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8 Attorneys for Defendants

9 *Carl Bradley Johansson*

10 *National Distribution, Inc.*

11 *Western Distribution, LLC.*

12 **UNITED STATES DISTRICT COURT**

13 **CENTRAL DISTRICT OF CALIFORNIA**

14 **WESTERN DIVISION**

15 UNITED STATES OF AMERICA,

16 Plaintiff,

17 v.

18 NATIONAL DISTRIBUTION, INC., et
19 al.,

20 Defendant.

Case No. 5:18-00114-VAP

Case No. 5:21-00170-VAP

**DEFENDANTS CARL BRADLEY
JOHANSSON'S, NATIONAL
DISTRIBUTION INC.'S, AND
WESTERN DISTRIBUTION,
L.L.C.'S NOTICE OF INTENT TO
WITHDRAW GUILTY PLEAS;
DECLARATION OF COUNSEL**

DATE: November 29, 2022

TIME: 10:00 a.m.

Courtroom of the
Honorable Virginia A. Phillips

1 PLEASE TAKE NOTICE that Defendants Carl Bradley Johansson (“Mr.
2 Johansson”), National Distribution, Inc. (“National”) and Western Distribution, LLC.
3 (“Western”), by and through their attorneys of record Edward M. Robinson and Brian
4 A. Robinson, hereby gives notice of their intent to move this Court to Withdraw their
5 pleas to counts 3, 4, 5, 6, 8 and 9 (“tax counts”) in case number 5:18-cr-00114-VAP
6 (“114”) and counts 1-4 (“bank fraud counts”) in case number 5:21-cr-00170-VAP
7 (“170”). (Case No. 114, Doc. 264; Case No. 170, Doc. 32.)
8

9 Respectfully submitted,
10

11 DATED: November 23, 2022 By */s/ Edward M. Robinson*

12 Edward M. Robinson
13 Brian A. Robinson

14 Attorneys for Defendant
15 *Carl Bradley Johansson*
16 *National Distribution, Inc.*
17 *Western Distribution, LLC.*
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DECLARATION OF EDWARD M. ROBINSON

I, Edward M. Robinson, hereby declare as follows:

1. That I am the attorney of record in Case Numbers 5:18-00114-VAP (“114”) and 5:21-00170-VAP (“170”) on behalf of Carl Bradley Johansson (“Mr. Johansson”), National Distribution, Inc. (“National”), and Western Distribution, LLC. (“Western”).

2. That on November 6, 2022, Mr. Johansson and National moved to withdraw their guilty pleas in case number 114, specifically to counts 1 and 2. (Doc. 389, 390). At that time, Mr. Johansson did not move to withdraw his pleas to the Tax Evasion counts in case number 114 and did not move to withdraw his please to Conspiracy to Commit Bank Fraud and Bank Fraud in case number 170. Western has not moved to withdraw its pleas to any counts in case number 170. (Case No. 114, Doc. 264; Case No. 170, Doc. 32.)

3. Yesterday, on November 22, 2022, I met with Mr. Johansson at MDCLA. At this meeting, Mr. Johansson expressed his desire and intention to move to withdraw his pleas to the tax counts in case number 114 and the bank fraud counts in case number 170. Mr. Johansson was unequivocal in his intent and request that the motion to withdraw be made as to those counts.

4. The sentencing and motion date is currently set for November 29, 2022.

5. I have attempted to make contact with AUSA Matthew O’Brien to inform him of the filing of this notice. I have not been able to reach him.

6. Based on this new information, on behalf of Mr. Johansson, National and Western, I intend to request a continuance of the motion and sentencing dates currently set for November 29, 2022, so that I may have the opportunity to adequately brief Mr. Johansson’s new request to withdraw his please to the tax counts in case number 114 and to the bank fraud counts in case number 170.

1 I declare under penalty of perjury that the foregoing is true and correct to the best
2 of my knowledge.

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4 Executed on November 23, 2022, in Torrance, California.

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7 By */s/ Edward M. Robinson*

8 Edward M. Robinson

9 Attorney for Defendant
10 *Carl Bradley Johansson*
11 *National Distribution, Inc.*
12 *Western Distribution, LLC.*
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