

APPEAL, FORFEITURE ALLEGATION

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

Case title: USA v. Staveley

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

Date Filed: 09/02/2020

Date Terminated: 10/12/2021

Assigned to: District Judge Mary
S. McElroy
Referred to: Magistrate Judge
Lincoln D. Almond

Appeals court case number:
21-1842 U.S. Court of Appeals
for the First Circuit

Defendant (1)

David Staveley

TERMINATED: 10/12/2021

also known as

Kurt David Sanborn

TERMINATED: 10/12/2021

also known as

David Sanborn

TERMINATED: 10/12/2021

also known as

Kurt Sanborn

TERMINATED: 10/12/2021

also known as

David Adler Staveley

TERMINATED: 10/12/2021

represented by **David Staveley**

04230049

Donald W. Wyatt Detention Facility

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PRO SE

George J. West

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TERMINATED: 03/01/2021

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ATTORNEY TO BE NOTICED

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Pending Counts

18:1349 – CONSPIRACY TO
COMMIT BANK FRAUD
(1)

18:1028A – AGGRAVATED
IDENTITY THEFT
(6)

18:3146(a)(1) – FAILURE TO
APPEAR IN COURT AS
REQUIRED
(7)

Highest Offense Level
(Opening)

Felony

Terminated Counts

Disposition

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

Dismissed.

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

Disposition

18:1344 – BANK FRAUD
(2–4)

Dismissed.

15:645(a) – FALSE
STATEMENTS TO
INFLUENCE THE SMALL
BUSINESS ADMINISTRATION
(5)

Dismissed.

Highest Offense Level
(Terminated)

Felony

Complaints

Disposition

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

Plaintiff

USA

represented by **Lee Vilker**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

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

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

		TEXT ORDER denying <u>8</u> Motion to Seal as to David Adler Staveley (1); denying <u>9</u> Motion to Seal as to David Adler Staveley (1). So Ordered by Magistrate Judge Lincoln D. Almond on 5/11/2020.(Noel, Jeannine) [1:20-mj-00034-LDA] (Entered: 05/11/2020)
05/11/2020	<u>12</u>	GOVERNMENTS MOTION FOR REVOCATION OF RELEASE AND ORDER OF DETENTION by USA as to David Adler Staveley.(Noel, Jeannine) [1:20-mj-00034-LDA] (Entered: 05/11/2020)
05/11/2020	<u>13</u>	Government's Motion to Withdraw its Motion for Revocation of Release and Order of Detention re <u>12</u> Government's Motion for Revocation of Release and Order of Detention by USA as to David Adler Staveley.(Noel, Jeannine) [1:20-mj-00034-LDA] (Entered: 05/11/2020)
05/11/2020		TEXT ORDER granting <u>13</u> Government's Motion to Withdraw its Motion for Revocation of Release and Order of Detention as to David Adler Staveley (1) withdrawing <u>12</u> Government's Motion for Revocation of Release and Order of Detention as to David Adler Staveley. So Ordered by Magistrate Judge Lincoln D. Almond on 5/11/2020.(Noel, Jeannine) [1:20-mj-00034-LDA] (Entered: 05/11/2020)
05/11/2020		TEXT ORDER – GRANTED on a preliminary basis for good cause shown. Effective immediately, Defendant is subject to home detention with GPS electronic monitoring. Probation will communicate the specific and standard parameters of home detention to Defendant as soon as possible and make safe arrangements to place the electronic monitoring bracelet on Defendant as soon as reasonably practical. Until the bracelet is activated, Probation shall enforce the home detention condition through remote means. The Court will address any objection from Defendant during the video hearing already scheduled for 11:30 am on May 15, 2020. <u>11</u> Motion to Amend/Correct Order of Release to Add Condition of Home Confinement as to David Adler Staveley (1). So Ordered by Magistrate Judge Lincoln D. Almond on 5/11/2020.(Noel, Jeannine) [1:20-mj-00034-LDA] (Entered: 05/11/2020)
05/11/2020	<u>14</u>	MOTION to Extend Time 10 Days <i>Preliminary Hearing and Preliminary Home Detention and Electronic Monitoring Order</i> by David Adler Staveley. Responses due by 5/26/2020. (West, George) [1:20-mj-00034-LDA] (Entered: 05/11/2020)
05/12/2020	<u>15</u>	RESPONSE In Support to by USA as to David Adler Staveley re <u>14</u> MOTION to Extend Time 10 Days <i>Preliminary Hearing and Preliminary Home Detention and Electronic Monitoring Order</i> Replies due by 5/19/2020. (Vilker, Lee) [1:20-mj-00034-LDA] (Entered: 05/12/2020)
05/12/2020		TEXT ORDER granting <u>14</u> MOTION to Extend Time 10 Days Preliminary Hearing and Preliminary Home Detention and Electronic Monitoring Order as to David Adler Staveley (1). So Ordered by Magistrate Judge Lincoln D. Almond on 5/12/2020.(Noel, Jeannine) [1:20-mj-00034-LDA] (Entered: 05/12/2020)
05/12/2020		RESCHEDULING NOTICE OF VIDEO HEARING as to David Adler Staveley. VIDEO Preliminary Hearing/Status Hearing RESCHEDULED for 5/26/2020 11:30 AM before Magistrate Judge Lincoln D. Almond. Moved from 5/15/2020. Video instructions to be emailed to parties. Public Access Information can be found on the Court's Website. (Noel, Jeannine) [1:20-mj-00034-LDA] (Entered: 05/12/2020)

