

United States District Court

CRIMINAL MINUTES - SENTENCING

Case No. 4:22cr32-MWTime Commenced: 10:06 a.m.; 11:25 a.m.; 12:04 p.m.Date May 2, 2023Time Concluded: 11:15 a.m.; 11:35 a.m.; 1:54 p.m.

PROCEEDINGS: Sentencing Hearing Held. Defendants sworn. Ruling by Court as to Felicia Stanley: Defendant sentenced to 24 months BOP as to Counts 1-3 to run concurrently. 3 years of supervised release as to Counts 1-3 years to run concurrently. Restitution \$2,802,690.76. SMA \$300. No Fine. Ruling by Court as to Wilbert Stanley: Defendant sentenced to 40 months BOP as to Counts 1, 2 & 4 to run concurrently. 3 years of supervised release as to Counts 1 & 2 and 4 to run concurrently. Restitution \$2,802,690.76. SMA \$300. No Fine.

PRESENT: HONORABLE CHIEF JUDGE **MARK E. WALKER** Presiding

Deputy Clerk: Victoria Milton McGee

Probation: April McCommon

Court Reporter: Megan Hague

Asst U.S. Attorney: Justin Keen

U.S.A v

ATTORNEY(S) FOR DEFENDANT

(1) FELICIA JACKSON STANLEYR. Alex Morris☒ present ☐ custody ☒ on release☒ present ☐ appointed ☒ retained

U.S.A v

ATTORNEY(S) FOR DEFENDANT

(2) WILBERT JEAN STANLEY, IIIR. Alex Morris☒ present ☐ custody ☒ on release☒ present ☐ appointed ☒ retained☒ DFT has read the PSR report and has discussed it with attorney.☐ Objections were made to the PSR.☐ Notice of Enhancement filed ☐ Court Question defendant about prior conviction☒ DEFENDANT ADJUDICATED GUILTY OF COUNT(S): 1-3 (F. Stanley) and 1, 2 & 4 (W. Stanley); SENTENCE IMPOSED:

☒ REMANDED to custody of Bureau of Prisons:
on count(s) 1-3 imprisonment for a term of 24 months
1, 2 & 4 imprisonment for a term of 40 months
with sentences to run ☒ concurrently or ☐ consecutively

☒ S/R or PROBATION:

☒ Supervised Release upon completion of term of imprisonment for a period of 3 years as to Counts 1-3 to run concurrently; 3 years as to Counts 1, 2 & 4 to run concurrently.

☐ Probation for a period of ____ years.

- ☐ Home Detention of _____ months with Electronic Monitoring
- ☒ FINE PAYMENT: ☒ Fine waived; ☐ Fine of \$____; ☒ SMA OF \$ 300.00 due immediately as to each defendant.
- ☒ RESTITUTION: Dft is liable for restitution of:
\$2,802,690.76 made payable (as stated in the judgement)
☒ DEFENDANTS are jointly and severally liable for restitution
- ☒ FORFEITURE: ☐ No forfeiture order ☒ DFTS. to forfeit assets identified in the order
- ☒ CUSTODY STATUS:
- ☐ DFT committed to the custody of the U.S. Department of Justice.
- ☒ Felicia Stanley to designated institution at her own expense no later than noon on 6/5/23.
- ☒ Wilbert Stanley to designated institution at his own expense no later than noon 30 days after Felicia Stanley's release (halfway house constitutes custody) .
- ☒ ADDITIONAL RECOMMENDATION:
- ☐ Substance Abuse Treatment while in the custody of BOP
- ☒ Designation near FCI Aliceville (F. Stanley) and Tallahassee, Florida (W. Stanley)
- ☒ SPECIAL CONDITIONS OR MODIFICATIONS:
- ☐ DFT shall cooperate with the US Probation Officer and the DHS regarding Immigration status
- ☒ DFT shall not own or possess a firearm, dangerous weapon or destructive device.
- ☐ DFT shall submit to: ☐ testing for the use of drugs or alcohol;
- ☐ Substance abuse treatment as may be directed by US Probation Officer.
- ☐ Mental Health treatment if deemed necessary by the Probation Officer.
- ☒ DFT shall provide requested financial information to the U.S. Probation Officer.
- ☒ DFT shall make any unpaid restitution on a payment schedule to be determined by US Probation.
- ☐ DFT shall notify the probation officer ten days prior to any change of residence or employment.
- ☐ DFT shall cooperate with the US Probation Officer and/or the appropriate state agency in the establishment and enforcement of child support payments.
- ☒ ADDITIONAL TERMS: As ordered in the judgment
- ☐ Remaining count(s) is dismissed on government motion.
- ☒ Court informs Dft of right to appeal.
- ☐ Dft request that the Clerk of Court file a notice of Appeal on his/her behalf.

PROCEEDINGS:

- 10:06 Court in session
Court addresses parties
- 10:07 Defendant Felicia Stanley sworn
- 10:08 Court confirms no objections to Felicia Stanley's PSR
- 10:10 Court reviews the record

10:11 Court reviews sentencing guidelines as to Felicia Stanley
10:12 Parties discuss restitution
10:23 Defense character witness (for Wilbert Stanley): Marie Mattox
10:28 Defense character witness (for Felicia Stanley): Marvinna Jackson Sinclair
10:34 Defense Exhibit 1 – marked, ID, admitted
10:36 Statement by Defendant (Felicia Stanley)
10:39 Statement by Defense as to Felicia Stanley (Morris)
10:59 Statement by the Government as to Felicia Stanley (Keen)
11:11 Rebuttal Statement by Defense (Morris)
11:15 Court in recess

11:25 Court in session
Court addresses parties
11:26 Defendant Wilbert Stanley sworn
11:27 Court confirms no objections to Wilbert Stanley's PSR
11:28 Court reviews sentencing guidelines as to Wilbert Stanley
11:29 Court reviews the record
11:31 Defense character witness: Rudy Ferguson
11:35 Court in recess

12:04 Court in session
12:05 Defense character witness continues: Rudy Ferguson
12:09 Statement by Defendant (Wilbert Stanley)
12:12 Defense witness: Dr. Stephen Zieman, Jr. – sworn, direct (Morris)
Dr. Zieman's report – marked, ID, admitted under seal as ECF No. [71]
12:37 Cross examination by Government (Keen)
12:52 Court questions witness
12:54 Redirect (Morris)
12:59 Follow-up (Keen)
1:03 Court addresses parties
1:05 Parties discuss housekeeping matters
1:09 Statement by Defense as to Wilbert Stanley (Morris)
1:16 Statement by the Government as to Wilbert Stanley (Keen)
1:25 Rebuttal Statement by Defense (Morris)
1:33 Court states sentences that will be imposed with reasoning
1:39 Ruling by Court as to Felicia Stanley: Defendant sentenced to 24 months BOP as to Counts 1-3 to run concurrently. 3 years of supervised release as to Counts 1-3 years to run concurrently. Restitution \$2,802,690.76. SMA \$300. No Fine.
1:48 Ruling by Court as to Wilbert Stanley: Defendant sentenced to 40 months BOP as to Counts 1, 2 & 4 to run concurrently. 3 years of supervised release as to Counts 1 & 2 and 4 to run concurrently. Restitution \$2,802,690.76. SMA \$300. No Fine.
1:54 Court adjourned

Initials of Deputy Clerk: VMM