURT: Go right ahead, sir.

MR. WILCOX: Did the subpoena duces tecum ask them to bring documents related to PPP loan applications?

MS. CHASE: Yes, to the best of my recollection.

MR. WILCOX: And did the subpoena duces tecum ask them to bring documents related to PPP applications that they had filed for themselves as well as PPP loan applications that she had -- that they had assisted other people on?

MS. CHASE: I don't want to speak because I don't remember. But I can refresh my recollection because I have a copy -- if I may, Your Honor, get my phone.

Okay. So the subpoena duces tecum required my client to bring all documents related to PPP loan applications for Carolyn Wade and yourself and/or Rivero Funeral Home and/or Rivero & Rivero Holdings, Inc. That was for Edward -- Edward Rivero. And for Haydee, it stated that she needed to provide all documents related to the PPP loan applications for Carolyn Wade and yourself and all documents related to the PPP loan

applications for Rivero & Rivero Holdings, Inc., or other. And all documents related to pay for services to Carolyn Wade.

MR. WILCOX: And did they have any -- and did they bring any of those documents to Mr. McCray's office?

MS. CHASE: No.

MR. WILCOX: And Mr. McCray had questioned them about their involvement in preparing an application for Ms. Wade? Did he question them about that?

MS. CHASE: Yes.

MR. WILCOX: And did they say that the only thing they did was give some advice but they didn't really prepare any applications?

MS. CHASE: I don't think that I can tell you what they said.

MR. SNIDER: Judge, I think this is outside the scope of the reason why they requested this hearing.

THE COURT: Have a seat, sir.

She declined to answer that question.

MR. WILCOX: Excuse me?

THE COURT: She declined to respond to your question.

MR. WILCOX: I heard that, and she said it was a privilege because of attorney-client privilege, but the answer was given in the presence of people -- other people, Your Honor.

MS. CHASE: On my advice, though. I don't feel

comfortable responding to it.

MR. WILCOX: Understood.

Would it be fair to say that after you spoke with the Government that you had concerns about the accuracy of the information they provided to Mr. McCray when they were at Mr. McCray's office?

MS. CHASE: That is a fair assessment.

MR. WILCOX: Okay. One moment. And I'll ask it and you'll decide whether to answer it.

Now, did your clients express to you any concerns after you relayed to them what you found out from the Government?

THE COURT: No, sir.

MS. CHASE: I can't.

THE COURT: I'm not going to allow that question.

MR. WILCOX: I knew that, Judge.

THE COURT: All right. That's fine. All right.

MR. WILCOX: Did you -- no, it's still -- did you ever represent to us that the clients were fearful? Did you ever represent to Mr. McCray that your clients were fearful of testifying?

MS. CHASE: I don't think that I used that word that they were fearful. I think the language that I said is that they're going to be invoking their Fifth Amendment right, and I put that in an email as well.

MR. WILCOX: Did you suggest that -- did you suggest that the -- sorry. Did you represent to Mr. McCray in the phone call yesterday that --

MS. CHASE: I actually, like -- I mean, I did not suggest that they were fearful. I just said that they were going to invoke their Fifth Amendment.

MR. WILCOX: Do you recall Mr. McCray asked you "Did the Government scare you?" or something like that and you said, "Pretty much"?

MS. CHASE: I recall him asking me if the Government scared -- I remember this conversation actually quite vividly because I didn't want to leave the impression that the Government scared me. That's why I remember it vividly because I don't think that that -- I didn't want to leave you with that impression. Yeah.

MR. WILCOX: But you remember answering that inquiry with "pretty much"?

MS. CHASE: I don't recall that, but I'm not saying that it couldn't be true. I just don't recall it.

MR. WILCOX: All right.

THE COURT: All right. Thank you.

Anything further?

MR. WILCOX: Your Honor, I just want to make a couple of points --

THE COURT: Well, now, I don't want to hear any

argument right now. I'm going to excuse her and make some findings.

MR. SNIDER: I want to clarify.

It is your memory of the conversation that I wasn't trying to do anything to you or your clients by way of intimidation. Is that fair?

MS. CHASE: That's fair.

MR. SNIDER: That I was strictly -- did I say to you -- I believe I did -- but did I say that I believed I had an ethical obligation to make this disclosure?

MS. CHASE: You did.

