

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

-----X **Docket#**
UNITED STATES OF AMERICA, : 21-CR-00478 (FB) (RLM)
: :
: :
- versus - : U.S. Courthouse
: Brooklyn, New York
HASHIM CAMPBELL, : :
: September 23, 2021
Defendant : 3:39 p.m.
-----X

TRANSCRIPT OF CRIMINAL CAUSE FOR PLEADING
BEFORE THE HONORABLE ROANNE L. MANN
UNITED STATES MAGISTRATE JUDGE

A P P E A R A N C E S:
(VIA VIDEO/AUDIO)

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1 THE CLERK: Criminal Cause for Pleading, *United*
2 *States v. Hashim Campbell*, Docket Number 2021-CR-478.

3 Will counsel appearing by video please state
4 their names for the record?

5 MR. EDWARDS-BALFOUR: Good morning. Good
6 afternoon, your Honor. Chand Edwards-Balfour on behalf
7 of the government. Also with me is Julia Nestor.

8 THE COURT: Good afternoon. I'm sorry, defense
9 counsel?

10 MS. RICHMAN: Thank you, Judge. My apologies,
11 your Honor. Stacey Richman; Richman, Hill & Associates,
12 on behalf --

13 THE COURT: All right. You were breaking up.
14 Let me just ask, you are retained counsel? Is that
15 correct? Hello? We don't have an audio connection to
16 Ms. Richman I'm afraid.

17 THE DEFENDANT: I think she's frozen. Give her
18 a second.

19 THE COURT: I'm going to ask my law clerk, Mr.
20 Proujansky, to reach out to Ms. Richman either by phone
21 or email.

22 MS. RICHMAN: I think you can hear me. I think
23 it's just the quality of where I --

24 THE COURT: Well, one possibility would be for
25 you to join us just by telephone if the problem is the

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1 video link.

2 MS. RICHMAN: I will back out and I will join
3 by phone.

4 THE COURT: All right. We'll wait for you.

5 MS. RICHMAN: Thank you.

6 (Pause in proceedings)

7 MS. RICHMAN: Greetings. Stacey Richman
8 rejoining.

9 THE COURT: All right. That's much better from
10 our end and I believe for your client as well. Is that
11 correct, Mr. Campbell?

12 THE DEFENDANT: Yeah.

13 THE COURT: All right. And Ms. Richman, you're
14 prepared to proceed by telephone because of the problem
15 with --

16 MS. RICHMAN: I am, your Honor.

17 THE COURT: -- the video link? All right.
18 Let's call the case again.

19 THE CLERK: *United States v. Hashim Campbell,*
20 Docket Number 2021-CR-478.

21 Counsel appearing by video or telephone please
22 state your appearances for the record?

23 MR. EDWARDS-BALFOUR: Good afternoon, your
24 Honor. Chand Edwards-Balfour on behalf of the
25 government. Along with me is Julia Nestor.

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1 THE COURT: Good afternoon.

2 MS. RICHMAN: Good afternoon, your Honor.

3 Stacey Richman; Richman, Hill & Associates, on behalf of
4 Hashim Campbell joining by phone. Thank you.

5 THE COURT: All right. And Mr. Campbell, you
6 are participating by video conference, correct?

7 THE DEFENDANT: Yes, that is correct.

8 THE COURT: Ms. Richman, did you discuss with
9 your client whether or not he would be proceed remotely
10 as opposed to waiting to appear in court in person?

11 MS. RICHMAN: I have, your Honor. I've met
12 with him several times in anticipation of today's plea
13 and he does consent to appear by video.

14 THE COURT: Mr. Campbell, is that correct?

15 THE DEFENDANT: That is correct.

16 THE COURT: And I would note for the record
17 that the reason why we're proceeding remotely is the
18 pandemic. Although the courthouse has begun to open up
19 to in-person proceedings, very few in-person proceedings
20 can be conducted at the same time because of the need to
21 maintain social distancing and other COVID protocols. So
22 there is good cause to proceed by video conference.

23 And Mr. Campbell, are you making the decision
24 to proceed by video conference voluntarily and of your
25 own free will?

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1 THE DEFENDANT: Yes. Yes, I am.

2 THE COURT: I further find Mr. Campbell's
3 consent is knowing, intelligent, and voluntary;
4 therefore, I'm prepared to proceed.

5 I'm going to ask Mr. Proujansky, my law clerk,
6 to administer the oath to Mr. Campbell.

7 THE CLERK: Mr. Campbell, please raise your
8 right hand.

9 (AT THIS TIME THE DEFENDANT, HASHIM CAMPBELL, WAS SWORN)

10 THE CLERK: Please state your full name and
11 spell your last name for the record.

12 THE DEFENDANT: Hashim Campbell, spelled
13 C-A-M-P-B-E-L-L.

14 THE CLERK: Thank you.

15 THE COURT: Mr. Campbell, you should understand
16 that having been sworn your answers to my questions will
17 be subject to the penalties of perjury if you do not
18 answer truthfully. Do you understand that?

19 THE DEFENDANT: I understand.

20 THE COURT: I have before me a document titled
21 consent to have a plea taken before a United States
22 Magistrate Judge.

23 Before I proceed any further, I would ask
24 please mute your audio unless you're speaking.

25 I have a consent form in front of me. Mr.

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1 Campbell, is that your signature on the defendant's
2 signature line?

3 THE DEFENDANT: Yes.

4 THE COURT: Have you reviewed this document and
5 discussed it with your attorney?

6 THE DEFENDANT: Yeah.

7 THE COURT: Do you understand what you've
8 agreed to by signing this document?

9 THE DEFENDANT: Yes.

10 THE COURT: I want to make sure that you do
11 understand what you consented to. This is Judge Block's
12 case. He's the United States District Court Judge and
13 he's the judge who will sentence you and make the
14 ultimate decision as to whether to accept your guilty
15 plea. If you wish, you have the absolute right to have
16 Judge Block listen to your plea and if you choose to do
17 that, there will be no prejudice or harm to you. Do you
18 understand that?

19 THE DEFENDANT: I understand.

20 THE COURT: On the other hand, if you wish, I
21 will listen to your plea. This proceeding is being
22 recorded. A transcript will be made of the proceeding
23 and Judge Block will review it to decide whether to
24 accept your plea. He'll also review it in connection
25 with your sentence. Do you understand that?

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1 THE DEFENDANT: I understand.

2 THE COURT: Understanding what I've just said,
3 do you still wish to give up your right to have Judge
4 Block listen to your plea and are you prepared to proceed
5 before me at this time?