05/12/2020			RESCHEDULING NOTICE OF VIDEO HEARING as to David Adler Staveley. (TIME CHANGE ONLY) VIDEO Preliminary Hearing/Status Hearing RESCHEDULED for 5/26/2020 at 10:00 AM before Magistrate Judge Lincoln D. Almond. TIME CHANGE ONLY. MOVED FROM 11:30 AM. Video instructions will be emailed to parties. Public Access Information can be found on the Court's website. (Noel, Jeannine) [1:20-mj-00034-LDA] (Entered: 05/12/2020)
05/20/2020	<u>16</u>		MOTION to Extend Time Preliminary Hearing/ Home Detention/GPS Monitoring Order <i>an Additional Week</i> by David Adler Staveley. Responses due by 6/3/2020. (West, George) [1:20-mj-00034-LDA] (Entered: 05/20/2020)
05/20/2020			TEXT ORDER granting <u>16</u> MOTION to Extend Time Preliminary Hearing/ Home Detention/GPS Monitoring Order <i>an Additional Week</i> as to David Adler Staveley (1). So Ordered by Magistrate Judge Lincoln D. Almond on 5/20/2020.(Noel, Jeannine) [1:20-mj-00034-LDA] (Entered: 05/20/2020)
05/20/2020			RESCHEDULING NOTICE OF VIDEO HEARING as to David Adler Staveley. VIDEO Preliminary Hearing/Status Hearing RESCHEDULED for 6/2/2020 02:00 PM in Remote Hearing before Magistrate Judge Lincoln D. Almond. MOVED FROM 5/26/2020. Video Instructions will be emailed to parties. Public Access Information can be found on the Court's Website. (Noel, Jeannine) [1:20-mj-00034-LDA] (Entered: 05/20/2020)
05/21/2020	<u>17</u>		MOTION to Exclude <i>Time Under the Speedy Trial Act</i> by USA as to David Adler Staveley. Responses due by 6/4/2020. (Vilker, Lee) [1:20-mj-00034-LDA] (Entered: 05/21/2020)
05/22/2020	<u>18</u>		ORDER granting <u>17</u> Motion to Exclude Time as to David Adler Staveley (1). So Ordered by Magistrate Judge Lincoln D. Almond on 5/22/2020.(Saucier, Martha) [1:20-mj-00034-LDA] (Entered: 05/22/2020)
05/29/2020	<u>21</u>		NOTICE OF ATTORNEY APPEARANCE: Jeffrey K. Techentin appearing for David Adler Staveley (Techentin, Jeffrey) [1:20-mj-00034-LDA] (Entered: 05/29/2020)
05/29/2020	<u>22</u>		MOTION for Mark L. Josephs to Appear Pro Hac Vice (filing fee paid \$ 100.00, receipt number 0103-1507046) by David Adler Staveley. Responses due by 6/12/2020. (Techentin, Jeffrey) [1:20-mj-00034-LDA] (Entered: 05/29/2020)
05/29/2020			TEXT ORDER granting <u>22</u> Motion to Appear Pro Hac Vice of Mark L. Josephs as to David Adler Staveley (1). So Ordered by Magistrate Judge Lincoln D. Almond on 5/29/2020.(Noel, Jeannine) [1:20-mj-00034-LDA] (Entered: 05/29/2020)
06/02/2020			Minute Entry for proceedings held before Magistrate Judge Lincoln D. Almond: VIDEO Preliminary Hearing as to David Adler Staveley held on 6/2/2020 (Vilker, Josephs, Techentin) USPO D. Picozzi; All parties present by video; Defendant not present; Court addresses Deft Counsel; Deft Counsel addresses Court; Govt addresses Court; Court finds Deft waived appearance; Preliminary Exam to be continued; Deputy Clerk will check on status in 30 days(Court Reporter Lisa Schwam/ATT Teleconference Recording in Courtroom Video at 1:58 pm.)(Noel, Jeannine) [1:20-mj-00034-LDA] (Entered: 06/02/2020)

06/02/2020	<u>23</u>	MOTION to Withdraw as Attorney by George J. West. by David Adler Staveley. Responses due by 6/16/2020. (West, George) [1:20-mj-00034-LDA] (Entered: 06/02/2020)
06/03/2020		TEXT ORDER granting <u>23</u> Motion to Withdraw as Attorney. George J. West withdrawn from case as to David Adler Staveley (1). So Ordered by Magistrate Judge Lincoln D. Almond on 6/3/2020.(Noel, Jeannine) [1:20-mj-00034-LDA] (Entered: 06/03/2020)
07/24/2020		Arrest of David Adler Staveley in Northern District of Georgia (Atlanta). (Noel, Jeannine) [1:20-mj-00034-LDA] (Entered: 07/29/2020)
07/29/2020	<u>24</u>	Rule 5(c)(3) Documents Received from Northern District of Georgia (Atlanta) as to David Adler Staveley (Noel, Jeannine) [1:20-mj-00034-LDA] (Entered: 07/29/2020)
08/04/2020		NOTICE OF VIDEO HEARING DEFENDANT REQUEST as to David Adler Staveley. VIDEO Bond Revocation Hearing and Preliminary Exam set for 8/5/2020 at 01:30 PM in Remote Hearing before Magistrate Judge Lincoln D. Almond. Video information will be emailed to parties. Public Access Information can be found on the Court's website. (Noel, Jeannine) [1:20-mj-00034-LDA] (Entered: 08/04/2020)
08/05/2020		Minute Entry for proceedings held before Magistrate Judge Lincoln D. Almond:Bond Revocation Hearing as to David Adler Staveley held on 8/5/2020. Lee Vilker for the government; Jeffrey Techentin and Mark Josephs for the defendant; David Picozzi for probation. Defendant has no objection to appearance by video; Court informs defendant of his rights; Court orders defendant detained pending further proceedings; Court schedules preliminary hearing and Bond Revocation for 8/26/2020 at 10:00 am.(Courtroom Video Hearing at 1:36.)(Saucier, Martha) [1:20-mj-00034-LDA] (Entered: 08/05/2020)
08/05/2020		TEXT ORDER: Defendant is ordered to remain detained pending further proceedings as to David Adler Staveley. So Ordered by Magistrate Judge Lincoln D. Almond on 8/5/2020.(Saucier, Martha) [1:20-mj-00034-LDA] (Entered: 08/05/2020)
08/05/2020		NOTICE OF HEARING DEFENDANT REQUEST as to David Adler Staveley. Preliminary Hearing set for 8/26/2020 10:00 at AM in Remote Hearing before Magistrate Judge Lincoln D. Almond. Invitation and instructions emailed to counsel of record.(Saucier, Martha) [1:20-mj-00034-LDA] (Entered: 08/05/2020)
08/21/2020	<u>25</u>	ARREST Warrant Returned Executed on 7/23/2020 Georgia in case as to David Adler Staveley. (Noel, Jeannine) [1:20-mj-00034-LDA] (Entered: 08/21/2020)
08/25/2020	<u>26</u>	Assented MOTION to Continue <i>Preliminary Hearing</i> by David Adler Staveley. Responses due by 9/8/2020. (Attachments: # <u>1</u> Proposed Order)(Josephs, Mark) [1:20-mj-00034-LDA] (Entered: 08/25/2020)
08/26/2020		TEXT ORDER granting <u>26</u> Motion to Continue Preliminary Hearing as to David Adler Staveley (1). So Ordered by Magistrate Judge Lincoln D. Almond on 8/26/2020.(Noel, Jeannine) [1:20-mj-00034-LDA] (Entered: 08/26/2020)
08/26/2020		