THE COURT: All right. Thank you.

MS. CHASE: And if I may, Your Honor. Because I'm just a little concerned because I'm in a weird predicament right now because, as you know, I represent the victims but I'm also a witness in this case. So I -- or I've been subpoenaed rather. So I just don't know --

THE COURT: Wait a minute. You've been subpoenaed as a witness in this case?

MS. CHASE: Well, I was subpoenaed right now to be here.

MR. SNIDER: Not by the United States.

MR. MCCRAY: The defense had a subpoena served on her this morning. Yes, the defense had a subpoena served on her this morning for purposes of testifying, if an evidentiary

hearing was granted, yes.

THE COURT: All right. And so that's been accomplished.

So you can step outside, and I'm going to have a conversation, and then I suspect you will be excused.

MS. CHASE: Okay. Thank you, Your Honor.

THE COURT: All right. Thank you.

All right. Based on the evidence, I don't see any improper governmental interference. Frankly, based on what I have heard in the case, if the witnesses had taken the stand and questions had begun, I likely would have stopped the proceeding and advised them exactly as their counsel did, that you understand that you potentially have some liability and are you taking advantage of your Fifth Amendment privilege. And based upon what I have heard, there was certainly cause for these individuals to be concerned.

In fact, that's the government's theory and, in fact, it's the defense's theory that they did it and not their clients. So if there is a request to dismiss the case on that basis, that request is denied.

Now, let's go further. I want you to take a look at the instructions that you were given. This is a draft. So let's go through them seriatim and decide which ones should be given and which ones should not. So on page 2, we have the duty to follow instructions and the presumption of innocence.

One instruction is applicable when the defendant testifies and when the defendant does not.

So we have to give the instruction, the Eleventh Circuit pattern, where the defendant elects not to testify. Four, definition of reasonable doubt. Five, consideration of direct and circumstantial evidence and argument of counsel. And by the way, if there are objections as we go through them, announce them. These are, for the most part, Eleventh Circuit pattern instructions.

Page 6, credibility of witnesses. Page 7, impeachment of witnesses. Page 8, note-taking. I don't think that page 9, persons not on trial, is an appropriate instruction based on the status of the record at this time.

MR. SNIDER: I'm sorry. You do not believe?

THE COURT: Do not.

MR. SNIDER: The Government believes that the testimony and the documents showing that others were involved and have not yet been charged -- for example, Granados -- would trigger the applicability of this instruction because I think what the evidence has shown -- and, in fact, I think both sides agree that Haydee Granados uploaded a fraudulent Schedule C.

THE COURT: And that's their position as well, by the way.

MR. SNIDER: Right. And so the fact that she hasn't

been charged yet --

THE COURT: Well, there's no evidence one way or the other. This doesn't really relate to whether someone has been charged or not.

What is the defense's position?

MR. WILCOX: We would object to that instruction, Your Honor.

THE COURT: All right. I am not going to give the instruction on page 9, over objection.

Page 10, introduction to offense instruction -- that should be offense instruction. Page 11, the elements of wire fraud. And 12. Page 13, good faith defense. I don't think there's any evidence that that instruction has been raised. I'll entertain some argument on that.

MR. SNIDER: The Government agrees that there's no foundation for this instruction.

MR. WILCOX: Your Honor, I believe the foundation was set by Ms. Wade's husband that he relayed to her -- so it was his testimony, as I recall it -- he relayed to her that he trusted --

THE COURT: Government, have a seat, please. Thank you.

MR. WILCOX: That he trusted --

THE COURT: I'm going to ask you to move the microphone a little closer to you.

MR. WILCOX: That he trusted Haydee -- I guess that's her -- correct pronunciation of her name -- Haydee Granados and Edward Rivero or Eduardo Rivero, they were longtime friends and that he trusted them to put the correct information in the PPP application and not put any fraudulent or false information in the PPP application. And I think --

THE COURT: But the problem is that -- this is an instruction that the defendant asserts, and there's no evidence that she held an opinion and honestly formed a belief in this case. You're trying to do it by inference from Mr. Wade's testimony, and the Court holds that that's not sufficient to raise the good faith defense.

MR. WILCOX: Your Honor, I don't think we have to --

THE COURT: I understand. I understand your position. I understand your position well, Mr. Wilcox.