6 THE DEFENDANT: Yes.

7 THE COURT: Do you make this decision
8 voluntarily and of your own free will?

9 THE DEFENDANT: I do.

10 THE COURT: Have any threats or promises been
11 made to you to get you to agree to have me hear your
12 plea?

13 THE DEFENDANT: No.

14 THE COURT: I find that Mr. Campbell's consent
15 is knowing, intelligent, and voluntary. Therefore, the
16 consent is approved and I'm prepared to proceed.

17 Mr. Campbell, before accepting your guilty
18 plea, there are a number of questions that I have to ask
19 you to make sure that it's a valid plea. If you don't
20 understand any of my questions, please say so and I'll
21 reword the question. All right?

22 THE DEFENDANT: Okay.

23 THE COURT: Mr. Campbell, how old are you?

24 THE DEFENDANT: I am 40.

25 THE COURT: How far did you go in school?

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1 THE DEFENDANT: 41. I'm sorry. 41.

2 THE COURT: How far did you go in school?

3 THE DEFENDANT: I have a Bachelor's Degree.

4 THE COURT: Have you had any difficulty
5 communicating with your attorney?

6 THE DEFENDANT: No.

7 THE COURT: And she's retained counsel I take
8 it?

9 THE DEFENDANT: Yes.

10 THE COURT: Are you now, or have you recently
11 been under the care of a doctor or psychiatrist?

12 THE DEFENDANT: No, I haven't.

13 THE COURT: In the past 24 hours, have you
14 taken any drugs, narcotics, medicine or pills or drunk
15 any alcoholic beverages?

16 THE DEFENDANT: No.

17 THE COURT: Have you ever been hospitalized or
18 treated for substance abuse or for any mental or
19 emotional problem?

20 THE DEFENDANT: No.

21 THE COURT: Is your mind clear now?

22 THE DEFENDANT: Yes, it is.

23 THE COURT: Do you understand what's going on
24 here now?

25 THE DEFENDANT: Yes.

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1 THE COURT: I have before me another document.
2 This one is titled waiver of an indictment. Is that your
3 signature on the defendant's signature line?

4 THE DEFENDANT: Yes.

5 THE COURT: Have you read this document and
6 discussed it with Ms. Richman?

7 THE DEFENDANT: Yes.

8 THE COURT: Do you understand what you've
9 agreed to by agreeing to waive indictment?

10 THE DEFENDANT: Yes.

11 THE COURT: I want to make sure that you
12 understand this form as well. Have you received a copy
13 of the so-called information that's been filed against
14 you? The U.S. Attorney's statement of the criminal
15 charge?

16 THE DEFENDANT: Yes.

17 THE COURT: And you've reviewed it with Ms.
18 Richman?

19 THE DEFENDANT: Yes, I do.

20 THE COURT: Very shortly I'll be reviewing with
21 you in detail what the charge is in the information and I
22 will explain to you what the government would have to
23 prove to establish that you're guilty of that offense.
24 For now, I just want to make sure that you understand
25 that the charge contained in that information, that

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1 conspiracy to commit wire and bank fraud, is a felony
2 offense. Do you understand that?

3 THE DEFENDANT: I understand.

4 THE COURT: You have a constitutional right to
5 be charged by an indictment of a grand jury. You can,
6 however, waive or give up that right and consent to being
7 charged by an information of the United States Attorney.
8 Do you understand that?

9 THE DEFENDANT: I do.

10 THE COURT: Rather than an indictment, the
11 felony charge that I just referred to has been brought by
12 the United States Attorney by filing an information.
13 Unless you waive indictment, you may not be charged with
14 a felony unless a grand jury finds by returning an
15 indictment that there's probable cause to believe that a
16 crime has been committed and that you committed it. Do
17 you understand that?

18 THE DEFENDANT: I understand.

19 THE COURT: If you do not waive indictment, the
20 government can present this case to the grand jury and
21 request that it indict you. A grand jury is composed of
22 at least 16 and not more than 23 persons, and at least 12
23 grand jurors must find that there's probable cause to
24 believe that you committed the crime with which you were
25 charged before you may be indicted. Do you understand

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1 that?

2 THE DEFENDANT: I understand.

3 THE COURT: If this case were presented to the
4 grand jury, the grand jury might or might not indict you.
5 If you waive indictment by the grand jury, the case will
6 proceed against you on the basis of the U.S. Attorney's
7 information just as though you had been indicted. Do you
8 understand that?

9 THE DEFENDANT: I understand.

10 THE COURT: Have you and Ms. Richman discussed
11 the matter of waiving your right to indictment by the
12 grand jury?

13 THE DEFENDANT: Yeah.

14 THE COURT: Do you understand your right to
15 indictment by a grand jury?

16 THE DEFENDANT: Yes.

17 THE COURT: Have any threats or promises been
18 made to you to get you to agree to waive or give up your
19 right to indictment by a grand jury?

20 THE DEFENDANT: No, no.

21 THE COURT: Do you wish to waive your right to
22 indictment by a grand jury?

23 THE DEFENDANT: Yes.

24 THE COURT: Ms. Richman, do you know any reason
25 why your client should not waive indictment?

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1 MS. RICHMAN: I do not, your Honor.

2 THE COURT: I find that the defendant's waiver
3 is knowing, intelligent, and voluntary. Therefore, the
4 waiver is accepted and the information will be filed.

5 Ms. Richman, have you discussed pleading guilty
6 with your client?

7 MS. RICHMAN: I have, your Honor, and that is
8 our intention here today.

9 THE COURT: Have you advised him of his
10 constitutional rights?

11 MS. RICHMAN: I have, your Honor.

12 THE COURT: In your view, does he understand
13 the rights he'll be waiving by pleading guilty?

14 MS. RICHMAN: I absolutely do, your Honor.

15 THE COURT: Is he capable of understanding the
16 nature of these proceedings?

17 MS. RICHMAN: He is, your Honor.

18 THE COURT: Do you have any doubt as to Mr.
19 Campbell's competence to plead at this time?

20 MS. RICHMAN: I do not, your Honor.

21 THE COURT: Have you advised him of the maximum
22 sentence and fine that can be imposed and have you
23 discussed with him the effect of the sentencing
24 guidelines?

25 MS. RICHMAN: Yes, I have, your Honor, and he

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1 has a copy of each document and I have reviewed all of
2 the parameters with him.