			HEARING CANCELLED as to David Adler Staveley: Preliminary Hearing CANCELLED for 8/26/2020 10:00 at AM in Remote Hearing before Magistrate Judge Lincoln D. Almond. TO BE RESCHEDULED. (Noel, Jeannine) [1:20-mj-00034-LDA] (Entered: 08/26/2020)
08/26/2020			NOTICE OF VIDEO CONFERENCE as to David Adler Staveley. VIDEO Conference with Counsel only set for 8/26/2020 at 10:00 AM before Magistrate Judge Lincoln D. Almond. Video Information will be emailed to parties. (Noel, Jeannine) [1:20-mj-00034-LDA] (Entered: 08/26/2020)
08/26/2020			Minute Entry for proceedings held before Magistrate Judge Lincoln D. Almond: VIDEO Status Conference with Counsel only as to David Adler Staveley held on 8/26/2020 (Vilker, Josephs, Techentin)(Noel, Jeannine) [1:20-mj-00034-LDA] (Entered: 08/26/2020)
08/26/2020			NOTICE OF VIDEO HEARING DEFENDANT REQUEST as to David Adler Staveley. VIDEO Preliminary Hearing/Bond Revocation Hearing/Status of Counsel RESCHEDULED for 9/21/2020 10:00 AM in Remote Hearing before Magistrate Judge Lincoln D. Almond. MOVED FROM 8/26/2020 PER AGREEMENT OF COUNSEL. Video Information will be emailed to parties. Public Access Information can be found on the Court's website. (Noel, Jeannine) [1:20-mj-00034-LDA] (Entered: 08/26/2020)
09/02/2020	<u>27</u>		INDICTMENT as to David Staveley (1) count(s) 1, 2-4, 5, 6, 7. (Attachments: # <u>1</u> Criminal Cover Sheet)(Noel, Jeannine) (Entered: 09/02/2020)
09/02/2020			NOTICE OF FORFEITURE ALLEGATION by USA as to David Staveley re <u>27</u> Indictment (Noel, Jeannine) (Entered: 09/02/2020)
09/02/2020			CASE CONDITIONALLY ASSIGNED Related Case Number CR20-72MSM-LDA based upon the indication on the cover sheet that a related case previously was assigned to the presiding judge. The assignment is subject to the presiding judge's determination that the cases, in fact, are related. (Noel, Jeannine) (Entered: 09/02/2020)
09/02/2020			NOTICE OF VIDEO HEARING DEFENDANT REQUEST as to David Staveley. VIDEO Arraignment/Bond Hearing/Status of Counsel set for 9/21/2020 at 10:00 AM in Remote Hearing before Magistrate Judge Lincoln D. Almond. This Arraignment replaces the Preliminary Exam. The same video information applies. (Noel, Jeannine) (Entered: 09/02/2020)
09/11/2020			CASE PERMANENTLY ASSIGNED Since District Judge Mary S. McElroy has determined that this case is in fact related to 1:20-CR-72-MSM-LDA this case is permanently assigned to District Judge Mary S. McElroy for all further proceedings. (Urizandi, Nisshy) (Entered: 09/11/2020)
09/21/2020			Minute Entry for proceedings held before Magistrate Judge Lincoln D. Almond:VIDEO Arraignment as to David Staveley (1) Count 1,2-4,5,6,7 held on 9/21/2020, VIDEO Bond Revocation Hearing as to David Staveley held on 9/21/2020 (Vilker, Josephs) USPO D. Picozzi; All parties present by video; Deft present by video; Court addresses parties; No objection to video hearing; Deft Counsel addresses Court; Court informs Deft of rights & charges; Deft understands rights & charges; Not guilty plea entered; Arraignment order to be entered; Court finds bail violation; Bail revoked; Deft remanded(Court Reporter Karen Wischnowsky/Zoom Recording in Courtroom Video at 10:10 am.)(Noel,