All right. Summaries and summary testimony, page 14. There was some summary testimony presented. Page 15, alibi. That doesn't seem to have been raised in this case.

MR. MCCRAY: It has been, Judge. In fact, we asked this. We submitted it back in April. Judge, Exhibit 1 that's introduced without objection or through stipulation will show that on the dates in question -- the 28th and there were several other dates that were brought out that Ms. Wade was actually at work, eight hours, from 4:00 -- I mean, from 7:00 in the morning until 4:00 in the evening.

She could not have been in some of the places that the Government was suggesting that she may have been -- at her house or at the funeral home. She was at work. And, Judge, we believe that if there's just a scintilla of evidence that supports our theory of the defense, we believe that the Court should allow us to have that alibi defense.

THE COURT: Well, the crime charged has a number of acts in it, and there are a number of acts that the evidence in the light most favorable to the government establishes that maybe something was done that was improper. So you're picking one item out of a whole series of items.

And so that wouldn't be sufficient on alibi. Of course, you can argue that on this specific occasion that you just referenced that she could not have done what is alleged because she was at work, that's a perfectly fine argument, but not with regard to the defense of alibi.

MR. MCCRAY: Well, Judge, I just want the record to be clear and the Court to understand that we're not limiting it to just one date. There was more than one date where it was alleged that Ms. -- alleged or suggested that Ms. Wade was somewhere other than at work. And she was at work and those documents will support that.

THE COURT: And you may argue that point, of course.

MR. MCCRAY: Over our objection, Judge.

THE COURT: Of course.

Page 17, definition of knowingly. Page 18, on or about a particular date. Page 19, caution punishment. Page 20, duty to deliberate. Page 21, an explanation of the verdict form.

Did the parties submit a verdict form? This verdict form would be rather simple. Does the jury find beyond a reasonable doubt that the defendant committed the offense alleged in Count 1 of the indictment? Is there anything other than that that you have submitted or will request?

MR. SNIDER: The Government submitted a proposed verdict form. It was -- you know, this case was originally assigned to Judge Williams. It was filed before the very first calendar call with Judge Williams either before or on that date.

THE COURT: All right. We're going to pull the docket.

MR. SNIDER: And, in fact, I have it, if you would like.

THE COURT: If you have it, maybe that will be a little faster.

MR. SNIDER: May I hand it up?

THE COURT: Yes, sir.

MR. SNIDER: It's Docket Entry 32, page 27 of 27.

THE COURT: Any objection?

MR. MCCRAY: No, Judge. I've reviewed it. No

objection.

THE COURT: I'm sorry?

MR. MCCRAY: No objection from the defense. We've reviewed it.

THE COURT: All right.

Are there requests for additional instructions?

MR. MCCRAY: Not from the defense, Judge.

MR. SNIDER: Not from the Government.

THE COURT: How much time are you requesting for closing arguments?

MR. SNIDER: May I have an hour?

THE COURT: What does the defense request?

MR. MCCRAY: An hour would be good, Judge.

THE COURT: All right. Is there a request for a notice at any time during the arguments as to time? Because of course the procedure is Government, Defense, Government for any time remaining after having given the initial arguments. Sometimes lawyers ask for a notice. Sometimes they do it with their phones, with themselves.

MR. SNIDER: Your Honor, I appreciate the offer. I will take the Court up on it. I would like to be notified when I have 20 minutes remaining of my hour, so I can reserve 20 minutes for my rebuttal. So maybe a notice at 40 minutes into my closing. Thank you.

THE COURT: Defense?

MR. MCCRAY: 15 minutes, Judge.

THE COURT: All right. Are there any additional matters we should address?

MR. MCCRAY: Not from the defense, Judge.

MR. SNIDER: I can't think of any at this time, Judge.

THE COURT: Very well. I will see everyone Monday morning at 9:30. Thank you all very much. Have a nice weekend.

(Proceedings concluded at 4:50 PM.)

CERTIFICATE OF REPORTER

I certify that the foregoing is a correct transcription of the record of proceedings in the above-entitled matter prepared from my stenotype notes.

DATE: 25th of August, 2024

/s/Lance W. Steinbeisser
Lance W. Steinbeisser,
FCRR, RPR, FPR-C
Official Court Reporter
United States District Court
Southern District of Florida
Miami, Florida

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