3 THE COURT: All right. Very good. And if you
4 would your audio on mute again, the Court would
5 appreciate it.

6 MS. RICHMAN: I shall. Thank you.

7 THE COURT: Mr. Campbell, have you discussed
8 your case with Ms. Richman and are you satisfied to have
9 her represent you?

10 THE DEFENDANT: Yes, I am.

11 THE COURT: You indicated earlier that you
12 received a copy of the information, correct?

13 THE DEFENDANT: Correct.

14 THE COURT: Have you consulted with Ms. Richman
15 about the information?

16 THE DEFENDANT: Yes.

17 THE COURT: The information contains one count
18 or charge along with criminal forfeiture allegations.
19 The charge is referred to as conspiracy to commit wire
20 fraud and bank fraud.

21 In substance, it alleges that between
22 approximately March and August of 2020 you and others
23 knowingly and intentionally conspired or agreed to
24 execute a scheme and artifice to defraud. And there were
25 two aspects to it.

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1 One aspect was to defraud and obtain money and
2 property from a bank and the SBA by means of materially
3 false representations and using means of wire
4 communications in interstate commerce in executing that
5 scheme to defraud.

6 The second aspect or object of the conspiracy
7 was to commit bank fraud. That is to defraud that same
8 bank, a financial institution, and obtain money and funds
9 and other property owned by and under the custody and
10 control of that bank by means of materially false and
11 fraudulent representations.

12 In order to prove you guilty of that offense,
13 the government would have to prove the following beyond a
14 reasonable doubt.

15 First, that at some point during the
16 approximate time period alleged in the information you
17 agreed with one or more other individuals to violate the
18 law, specifically to commit wire fraud and bank fraud,
19 and that you did so knowingly and intentionally and not
20 because of some mistake or innocent reason.

21 In order to prove the object or purpose of
22 that conspiracy to violate the law, the government, to
23 prove the wire fraud aspect, would have to prove the
24 following. That you and others knowingly devised, or
25 knowingly participated in a scheme or artifice to obtain

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1 money or property by material false or fraudulent
2 representations.

3 The government would further have to prove that
4 those representations were material, that they would
5 reasonably influence a person to part with money or
6 property.

7 Third, that you did so with the intent to
8 defraud.

9 And fourth, that in carrying out the scheme to
10 defraud, you or other members of the conspiracy
11 transmitted signals or writings in interstate commerce by
12 means of wire communication such as an email or an
13 electronic transfer by wire.

14 In order to prove the bank fraud aspect or
15 object of the conspiracy, the government would have to
16 prove that you knowingly, you and others knowingly
17 executed a scheme to defraud a financial institution,
18 that the scheme involved a material misrepresentation or
19 concealment of a material fact.

20 Third, that you had the intent to defraud, and
21 that would be true of the wire fraud aspect as well.

22 And fourth, that the financial institution was
23 federally insured or chartered.

24 And a scheme to defraud includes any plan or
25 course of action by which someone intends to deprive

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1 another of money or property by means of false or
2 fraudulent representations. Do you understand that
3 charge?

4 THE DEFENDANT: I do.

5 THE COURT: And have you discussed it with Ms.
6 Richman?

7 THE DEFENDANT: I have.

8 THE COURT: I now want to talk with you about
9 the rights that you'll be giving up by pleading guilty,
10 but the first and most important thing you have to
11 understand is that you have an absolute right to plead
12 not guilty. Do you understand that?

13 THE DEFENDANT: I do.

14 THE COURT: If you plead not guilty, then under
15 the constitution and laws of the United States, you're
16 entitled to a speedy and public trial by jury with the
17 assistance of counsel on the charge contained in the
18 information against you. Do you understand that?

19 THE DEFENDANT: I do.

20 THE COURT: You have the right to be
21 represented by an attorney at every stage of the
22 proceeding including a trial. And if you cannot afford
23 to continue to retain counsel, the Court will appoint an
24 attorney to represent you at no charge to you. Do you
25 understand that?

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1 THE DEFENDANT: I do.

2 THE COURT: At the trial you would presumed to
3 be innocent and the government would have to overcome
4 that presumption and prove you guilty by competent
5 evidence and beyond a reasonable doubt. You would not
6 have to prove that you were innocent. And if the
7 government failed to prove you guilty beyond a reasonable
8 doubt, the jury would have the duty to find you not
9 guilty. Do you understand that?

10 THE DEFENDANT: I understand.

11 THE COURT: In the course of the trial, the
12 witnesses for the government would have to come to court
13 and testify in your presence and your attorney would have
14 the right to cross examine the witnesses for the
15 government, to object to evidence offered by the
16 government, to compel the attendance of witnesses, and to
17 offer evidence on your behalf. Do you understand that?

18 THE DEFENDANT: I understand.

19 THE COURT: At a trial, while you would have
20 the right to testify if you chose to do so, you could not
21 be required to testify. Under the Constitution of the
22 United States, you cannot be compelled to incriminate
23 yourself. If you decided not to testify, the Court
24 would, at your lawyer's request, instruct the jurors that
25 they could not hold that against you. Do you understand

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1 that?

2 THE DEFENDANT: I understand.

3 THE COURT: If you plead guilty and the Court
4 accepts your plea, you'll be giving up your
5 constitutional right to a trial and the other rights that
6 I've just discussed. There will be no further trial of
7 any kind and no right of appeal from the judgment of
8 guilty. The Court will simply enter a judgment of guilty
9 on the basis of your guilty plea. Do you understand
10 that?

11 THE DEFENDANT: I understand.

12 THE COURT: If you plead guilty, I'll have to
13 ask you questions about what you did in order to satisfy
14 myself and Judge Block that you are in fact guilty of the
15 charge to which you seek to plead guilty and you'll have
16 to answer my questions and admit your guilt. In that way
17 you'll be giving up your right not to incriminate
18 yourself. Do you understand that?

19 THE DEFENDANT: I understand.

20 THE COURT: Are you willing to give up your
21 right to a trial and the other rights that I've just
22 discussed?

23 THE DEFENDANT: Yes.

24 THE COURT: I have before me a plea agreement
25 that's will be marked Court Exhibit 1.

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1 (AT THIS TIME COURT EXHIBIT 1 MARKED)

2 THE COURT: Turning to the ninth and final page
3 of that document, is that your signature on the
4 defendant's signature line?

5 THE DEFENDANT: Yes.

6 THE COURT: Have you read this entire document
7 and discussed it with Ms. Richman?

8 THE DEFENDANT: I have.

9 THE COURT: Do you understand all the terms and
10 conditions of this agreement?

11 THE DEFENDANT: I do.

12 THE COURT: I'm sorry, I couldn't hear what you
13 said.

14 THE DEFENDANT: I said I do.

15 THE COURT: Does this document fully and
16 accurately reflect your understanding of the agreement
17 you've reached with the government concerning your guilty
18 plea?