		Jeannine) (Entered: 09/21/2020)
09/21/2020	<u>30</u>	ARRAIGNMENT ORDER as to David Staveley. Motions due by 12/14/2020. So Ordered by Magistrate Judge Lincoln D. Almond on 9/21/2020. (Noel, Jeannine) (Entered: 09/21/2020)
09/21/2020	<u>31</u>	ORDER OF DETENTION as to David Staveley. So Ordered by Magistrate Judge Lincoln D. Almond on 9/21/2020.(Noel, Jeannine) (Entered: 09/21/2020)
12/14/2020		TEXT ORDER: Due to the guidance issued by the Centers for Disease Control and Prevention and the Rhode Island Department of Health to slow the transmission of COVID-19 and the severity of risk posed to the public who may serve as jurors, the jury empanelment scheduled in December is cancelled, and this case is continued to the January 2021 trial calendar. The Court finds that pursuant to 18 USC 3161(h)(7)(A) the ends of justice served by ordering this continuance outweighs the interest of the public and the defendant's right to a speedy trial as to David Staveley – So Ordered by District Judge Mary S. McElroy on 12/14/2020. (Urizandi, Nisshy) (Entered: 12/14/2020)
12/30/2020		NOTICE OF REMOTE HEARING as to David Staveley: Pre Calendar Call set for 1/8/2021 at 2:00 PM via Zoom before District Judge Mary S. McElroy. The Zoom access information will be sent to counsel by email. (Urizandi, Nisshy) (Entered: 12/30/2020)
01/06/2021	<u>32</u>	MOTION to Withdraw as Attorney by Mark Josephs. by David Staveley. Responses due by 1/20/2021. (Josephs, Mark) (Entered: 01/06/2021)
01/07/2021		AMENDED NOTICE OF REMOTE HEARING as to David Staveley. Pre Calendar Call set for 1/8/2021 at 01:30 PM before District Judge Mary S. McElroy. The Court will send Zoom access information to counsel by email. (Urizandi, Nisshy) (Entered: 01/07/2021)
01/08/2021	<u>33</u>	MOTION for <i>Compassionate Release</i> by David Staveley. Responses due by 1/22/2021. (Josephs, Mark) (Entered: 01/08/2021)
01/08/2021		Minute Entry for proceedings held before District Judge Mary S. McElroy: PreCalendar Call as to David Staveley held on 1/8/2021. AUSA Lee Kilver, Defense Counsel Mark Josephs and Jeffrey Techentin participated. (via Zoom at 1:25 p.m.) (Urizandi, Nisshy) (Entered: 01/08/2021)
01/08/2021		ORAL MOTION to Withdraw as Attorney by Jeffrey K. Techentin by David Staveley. Responses due by 1/22/2021. (Urizandi, Nisshy) (Entered: 01/08/2021)
01/08/2021		ORAL MOTION to Continue Pretrial Deadlines and Empanelment for 60 days by David Staveley. Responses due by 1/22/2021. (Urizandi, Nisshy) (Entered: 01/08/2021)
01/08/2021		ORAL ORDER granting Motion to Continue as to David Staveley (1). All deadlines previously ordered are vacated. This case will be placed on the March 2021 trial calendar. The time requested shall be deemed excludable pursuant to 18 U.S.C. § 3161(h)(7) of the Speedy Trial Act – So Ordered by District Judge Mary S. McElroy on 1/8/2021. (Urizandi, Nisshy) (Entered: 01/08/2021)
01/08/2021		TEXT ORDER granting <u>32</u> Motion to Withdraw as Attorney; granting Oral Motion to Withdraw as Attorney. Mark L. Josephs and Jeffrey K. Techentin

		withdrawn from case as to David Staveley (1) – So Ordered by District Judge Mary S. McElroy on 1/8/2021. (Urizandi, Nisshy) (Entered: 01/08/2021)
01/11/2021	<u>34</u>	RESPONSE In Opposition to by USA as to David Staveley re <u>33</u> MOTION for Compassionate Release Replies due by 1/19/2021. (Vilker, Lee) (Entered: 01/11/2021)
01/11/2021	<u>35</u>	ORDER APPOINTING CJA PANEL ATTORNEY as to David Staveley: the Panel Attorney appointed as CJA Counsel is George J. West. So Ordered by Magistrate Judge Lincoln D. Almond on 1/11/2021. (Noel, Jeannine) (Entered: 01/11/2021)
01/14/2021		NOTICE OF VIDEO HEARING DEFENDANT REQUEST as to David Staveley. VIDEO Hearing on <u>33</u> MOTION for Compassionate Release : VIDEO Motion Hearing set for 1/29/2021 at 10:00 AM in Remote Hearing before Magistrate Judge Lincoln D. Almond.(Zoom Meeting ID: 160 945 9265, Passcode: 030364) (Noel, Jeannine) (Entered: 01/14/2021)
01/27/2021		TEXT ORDER as to David Staveley: Due to the guidance issued by the Centers for Disease Control and Prevention and the Rhode Island Department of Health to slow the transmission of COVID-19 and the severity of risk posed to the public who may serve as jurors, the jury empanelments scheduled for January, February, and March 2021 are cancelled, and this case is continued. This case will be placed on the April 2021 trial calendar. The time shall be deemed excludable pursuant to 18 U.S.C. § 3161(h)(7) of the Speedy Trial Act – So Ordered by District Judge Mary S. McElroy on 1/27/2021. (Urizandi, Nisshy) (Entered: 01/27/2021)
01/28/2021	<u>36</u>	MOTION to Continue <i>Hearing on Motion for Compassionate Release</i> by David Staveley. Responses due by 2/11/2021. (West, George) (Entered: 01/28/2021)
01/28/2021		TEXT ORDER granting <u>36</u> Motion to Continue as to David Staveley (1). So Ordered by Magistrate Judge Lincoln D. Almond on 1/28/2021.(Noel, Jeannine) (Entered: 01/28/2021)
01/28/2021		RESCHEDULING NOTICE OF HEARING DEFENDANT REQUEST as to David Staveley. VIDEO Hearing on <u>33</u> MOTION for Compassionate Release : VIDEO Motion Hearing RESCHEDULED for 2/12/2021 at 11:00 AM in Remote Hearing before Magistrate Judge Lincoln D. Almond. MOVED FROM 1/29/2021(Zoom Meeting ID: 160 945 9265, Passcode: 030364) (Noel, Jeannine) (Entered: 01/28/2021)
02/11/2021	<u>37</u>	MOTION to Continue <i>Bail Hearing</i> by David Staveley. Responses due by 2/25/2021. (West, George) (Entered: 02/11/2021)
02/11/2021		TEXT ORDER granting <u>37</u> Motion to Continue as to David Staveley (1). So Ordered by Magistrate Judge Lincoln D. Almond on 2/11/2021.(Noel, Jeannine) (Entered: 02/11/2021)
02/11/2021		RESCHEDULING NOTICE OF VIDEO HEARING DEFENDANT REQUEST as to David Staveley. Hearing on <u>33</u> MOTION for Compassionate Release : VIDEO Motion Hearing RESCHEDULED for 3/1/2021 at 11:00 AM in Remote Hearing before Magistrate Judge Lincoln D. Almond. MOVED FROM 2/12/2021. (Zoom Meeting ID: 160 945 9265, Passcode: 030364) (Noel, Jeannine) (Entered: 02/11/2021)

02/25/2021			TEXT ORDER as to David Staveley: The Court will resume criminal jury trials in April 2021. Due to the suspension of criminal jury trials from March 2020 to March 2021 because of the COVID-19 pandemic and the number of defendants currently awaiting trial, this case is continued to the June 2021 trial calendar. The Court finds that pursuant to 18 USC § 3161(h)(7)(A) the ends of justice served by ordering this continuance outweigh the best interests of the public and the defendant's right to a speedy trial. However, if the defendant seeks to be added to the April 2021 trial calendar, defense counsel must file a motion to be added to the April calendar call by March 1, 2021 – So Ordered by District Judge Mary S. McElroy on 2/25/2021. (Urizandi, Nisshy) (Entered: 02/25/2021)
03/01/2021			Appearance Entered for Jason P. Knight appearing for David Staveley (Noel, Jeannine) (Entered: 03/01/2021)
03/01/2021			Attorney update in case as to David Staveley. Attorney George J. West terminated. (Noel, Jeannine) (Entered: 03/01/2021)
03/01/2021			Minute Entry for proceedings held before Magistrate Judge Lincoln D. Almond: VIDEO Motion Hearing as to David Staveley held on 3/1/2021 re <u>33</u> MOTION for Compassionate Release filed by David Staveley (Vilker, West, Knight) USPO D. Picozzi; All parties present by video; Deft present by video; No objection to video hearing; Court advises Deft of rights; Retained Counsel present; Court reviews case; Atty Knight addresses the Court and requests continuance; No objection from the Govt; Court addresses Deft Counsel; Hearing continued; Atty West addresses the Court; Govt addresses the Court; Deft remanded(Court Reporter Zoom Recording in Courtroom Video at 11:10 am.)(Noel, Jeannine) (Entered: 03/01/2021)
03/01/2021			NOTICE OF VIDEO HEARING DEFENDANT REQUEST as to David Staveley. VIDEO Hearing on <u>33</u> MOTION for Compassionate Release : VIDEO Motion Hearing set for 3/22/2021 at 11:00 AM in Remote Hearing before Magistrate Judge Lincoln D. Almond.(Zoom Meeting ID: 160 945 9265, Passcode: 030364) (Noel, Jeannine) (Entered: 03/01/2021)
03/01/2021	<u>38</u>		NOTICE OF ATTORNEY APPEARANCE: Jason P. Knight appearing for David Staveley (Knight, Jason) (Entered: 03/01/2021)
03/02/2021	<u>39</u>		MOTION to Seal by David Staveley. (Knight, Jason) Modified (Unsealed) on 3/4/2021 (Noel, Jeannine). (Entered: 03/02/2021)
03/03/2021	<u>40</u>		MOTION to Seal filed by USA as to David Staveley. (Attachments: # <u>1</u> Government's Response)(Vilker, Lee) Modified (Unsealed) on 3/4/2021 (Noel, Jeannine). (Entered: 03/03/2021)
03/04/2021			TEXT ORDER – Defendant moves in ECF # 39 to seal his previously filed motion for compassionate release (ECF # 33) and the Government's opposition thereto (ECF # 34) because they contain personal and sensitive health information. The Government has no opposition to the sealing request. (ECF # 40). Absent opposition from the Government and for good cause shown, the motion to seal ECF #s 33 and 34 (ECF # 39) is GRANTED. However, the Court notes that the pleadings in question were filed by Defendant's counsel several weeks ago without any request to seal and thus they have been in the public domain for that entire time and have apparently already been the subject of some legitimate media reporting. Despite granting the request to seal going forward, the Court has some concern, due to Defendant's lengthy delay in moving to seal