19 THE DEFENDANT: Yes.

20 THE COURT: Other than the promises contained
21 in this document, has anyone made any promise that has
22 caused you to plead guilty?

23 THE DEFENDANT: No.

24 THE COURT: Has anyone made any promise to you
25 as to what your sentence will be?

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1 THE DEFENDANT: No.

2 THE COURT: I now want to talk with you about
3 the sentencing scheme that's applicable here. The
4 statute that you're accused of violating in the one count
5 in the information carries a prison term of up to 30
6 years. Do you understand that?

7 THE DEFENDANT: Yes.

8 THE COURT: In addition to a prison term, the
9 sentencing court can impose a supervised release term of
10 up to five years to follow any term of imprisonment, and
11 if you violated a condition of supervised release, you
12 could then be sent back to prison for up to an additional
13 three years. If that happened, you would not receive
14 credit for time already spent in prison, nor would you
15 receive credit for time previously served on post release
16 supervision. Do you understand that?

17 THE DEFENDANT: I understand.

18 THE COURT: In addition, the sentencing court
19 can also impose a fine of the greater of \$250,000 or
20 twice the gross gain or twice the gross loss, but not
21 more than \$1 million. Do you understand that?

22 THE DEFENDANT: I understand.

23 THE COURT: Mr. Edwards-Balfour, does the
24 government have an estimate as to what the gross gain or
25 gross would be in this case?

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1 MR. EDWARDS-BALFOUR: Yes, your Honor. The
2 government's estimate is that the gain for the defendant
3 was 100,000, so the greater would be 250,000, so that
4 would be the government's estimate.

5 THE COURT: All right. And I just want to
6 emphasize at this point, Mr. Campbell, that the
7 government has now stated what its estimate is, \$100,000
8 gain to you. Twice that would be less than 250,000. So
9 if the government is correct, the maximum fine could be
10 250,000. However, it will be up to Judge Block to make
11 his own determination as to what the gross gain amount is
12 and to determine based on that what the maximum fine
13 would be. Do you understand that?

14 THE DEFENDANT: All right.

15 THE COURT: Excuse me?

16 THE DEFENDANT: Yes. All right. Yes, I
17 understand.

18 THE COURT: The sentencing court can also enter
19 an order of restitution in the full amount of each
20 victim's losses as determined by the Court. Do you
21 understand that?

22 THE DEFENDANT: I understand.

23 THE COURT: And I will again ask the prosecutor
24 does the government have an estimate as to the total
25 amount of each victim's losses in this case?

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1 MR. EDWARDS-BALFOUR: Yes, your Honor. The
2 government's understanding is that this will be
3 determined by the judge at sentencing, but the
4 government's estimate is that the total loss was between
5 around 3 million and over 1.5 million. So this would be
6 joint and several liability.

7 THE COURT: All right. Again, Mr. Campbell, it
8 will be up to Judge Block to resolve any issue concerning
9 the amount of the victim's losses. The government's
10 estimate is somewhere between 1.5 to \$3 million. And
11 what he meant when he talked about joint and several
12 liability is that you alone -- that all of those who are
13 co-conspirators and responsible for the losses would be
14 jointly and severally liable. That is you would not be
15 the only person responsible. Do you understand that?

16 THE DEFENDANT: I understand.

17 THE COURT: And I do want to point out to you
18 that a fine is one consequence that can result from a
19 conviction. A restitution is an additional consequence.
20 Even though both of those consequences look to the loss,
21 or in terms of the fine, the gain, they are cumulative.
22 In other words, Judge Block could require you to pay a
23 fine which is a penalty paid over to the United States
24 Treasury. And he can also require that you make
25 restitution to the victim or victims of your offense. Do

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1 you understand that?

2 THE DEFENDANT: I understand.

3 THE COURT: And I will note that although it's
4 not included under -- oh no, it is. I'm sorry. Another
5 consequence of your conviction is criminal forfeit sure
6 as set forth in paragraphs 6 through 13. And
7 specifically, you have consented to the entry of a
8 forfeiture money judgment in the amount of \$100,000. Do
9 you understand that?

10 THE DEFENDANT: I understand.

11 THE COURT: Another result of your conviction
12 is the imposition of mandatory \$100 special assessment.
13 Do you understand that?

14 THE DEFENDANT: I understand.

15 THE COURT: And I would note that another
16 penalty that is noted under Subsection G of Section 1 is
17 de-naturalization and removal from the United States.
18 But based on the Pretrial Services report, I thought that
19 the plaintiff was born in the United States.

20 THE DEFENDANT: Yes, I was.

21 THE COURT: And is that your understanding as
22 well, Ms. Richman?

23 MS. RICHMAN: It is, your Honor.

24 THE COURT: So Mr. Edwards-Balfour, do you want
25 to explain the reference to the de-naturalization and

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1 removal in paragraph 14?

2 MR. EDWARDS-BALFOUR: Yes, your Honor. It does
3 not seem to apply to the defendant in this case.

4 THE COURT: All right. So it's not that you --
5 it was just an error to include it. Do you have any
6 information suggesting that the defendant is a
7 naturalized citizen?

8 MR. EDWARDS-BALFOUR: No.

9 THE COURT: All right. I will just note that
10 if you were not born in the United States, there would be
11 a possibility of de-naturalization. But if you were born
12 here, the conviction cannot result in losing your
13 citizenship. Do you understand that?

14 THE DEFENDANT: I understand.

15 THE COURT: I now want to talk with you about
16 the sentencing guidelines. Under the Sentencing Reform
17 Act of 1984 the United States Sentencing Commission has
18 issued guidelines for judges to consider in determining
19 the sentence in a criminal case. In determining the
20 sentence, the Court is obligated to calculate the
21 applicable sentencing guideline range and to consider
22 that range, possible departures under the guidelines, and
23 other sentencing factors including those specified by
24 statute. Have you and Ms. Richman talked about how the
25 guidelines might apply to your case?

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1 THE DEFENDANT: Yes.

2 THE COURT: You should understand that Judge
3 Block will not be able to do the guideline calculation
4 for your case until after the probation department has
5 prepared a pre-sentence report and you and Ms. Richman
6 have had an opportunity to read it and to challenge the
7 facts reported by the probation officer. Do you
8 understand that?