		and the existing legitimate public dissemination of that unsealed information, that any privacy concerns of Defendant in these pleadings may have been waived under these circumstances or that these circumstances on balance may otherwise support a finding that the interests of public access to Court filings outweigh Defendant's privacy interests at this time. Accordingly, this sealing Order is without prejudice to future consideration of those issues if the Court receives a non-party motion to unseal the pleadings. The Clerk shall maintain ECF #s 33 and 34 under seal until further order of the Court. This Text Order and ECF #s 39 and 40 shall not be sealed filings. So Ordered by Magistrate Judge Lincoln D. Almond on 3/4/2021.(Noel, Jeannine) (Entered: 03/04/2021)
03/19/2021	<u>41</u>	MOTION to Withdraw Document <i>Motion for Compassionate Release</i> by David Staveley. Responses due by 4/2/2021. (Knight, Jason) (Entered: 03/19/2021)
03/19/2021		TEXT ORDER withdrawing <u>33</u> MOTION <i>for Compassionate Release</i> as to David Staveley (1); granting <u>41</u> Motion to Withdraw Document as to David Staveley (1). So Ordered by Magistrate Judge Lincoln D. Almond on 3/19/2021.(Noel, Jeannine) (Entered: 03/19/2021)
03/19/2021		HEARING CANCELLED as to David Staveley: VIDEO Motion Hearing CANCELLED for 3/22/2021 at 11:00 AM in Remote Hearing before Magistrate Judge Lincoln D. Almond. (Noel, Jeannine) (Entered: 03/19/2021)
04/27/2021		NOTICE OF HEARING as to David Staveley. This matter is on the list of cases for the June 2021 trial calendar. The calendar call will be held on <u>May 11, 2021 at 9:30 AM</u> via Zoom before District Judge Mary S. McElroy. Due to the number of cases scheduled, parties seeking to continue this matter must file a motion to continue by <u>May 7, 2021</u> , to be removed from the calendar call notice. (Zoom ID: 160 126 7400, Password: 520445) (Urizandi, Nisshy) (Entered: 04/27/2021)
05/06/2021	<u>42</u>	PLEA AGREEMENT as to David Staveley (Vilker, Lee) (Entered: 05/06/2021)
05/10/2021		NOTICE OF HEARING DEFENDANT REQUEST as to David Staveley. Change of Plea Hearing set for 5/17/2021 at 10:30 AM via Zoom before District Judge Mary S. McElroy. (Zoom Meeting ID: 160 281 4721, Passcode: 120394) (Urizandi, Nisshy) (Entered: 05/10/2021)
05/17/2021		Minute Entry for proceedings held before District Judge Mary S. McElroy:Change of Plea Hearing as to David Staveley held on 5/17/2021, Plea entered by David Staveley (1) Guilty Count 1,7. Lee Vilker for Government.Jason Knight for Defendant. Defendant sworn. Defendant Defendant waives right to appear in person and consents to appear via video. Court verifies that the Defendant has reviewed the charges & plea agreement with his attorney. Court questions Defendant and reviews maximum penalties, sentencing guidelines, and constitutional rights. Government outlines the legal elements and facts of the case. Defendant agrees with Government's outline. Defendant pleads guilty to Counts 1 & 7. Defendant requests in person sentencing. Sentencing 8/2/2021 10:00 am in the JAR. Defendant remanded. Court adjourned.(Court Reporter Karen Wischnowsky in Courtroom Zoom Video at 10:40am.)(McGuire, Vickie) (Entered: 05/17/2021)
05/17/2021		NOTICE OF HEARING DEFENDANT REQUEST as to David Staveley. Sentencing set for 8/5/2021 at 10:00 AM in Jury Assembly before District Judge Mary S. McElroy. Please Note: Date & time has changed. (McGuire, Vickie)

			(Entered: 05/17/2021)
07/14/2021	<u>44</u>		MOTION to Continue by David Staveley. Responses due by 7/28/2021. (Knight, Jason) (Entered: 07/14/2021)
07/15/2021			TEXT ORDER granting <u>44</u> Motion to Continue as to David Staveley (1). So Ordered by District Judge Mary S. McElroy on 7/15/2021.(Potter, Carrie) (Entered: 07/15/2021)
07/15/2021			NOTICE OF HEARING DEFENDANT REQUEST as to David Staveley. Sentencing rescheduled for 10/5/2021 at 10:00 AM in Courtroom 2 before District Judge Mary S. McElroy.(Potter, Carrie) (Entered: 07/15/2021)
09/13/2021	<u>45</u>		OBJECTION TO PRESENTENCE REPORT by David Staveley (Attachments: # <u>1</u> Supporting Memorandum)(Knight, Jason) (Entered: 09/13/2021)
09/14/2021			NOTICE OF HEARING DEFENDANT REQUEST as to David Staveley. Sentencing rescheduled for 9/30/2021 at 02:00 PM in Jury Assembly before District Judge Mary S. McElroy. Please note date and time change.(Public Zoom Information: Meeting ID: 161 560 5365, Passcode: 139701) (Potter, Carrie) (Entered: 09/14/2021)
09/24/2021	<u>48</u>		SENTENCING MEMORANDUM by USA as to David Staveley (Vilker, Lee) (Entered: 09/24/2021)
09/29/2021			HEARING CANCELLED as to David Staveley: Due to the COVID-19 outbreak at Wyatt Detention Center, the Sentencing scheduled for 9/30/2021 at 02:00 PM in Jury Assembly before District Judge Mary S. McElroy is hereby cancelled. (Potter, Carrie) (Entered: 09/29/2021)
09/29/2021			NOTICE OF HEARING DEFENDANT REQUEST as to David Staveley. Sentencing set for 10/5/2021 at 02:00 PM in Remote Hearing before District Judge Mary S. McElroy.(Zoom Meeting ID: 161 560 5365, Passcode: 139701) (Potter, Carrie) (Entered: 09/29/2021)
10/04/2021			HEARING CANCELLED :Sentencing set for 10/5/2021 at 02:00 PM in Remote Hearing before District Judge Mary S. McElroy is hereby cancelled. (Potter, Carrie) (Entered: 10/04/2021)
10/04/2021			NOTICE OF HEARING DEFENDANT REQUEST as to David Staveley. Sentencing set for 10/7/2021 at 11:00 AM in Jury Assembly before District Judge Mary S. McElroy. PLEASE NOTE: THIS IN A IN-PERSON HEARING.(Zoom Meeting ID: 161 560 5365, Passcode: 139701) (Potter, Carrie) (Entered: 10/04/2021)
10/07/2021			Minute Entry for proceedings held before District Judge Mary S. McElroy:Sentencing held on 10/7/2021 for David Staveley : L. Vilker, J. Knight. M. Picozzi, US Probation. Deft present. Court verifies that defense counsel has reviewed the PSR with the deft. Objections made. Arguments heard. For the reasons stated in open court, the Court grants objections in part and overrules objections in part. Court sets forth the advisory sentencing guideline calculations in this case. Govt and defense counsel each give their sentencing recommendations. Deft exercises his right to allocution. 1 impact statement given. Court addresses and sentences the deft to 56 months of imprisonment – 44 months as to Count 1 and 12 months as to Count 7 to run consecutive. 3 years of supervised release, \$200.00 special assessment, no fine. Court verifies that

		the deft has waived his right to appeal pursuant to the plea agreement filed in this case. Deft remanded. Recess.(Court Reporter D. Veitch in Courtroom Jury Assembly Room at 11:30 am.)(Potter, Carrie) (Entered: 10/07/2021)
10/12/2021	<u>51</u>	JUDGMENT as to David Staveley (1), Count(s) 1, 7, 56 months of imprisonment – 44 months as to Count 1 and 12 months as to Count 7 to run consecutive. 3 years of supervised release, \$200.00 special assessment, no fine.; Count(s) 2–4, 5, 6, Dismissed.. So Ordered by District Judge Mary S. McElroy on 10/12/2021.(Potter, Carrie) (Entered: 10/12/2021)
10/15/2021	<u>53</u>	NOTICE OF APPEAL by David Staveley as to Sentencing. NOTICE TO COUNSEL: Counsel should register for a First Circuit CM/ECF Appellate Filer Account at http://pacer.psc.uscourts.gov/cmecf/. Counsel should also review the First Circuit requirements for electronic filing by visiting the CM/ECF Information section at http://www.ca1.uscourts.gov/cmecf Appeal Record due by 11/15/2021. (Attachments: # <u>1</u> Envelope)(Kenny, Meghan) (Entered: 10/15/2021)
10/15/2021	<u>54</u>	MOTION to Appoint Counsel by David Staveley. Responses due by 10/29/2021. (Attachments: # <u>1</u> Envelope)(Kenny, Meghan) (Entered: 10/15/2021)
10/15/2021	<u>56</u>	MOTION for Return of Property/PostTrial by David Staveley. Responses due by 10/29/2021. (Kenny, Meghan) (Entered: 10/15/2021)
10/18/2021	<u>58</u>	CLERK'S CERTIFICATE AND APPELLATE COVER SHEET: Abbreviated record on appeal consisting of notice of appeal, order(s) being appealed, and copy of the district court docket report transmitted to the U.S. Court of Appeals for the First Circuit in accordance with 1st Cir. R. 11.0(b). as to David Staveley <u>53</u> Notice of Appeal – Other. (Attachments: # <u>1</u> record on appeal)(Kenny, Meghan) (Entered: 10/18/2021)
10/18/2021		USCA Case Number 21–1842 assigned as to <u>53</u> Notice of Appeal filed by David Staveley. (Kenny, Meghan) (Entered: 10/18/2021)
10/19/2021		TEXT ORDER denying <u>59</u> Motion for Reconsideration filed by David Staveley. So Ordered by District Judge Mary S. McElroy on 10/19/2021.(Potter, Carrie) (Entered: 10/19/2021)
11/05/2021	<u>65</u>	MOTION to Appoint Counsel by David Staveley. Responses due by 11/19/2021. (Attachments: # <u>1</u> Envelope)(DaCruz, Kayla) (Entered: 11/05/2021)
11/12/2021		TEXT ORDER denying <u>65</u> Motion to Appoint Counsel as to David Staveley (1). The case is under appeal, therefore, this Court does not have jurisdiction. So Ordered by District Judge Mary S. McElroy on 11/12/2021.(Potter, Carrie) (Entered: 11/12/2021)
11/15/2021	<u>66</u>	MOTION for Leave to Appeal In Forma Pauperis by David Staveley. Responses due by 11/29/2021. (Attachments: # <u>1</u> Envelope)(DaCruz, Kayla) (Entered: 11/15/2021)
11/18/2021		TEXT ORDER granting <u>66</u> Motion for Leave to Appeal In Forma Pauperis as to David Staveley (1). So Ordered by District Judge Mary S. McElroy on 11/18/2021.(Potter, Carrie) (Entered: 11/18/2021)

RECEIVED
NOV 15 2021
U.S. DISTRICT COURT
DISTRICT OF R.I.

AFFIDAVIT ACCOMPANYING MOTION FOR PERMISSION TO APPEAL IN FORMA PAUPERIS

District Court No. 1:20-cr-00074-WES-LDA-1
Appeal No. 31-1842

Affidavit in Support of Motion	Instructions
I swear or affirm under penalty of perjury that, because of my poverty, I cannot prepay the docket fees of my appeal or post a bond for them. I believe I am entitled to redress. I swear or affirm under penalty of perjury under United States laws that my answers on this form are true and correct. (28 U.S.C. § 1746; 18 U.S.C. § 1621.) Signed: <u>David Starob</u>	Complete all questions in this application and then sign it. Do not leave any blanks: if the answer to a question is "0," "none," or "not applicable (N/A)," write in that response. If you need more space to answer a question or to explain your answer, attach a separate sheet of paper identified with your name, your case's docket number, and the question number. Date: <u>11/5/21</u>

My issues on appeal are:

-
- ① Ineffective Counsel
 - ② 3553 Violation Evidence/Information withheld/not provided or considered at sentencing.
 - ③ Obstruction

1. For both you and your spouse estimate the average amount of money received from each of the following sources during the past 12 months. Adjust any amount that was received weekly, biweekly, quarterly, semiannually, or annually to show the monthly rate. Use gross amounts, that is, amounts before any deductions for taxes or otherwise.

Income source	Average monthly amount during the past 12 months		Amount expected next month	
	You	Spouse	You	Spouse
Employment	\$ 0	\$	\$ 0	\$
Self-employment	\$ 0	\$	\$ 0	\$
Income from real property (such as rental income)	\$ 0	\$	\$ 0	\$
Interest and dividends	\$ 0	\$ N/A	\$ 0	\$ N/A
Gifts	\$ 0	\$	\$ 0	\$
Alimony	\$ 0	\$	\$ 0	\$
Child support	\$ 0	\$	\$ 0	\$
Retirement (such as social security, pensions, annuities, insurance)	\$ 0	\$	\$ 0	\$
Disability (such as social security, insurance payments)	\$ 0	\$	\$ 0	\$
Unemployment payments	\$ 0	\$	\$ 0	\$

Public-assistance (such as welfare)	\$ 0	\$ /	\$ 0	\$ /
Other (specify):	\$ 0	\$ /	\$ 0	\$ /
Total monthly income:	\$0	\$0	\$0	\$0

2. List your employment history for the past two years, most recent employer first. (Gross monthly pay is before taxes or other deductions.)