9 THE DEFENDANT: I understand.

10 THE COURT: You should also understand that
11 after it's been determined what guideline applies to a
12 case, the judge has the authority to impose a sentence
13 that is more severe or less severe than the sentence
14 called for by the guidelines depending on what is a
15 reasonable sentence. Do you understand that?

16 THE DEFENDANT: I understand.

17 THE COURT: I'm now going to ask the attorneys
18 to give their best estimate of what the guideline
19 calculation, what the guideline range of imprisonment is
20 likely to be in this case, but I want to emphasize to you
21 that the attorneys' estimates are not binding upon Judge
22 Block even if both your lawyer and the prosecutor happen
23 to be in agreement. Do you understand that?

24 THE DEFENDANT: I understand.

25 THE COURT: Mr. Edwards-Balfour, the

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1 government's calculation is set forth in paragraph 2 of
2 the agreement?

3 MR. EDWARDS-BALFOUR: Correct, your Honor.

4 THE COURT: And I just want to ask, I see that
5 in paragraph 2 it includes a date of September 17th as
6 the cutoff for the additional one level reduction for
7 acceptance of responsibility. Is that in fact the
8 deadline or have the parties agreed to extend that?

9 MR. EDWARDS-BALFOUR: No, your Honor, we would
10 extend it through September 23rd.

11 THE COURT: And I assume the defense consents
12 and joins in that. Is that correct, Ms. Richman?

13 MS. RICHMAN: It is indeed, your Honor.

14 THE COURT: All right. So assuming only a two
15 point reduction for acceptance of responsibility, that
16 would result in an adjusted offense level of 21 under the
17 government's calculations and a range of imprisonment of
18 37 to 46 months assuming the defendant falls within
19 criminal history category 1. Correct? I'm asking the
20 government.

21 MR. EDWARDS-BALFOUR: Correct.

22 THE COURT: And with an additional one point,
23 if that's granted by Judge Block, that would carry a
24 range of imprisonment of 33 to 41 months, correct?

25 MR. EDWARDS-BALFOUR: That's correct, your

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1 Honor.

2 THE COURT: And I see from this that defendant
3 stipulates to that calculation. Is that correct, Ms.
4 Richman?

5 MS. RICHMAN: It is, your Honor.

6 THE COURT: Mr. Campbell, again, I want to
7 emphasize even though your lawyer and the government are
8 in agreement, it will be up to Judge Block to do his own
9 calculation and to determine whether or not to give you
10 an additional one level reduction for acceptance of
11 responsibility. Do you understand that?

12 THE DEFENDANT: I understand.

13 THE COURT: I want to point out a particular
14 provision of this agreement. Paragraph 4 provides in
15 substance and in part that you will not file an appeal or
16 otherwise challenge your conviction or sentence in the
17 event the Court imposes a term of imprisonment of 46
18 months or below. 46 months is at the upper end of the
19 guideline range calculated by counsel assuming only a two
20 point reduction for acceptance of responsibility.

21 Now, under the terms of your agreement with the
22 government, you and your lawyer are free to argue before
23 your sentence that you should not be sent to prison for
24 as long as 46 months. For example, you're free to argue
25 that you should be sentenced below the applicable

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1 guideline range.

2 In addition, I anticipate that Ms. Richman will
3 ask Judge Block to give you the benefit of a three point
4 reduction for acceptance of responsibility with that
5 additional one point reduction rather than just a two
6 point reduction. And that would then, if Judge Block
7 accepts that, that would lower the range to 33 to 41
8 months.

9 In addition, you and your lawyer can argue
10 before your sentence that Judge Block should sentence you
11 at the low end of the guideline range rather than the
12 upper end of that range. All of these arguments and
13 other good faith arguments are available to you and your
14 lawyer before your sentence.

15 However, because of the language in paragraph 4
16 which I summarized for you a few minutes ago, once Judge
17 Block sentences you, even if he rejects all the pleas for
18 leniency, you've agreed that as long as the prison term
19 is not more than 46 months, you will not file an appeal
20 or otherwise challenge your conviction or sentence. Do
21 you understand that?

22 THE DEFENDANT: Yes.

23 THE COURT: You should also understand that
24 parole has been abolished and that if you're sentenced to
25 prison, you will not be released on parole. Do you

Proceedings

1 understand that?

2 THE DEFENDANT: What do you mean parole has
3 been abolished?

4 THE COURT: Parole has been abolished. It's
5 been replaced by what's known as supervised release which
6 is similar to the role that parole played but unlike
7 parole where there was a parole board, supervised release
8 is under the control of the Court. Do you understand
9 that?

10 THE DEFENDANT: Yes.

11 THE COURT: Do you have any other questions
12 that you'd like to ask me about the charge, your rights,
13 or anything else relating to this matter?

14 THE DEFENDANT: Are you saying that the minimum
15 time that I can serve was 33 months?

16 THE COURT: What I'm saying is that if Judge
17 Block accepts the attorneys' calculations and if he gives
18 you an additional one level reduction for a total of a
19 three point reduction for acceptance of responsibility,
20 the corresponding sentencing guideline range of
21 imprisonment would be 33 to 41 months. The guidelines,
22 however, are not binding upon the Court.

23 THE DEFENDANT: Okay.

24 THE COURT: They're simply guidelines. And as
25 I noted earlier, your attorney and you, there's no

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1 impediment to your asking that you be sentenced below the
2 applicable guidelines range.

3 THE DEFENDANT: Okay. Okay.

4 THE COURT: Judge Block would have to have a
5 reason that he would then have to articulate for
6 sentencing you below the applicable range. Do you
7 understand that?

8 THE DEFENDANT: I understand.

9 THE COURT: Mr. Campbell, are you now ready to
10 plead?

11 THE DEFENDANT: I am.

12 THE COURT: Ms. Richman, do you know any reason
13 why Mr. Campbell should not plead guilty?

14 MS. RICHMAN: I do not, your Honor.

15 THE COURT: Are you aware of any viable legal
16 defense to the charge?

17 MS. RICHMAN: I am not, your Honor. May I
18 enter the plea on his behalf?

19 THE COURT: I'm sorry, I couldn't hear what you
20 said.

21 MS. RICHMAN: I said may I enter the plea on
22 his behalf?

23 THE COURT: You may not. If it were a not
24 guilty plea you could, but for a guilty plea, he's got to
25 enter it himself.

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1 And so I will ask Mr. Campbell what is your
2 plea to the one count in the information; guilty or not
3 guilty?

4 THE DEFENDANT: Guilty.

5 THE COURT: Are you making this plea of guilty
6 voluntarily and of your own free will?

7 THE DEFENDANT: Yes.

8 THE COURT: Has anyone threatened or forced you
9 to plead guilty?

10 THE DEFENDANT: No.

11 THE COURT: Other than the plea agreement with
12 the government that's been marked Court Exhibit 1, has
13 anyone made any promise that has caused you to plead
14 guilty?

15 THE DEFENDANT: No.

16 THE COURT: Has anyone made any promise to you
17 as to what your sentence will be?

18 THE DEFENDANT: No.

19 THE COURT: Again, the information charges you
20 with participating in a scheme and artifice to defraud a
21 bank and the SBA and to obtain money and funds by means
22 of fraudulent promises during the period between March of
23 2020 and August of 2020. Did you in fact do that?

24 THE DEFENDANT: Yes.

25 THE COURT: Would you tell me in your own words

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1 what you did that makes you guilty of that offense?

2 THE DEFENDANT: All right. I participated in a
3 conspiracy to submit loan documents to qualified people
4 for PPP loans under the CARES Act. The documents for
5 many people contained materially false representations.
6 Between March and August of 2020 I assisted several
7 family members and friends in submitting fraudulent
8 applications for PPP loans. Between March and August of
9 2020, the submissions sought and did result in the
10 improper receipt of money from Bank One and the SBA by
11 using wire communications and submitting materially false
12 information.

13 Some of my family resided in the Eastern
14 District of New York and benefitted from my actions.

15 THE COURT: Did they receive the funds in the
16 Eastern District of New York, some of them?

17 THE DEFENDANT: Yes.

18 THE COURT: And at the time that you assisted
19 them in making those applications, did you know that that
20 applications contained materially false information?

21 THE DEFENDANT: Yes.

22 THE COURT: And you were aware that without
23 those representations they would not have qualified for
24 those government loans?

25 THE DEFENDANT: Yes.

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1 THE COURT: Or I should say the loans under a
2 government program, correct?

3 THE DEFENDANT: Right.

4 THE COURT: Mr. Edwards-Balfour, is there any
5 further inquiry you'd like me to make of the defendant?

6 MR. EDWARDS-BALFOUR: Yes, your Honor. I would
7 just ask that defense counsel stipulate to the fact that
8 the bank, and by extension the funds, were FDIC insured.

9 THE COURT: Ms. Richman?

10 MS. RICHMAN: So stipulated, your Honor.

11 THE COURT: Anything else that you'd like me to
12 ask Mr. Campbell?

13 MR. EDWARDS-BALFOUR: Nothing further for the
14 government, your Honor. Thank you.

15 THE COURT: Based on the information provided
16 to me, I find that Mr. Campbell is acting voluntarily,
17 that he fully understands his rights and the consequences
18 of his plea, and that there is a factual basis for the
19 plea. I therefore recommend acceptance of the plea of
20 guilty to the one count in the criminal information.

21 Mr. Proujansky, I take it the sentencing date
22 will be set by probation?

23 THE CLERK: Correct.

24 THE COURT: And Mr. Campbell, the probation
25 department will be preparing a pre-sentence report. I

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1 urge you to cooperate with the probation officer.

2 This is Mr. Campbell's initial appearance on
3 this charge. Therefore, we need to address the issue of
4 bail. I understand there's an agreed upon bail package,
5 correct?

6 MR. EDWARDS-BALFOUR: That's correct, your
7 Honor.

8 THE COURT: And this is cosigned by the
9 defendant's wife who is participating in this proceeding
10 by video, correct?

11 MR. EDWARDS-BALFOUR: That is correct.

12 THE COURT: And the bond is a \$50,000 personal
13 recognizance bond. I have the proposed bond in front of
14 me. I do want to note that some of the boxes have not
15 been checked and I assume that was simply an oversight.
16 So let me go through the terms and conditions of bail so
17 that both Mr. Campbell and his wife are aware of what
18 they are.

19 Mr. Campbell, in addition to the usual
20 requirements that you appear in court as directed, not
21 commit any crimes, there are a series of additional or
22 special conditions. I'm placing you under the
23 supervision of Pretrial Services. You're to report as
24 directed to Pretrial Services. That box was not checked,
25 but the Court is going to check it. It was recommended

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1 by Pretrial Services and I assume that that was just
2 counsel's oversight.

3 In addition, you're subject to random visits by
4 a Pretrial Services officer at your home and as well as
5 your place of work. So I'm checking that box as well.
6 Do you understand that?

7 THE DEFENDANT: Yes.

8 THE COURT: And I just wanted to clarify, I see
9 the travel restrictions recommended by Pretrial Services
10 was to restrict travel to New York and New Jersey. And I
11 see that the proposed bond that's been submitted to the
12 Court includes Pennsylvania and Georgia. So if someone
13 could just address why that's been included?

14 MS. RICHMAN: I shall, your Honor. Stacey
15 Richman for the record since you can't see me.

16 It is to include New York, New Jersey,
17 Pennsylvania, and Georgia. Mr. Campbell's mother lives
18 in Southern Jersey and there's often crossover into the
19 Pennsylvania area.

20 Additionally, because he will be giving up the
21 licenses that he has had due to this conviction, he has
22 attempted to get another business involving real estate
23 and he has been involved in the real estate business in
24 Georgia and I believe some homes in Pennsylvania, so he
25 must travel in order to try and earn some funds to

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1 support his family and to pay his forfeiture. The
2 government has no objections.

3 THE COURT: All right. And is Pretrial
4 Services Officer Carroll on the line?

5 PRETRIAL OFFICER: Good afternoon, your Honor.
6 This is Corinne Carroll from Pretrial Services.

7 THE COURT: Yes. And what is Pretrial
8 Services' position on those additional areas?

9 PRETRIAL OFFICER: I just requested New York
10 and New Jersey because I wasn't sure why Pennsylvania and
11 Georgia was needed. But after Ms. Richman explained the
12 need for Pennsylvania and Georgia, I see no objection to
13 that.

14 THE COURT: All right. So you're not asking
15 that that be on notice to or with the approval of
16 Pretrial Services?

17 PRETRIAL OFFICER: We could add that. That
18 would be -- it could be restrict travel to New York and
19 New Jersey and then with approval for Georgia and
20 Pennsylvania.

21 THE COURT: If I could just clarify with Ms.
22 Richman, would the defendant be going through
23 Pennsylvania just to -- in the New Jersey area, or would
24 he actually be -- are you talking about something beyond
25 beyond that?

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1 MS. RICHMAN: I think it's the Eastern
2 Pennsylvania area, your Honor, because there is family in
3 these areas and I believe that there are some homes that
4 he's trying to finance and fix up and sell. So those are
5 the reasons for that.

6 THE COURT: Is there any reason why he
7 shouldn't seek permission to Pretrial Services before
8 going to Pennsylvania and Georgia?

9 MS. RICHMAN: I see no reason why he cannot
10 notice it to them. My only concern is that he not lose a
11 new business because he needs that new business to
12 support his family and what he's going to owe back to the
13 government. I don't think it'll be an issue.

14 THE COURT: All right. So I will have the bond
15 modified to indicate that for Pennsylvania and Georgia,
16 that's with the approval of Pretrial Services. Do you
17 understand that, Mr. Campbell?

18 THE DEFENDANT: Okay. So that means every time
19 I go that I have to call someone and say I want to go?

20 THE COURT: That's what it means.

21 THE DEFENDANT: Okay.

22 THE COURT: And at some point if your lawyer
23 wants to make an application to have that condition
24 removed, she's certainly free to do that. You're to have
25 no contact with any witnesses or potential witnesses in

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1 this case, or with any co-conspirators. Do you
2 understand that?

3 THE DEFENDANT: I understand.

4 THE COURT: And you have a passport?

5 THE DEFENDANT: Yes.

6 THE COURT: I'm directing you to surrender your
7 passport to Pretrial Services and you're not to apply, or
8 otherwise obtain a passport or other international travel
9 documents while released on bail. Do you understand
10 that?

11 THE DEFENDANT: I understand.

12 THE COURT: And do you have a meeting scheduled
13 with Pretrial Services?

14 THE DEFENDANT: I'm supposed to go somewhere on
15 Tuesday. I'm not sure where.

16 THE COURT: All right. Well, you --

17 THE DEFENDANT: Pretrial Services.

18 THE COURT: Yes. I'm going to ask you to
19 surrender your passport to Pretrial Services by Tuesday
20 which is September 28th when you go in to see them. And
21 you can talk with Ms. Richman about where you would go.

22 Mr. Campbell, do you understand the terms and
23 conditions of bail?

24 THE DEFENDANT: Yes.

25 THE COURT: And Ms. Campbell, do you understand

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1 the terms and conditions of bail?

2 MS. CARR: Yes.

3 THE COURT: And I understand that you've agreed
4 to be his cosigner on this bond, is that correct?

5 MS. CARR: Yes.

6 THE COURT: I'm going to ask my law clerk, Mr.
7 Proujansky, to administer the oath to you so I can ask
8 you some questions.

9 THE CLERK: Ms. Campbell, please raise your
10 right hand.

11 (AT THIS TIME THE SURETOR, CRYSTAL CARR, WAS SWORN)

12 THE CLERK: Please state your full name and
13 spell your last name for the record.

14 MS. CARR: Crystal Carr, last name C-A-R-R.

15 THE COURT: And I note that you signed the bond
16 as Crystal Carr Campbell. Do you also go by that name?

17 MS. CARR: I go mainly by Crystal Carr.

18 THE COURT: All right. You can put your hand
19 down now. I want to ask you questions in order to get
20 some background information from you and I also want to
21 make sure that you understand what could happen to you as
22 a cosigner if your husband violates any of the conditions
23 of bail.

24 First of all, you are the wife of the defendant
25 Hashim Campbell, is that correct?

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1 MS. CARR: Yes, I am.

2 THE COURT: And I understand that you are the
3 owner of the apartment or co-op where the two of you
4 reside?

5 MS. CARR: Yes.

6 THE COURT: It's solely in your name?

7 MS. CARR: Yes, it's solely in my name.

8 THE COURT: Are you currently working?

9 MS. CARR: Yes, I am.

10 THE COURT: What kind of work do you do?

11 MS. CARR: I work for New York City Department
12 of Environmental protection.

13 THE COURT: What's your position or title?

14 MS. CARR: It's environmental health and
15 safety -- sorry. Environmental health and safety
16 investigator and I also do employees.

17 THE COURT: And you make approximately \$90,000
18 per year?

19 MS. CARR: Yes.

20 THE COURT: This is a \$50,000 personal
21 recognizance bond. Although you're not being asked to
22 put any cash or property to secure your husband's bond,
23 by signing this bond, you're agreeing that if he violates
24 any of the conditions of bail and if bail is forfeited,
25 the government could then get a judgment against you for

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1 the full amount of the bond or \$50,000. Do you
2 understand that?

3 MS. CARR: Yes, I do.

4 THE COURT: And if that happened, the
5 government could attempt to collect that money from
6 savings and assets that you have including the interest
7 in your residence. The government could also attempt to
8 collect that money over time from you. For example, your
9 wages could be garnished which means that a portion of
10 your wages would be withheld and paid over to the
11 government until the full \$50,000 was collected. Do you
12 understand that?

13 MS. CARR: Yes.

14 THE COURT: So there are very serious financial
15 consequences to you if your husband violates any of the
16 conditions of release. Understanding that, are you still
17 prepared to be a surety on the bond?

18 THE DEFENDANT: Yes.

19 THE COURT: And do you authorize the Court or a
20 representative of the Court to sign the bond on your
21 behalf?

22 MS. CARR: Yes, I do.

23 THE COURT: Okay. Thank you very much. Mr.
24 Campbell, did you hear what I said to your wife about
25 what will happen to her if you violate any of the

Proceedings

1 conditions of release?

2 THE DEFENDANT: I did.

3 THE COURT: There are serious consequences to
4 her. In addition, by signing this bond, you are agreeing
5 that if you violate any of the conditions of release and
6 if bail is forfeited, the government could get a
7 judgment against you as well as against your wife for the
8 full amount of the bond or \$50,000. Do you understand
9 that?

10 THE DEFENDANT: I understand.

11 THE COURT: And if that happens, the government
12 could go after your savings and assets as well as hers
13 including your home you. The government could also
14 attempt to collect that money over time you from you as
15 well as from her. Do you understand that?

16 THE DEFENDANT: In addition to these financial
17 consequences to you and your wife, if you fail to come to
18 court is directed, a warrant will be issued for your
19 arrest that you may then be held without bail until your
20 trial. Do you understand that?

21 THE DEFENDANT: I understand.

22 THE COURT: Failure to appear may result in
23 charges of bail jumping. Bail jumping is a felony
24 offense. It's separate from the conspiracy, fraud
25 conspiracy charge to which you're pleading guilty. Even

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1 if Judge Block never accepts your guilty plea, if you are
2 convicted of bail jumping, you could go to prison for
3 that offense. And if you were convicted of both bail
4 jumping and of the underlying fraud charge, you could
5 receive consecutive prison terms. Do you understand
6 that?

7 THE DEFENDANT: I understand.

8 THE COURT: You're also subject to punishment
9 if you commit a crime while released on bail. And if you
10 threaten a witness or attempt to influence the testimony
11 of a witness, you may be subjected to punishment for that
12 as well. Do you understand that?

13 THE DEFENDANT: I understand.

14 THE COURT: In short, you should keep your
15 attorney aware where you can be reached, appear in court
16 as directed, do not commit any crimes, avoid any attempt
17 to influence the testimony of anyone you think may be a
18 witness against you, and comply with all the additional
19 conditions of bail which I've already explained to you.
20 Are you prepared to do all that?

21 THE DEFENDANT: Yeah.

22 THE COURT: And I would note that the bond
23 appears to have your signature and also your wife's
24 signature. I had asked her if the Court could sign on
25 her behalf. It appears that you each already signed the

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1 bond. Is that correct, Mr. Campbell?

2 THE DEFENDANT: Yes.

3 THE COURT: Is that correct, Ms. Carr?

4 MS. CARR: Yes.

5 THE COURT: And I just want to make clear to
6 you that the bond is going be modified to the extent that
7 we described earlier, that is for Mr. Campbell to travel
8 to Pennsylvania and Georgia. He would need to have
9 approval from Pretrial Services. And I indicated I was
10 going to be checking the boxes with respect to Pretrial
11 Services supervision, random visits, as well as avoiding
12 contact with co-conspirators and victims. Do you
13 understand that, Ms. Carr?

14 MS. CARR: Yes, we do.

15 THE COURT: Do you understand that, Mr.
16 Campbell?

17 THE DEFENDANT: I do.

18 THE COURT: And I may have neglected to say
19 this, so let me say it now, that apart from the areas
20 that are specified for the travel restrictions, if you
21 have any reason to travel beyond those areas, for
22 example, if you want to go to Connecticut, you would need
23 to speak with your attorney so that she can make an
24 application on your behalf. Do you understand that, Mr.
25 Campbell?

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1 THE DEFENDANT: I understand.

2 THE COURT: All right. I'm going to put on the
3 record a Rule 5(f) order. Since it applies to punishment
4 as well as to guilt, I direct the government to comply
5 with its obligation under *Brady v. Maryland* and its
6 progeny to disclose to the defense all information
7 whether admissible or not that is favorable to the
8 defendant. That is material either to guilt or
9 punishment and known to the prosecution. Possible
10 consequences for noncompliance may include dismissal of
11 individual charges or the entire case, exclusion of
12 evidence and professional discipline or court sanctions
13 on the attorneys responsible.

14 I'll be entering a written order more fully
15 describing this obligation and the possible consequences
16 of failing to meet it, and I direct the government to
17 review and comply with that order.

18 Mr. Edwards-Balfour, does the government
19 confirm that it understands its obligations and will
20 fulfill them?

21 MR. EDWARDS-BALFOUR: Yes, your Honor. The
22 government understand its obligations and will fulfill
23 them.

24 THE COURT: All right. Is there anything
25 further that any of you would like to address before we

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1 conclude this proceeding? Mr. Edwards-Balfour?

2 MS. RICHMAN: I had --

3 THE COURT: All right. Ms. Richman?

4 MR. EDWARDS-BALFOUR: No.

5 MS. RICHMAN: Yes, your Honor, just one point
6 of clarity with regard to travel. We discussed
7 Pennsylvania and Georgia, but we had included as well the
8 District of New Jersey because his mother lives in South
9 Jersey. Is it the position of the Court that he can
10 travel to Jersey?

11 THE COURT: He not only can travel to New
12 Jersey, but he doesn't need advance approval --

13 MS. RICHMAN: Thank you.

14 THE COURT: -- of Pretrial Services. That was
15 part of what they recommended in the first instance.

16 MS. RICHMAN: Thank you very much.

17 THE COURT: All right. Anything else, Ms.
18 Richman, from the defense?

19 MS. RICHMAN: No. Thank you very much, your
20 Honor.

21 THE COURT: And Mr. Edwards-Balfour?

22 MR. EDWARDS-BALFOUR: Yes, your Honor.

23 THE COURT: Anything further?

24 MR. EDWARDS-BALFOUR: Yes. Thanks. Two
25 things, your Honor. One, the government will be filing

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1 with your Honor a request to unseal certain aspects of
2 this record with your Honor either later today or early
3 in the morning. And then probably next week we will be
4 filing with Judge Block a preliminary order of
5 forfeiture.

6 THE COURT: All right. Anything else we need
7 to discuss?

8 PRETRIAL OFFICER: Excuse me, your Honor, this
9 is Corinne Carroll from Pretrial.

10 THE COURT: Yes?

11 PRETRIAL OFFICER: I was just wondering if
12 anyone knew the time that the defendant is supposed to
13 report to the courthouse on Tuesday, September 28th.

14 THE COURT: I will ask Ms. Richman.

15 MS. RICHMAN: I have it in a text. I believe
16 that Agent Sabile (phonetic) had noted I think it was 10
17 a.m.

18 PRETRIAL OFFICER: Okay. So Pretrial Services
19 is requesting that after he comes for that meeting, he
20 reports up to the office to surrender his passport and go
21 over some documents. I wasn't sure that he knows where
22 to go.

23 THE COURT: Very good.

24 MS. RICHMAN: Thank you.

25 THE COURT: I'm going to conclude this

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1 proceeding. Everyone please take care and stay safe.

2 Goodbye.

3 MR. EDWARDS-BALFOUR: All right. Thanks, your
4 Honor.

5 THE DEFENDANT: Bye.

6 MS. RICHMAN: Thank you.

7 THE DEFENDANT: Thank you.

8 (Matter concluded)

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C E R T I F I C A T E

I, MARY GRECO, hereby certify that the foregoing transcript of the said proceedings is a true and accurate transcript from the electronic sound-recording of the proceedings reduced to typewriting in the above-entitled matter.

I FURTHER CERTIFY that I am not a relative or employee or attorney or counsel of any of the parties, nor a relative or employee of such attorney or counsel, or financially interested directly or indirectly in this action.

IN WITNESS WHEREOF, I hereunto set my hand this 29th day of September, 2021.



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