Employer	Address	Dates of employment	Gross monthly pay
Comets Radio	Worcester, MA	1/7/19 - 5/10/20	\$ 250
			\$
			\$

3. List your spouse's employment history for the past two years, most recent employer first. (Gross monthly pay is before taxes or other deductions.)

Employer	Address	Dates of employment	Gross monthly pay
	N/A		\$
			\$
			\$

4. How much cash do you and your spouse have? \$ 0

Below, state any money you or your spouse have in bank accounts or in any other financial institution.

Financial Institution	Type of Account	Amount you have	Amount your spouse has
No Accounts	N/A	\$	\$
		\$	\$
		\$	\$

If you are a prisoner seeking to appeal a judgment in a civil action or proceeding, you must attach a statement certified by the appropriate institutional officer showing all receipts, expenditures, and balances during the last six months in your institutional accounts. If you have multiple accounts, perhaps because you have been in multiple institutions, attach one certified statement of each account.

5. List the assets, and their values, which you own or your spouse owns. Do not list clothing and ordinary household furnishings.

Home	Other real estate	Motor vehicle #1
(Value) \$ 0	(Value) \$ 0	(Value) \$ 0
		Make and year: /
		Model: /
		Registration #: /

Motor vehicle #2	Other assets	Other assets
(Value) \$ 0	(Value) \$ 0	(Value) \$ 0
Make and year: /		
Model: /		
Registration #: /		

6. State every person, business, or organization owing you or your spouse money, and the amount owed.

Person owing you or your spouse money	Amount owed to you	Amount owed to your spouse
None	\$ N/A	\$
	\$	\$
	\$	\$
	\$	\$

7. State the persons who rely on you or your spouse for support.

Name [or, if under 18, initials only]	Relationship	Age
Judith Sauer	mother	81

8. Estimate the average monthly expenses of you and your family. Show separately the amounts paid by your spouse. Adjust any payments that are made weekly, biweekly, quarterly, semiannually, or annually to show the monthly rate.

	You	Your Spouse
Rent or home-mortgage payment (include lot rented for mobile home)	\$ 1500	\$
Are real estate taxes included? ☒ Yes ☐ No		
Is property insurance included? ☐ Yes ☐ No		
Utilities (electricity, heating fuel, water, sewer, and telephone)	\$ 100	\$
Home maintenance (repairs and upkeep)	\$	\$
Food	\$ 200	\$
Clothing	\$ 50	\$
Laundry and dry-cleaning	\$	\$
Medical and dental expenses	\$	\$
Transportation (not including motor vehicle payments)	\$ 50	\$
Recreation, entertainment, newspapers, magazines, etc.	\$	\$ N/A
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renters:	\$ 100	\$
Life:	\$	\$
Health:	\$	\$
Motor vehicle:	\$	\$
Other:	\$	\$
Taxes (not deducted from wages or included in mortgage payments) (specify):	\$	\$

Installment payments		
Motor vehicle:	\$ —	\$
Credit card (name):	\$ —	\$
Department store (name):	\$ —	\$
Other:	\$ —	\$
Alimony, maintenance, and support paid to others	\$ —	\$ NA
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ —	\$
Other (specify):	\$ —	\$
Total monthly expenses:	\$0 zero	\$0

Incarcerated — Mother now pays all monthly expenses on her own.

9. Do you expect any major changes to your monthly income or expenses or in your assets or liabilities during the next 12 months?

☐ Yes ☒ No If yes, describe on an attached sheet.

10. Have you spent — or will you be spending — any money for expenses or attorney fees in connection with this lawsuit?

☐ Yes ☒ No If yes, how much? _____

11. Provide any other information that will help explain why you cannot pay the docket fees for your appeal.

Presently incarcerated

12. State the city and state of your legal residence: Dorchester, Massachusetts
 Your daytime phone number: (978) 264-8750
 Your age: 54 Your years of schooling: High School/Some College
 Last four digits of your social-security number: 9211

Pond Street 04230274

557

PROVIDENCE RI 028

10 NOV 2021 PM 3



Unit B, #27

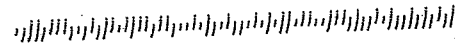
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950 High Street

Central Falls, RI 02863

United States District Court
Office of the Clerk
Federal Bldg & Courthouse
Exchange Terrace
Providence, RI 02903-1779

02903-177999



MIME-Version:1.0

From:cmecf@rid.uscourts.gov

To:cmecfnef@rid.uscourts.gov

BCC :

--Case Participants: Jason P. Knight (jason.knight@jasonknightlaw.com), Lee Vilker (caseview.ecf@usdoj.gov, jade.brennan@usdoj.gov, lauren.masse@usdoj.gov, lee.vilker@usdoj.gov, lindsay.beltzer@usdoj.gov, michele.sisson@usdoj.gov, miriam.contreras-morales@usdoj.gov, richard.myrus@usdoj.gov, usari-ecf@usdoj.gov), Magistrate Judge Lincoln D. Almond (juliane_realejo@rid.uscourts.gov, ldanef@rid.uscourts.gov, mag_judge_almond@rid.uscourts.gov, mara_martinelli@rid.uscourts.gov), District Judge Mary S. McElroy (judge_mcelroy@rid.uscourts.gov, msmnef@rid.uscourts.gov)

--Non Case Participants: Finance Department (claire_parvin@rid.uscourts.gov, vickie_mcguire@rid.uscourts.gov), RI Department of Corrections Finance (amanda.brouillard@doc.ri.gov, susan.vani@doc.ri.gov)

--No Notice Sent:

Message-Id:1687698@rid.uscourts.gov

Subject:Activity in Case 1:20-cr-00074-MSM-LDA USA v. Staveley Order on Motion for Leave to Appeal In Forma Pauperis

Content-Type: text/html

U.S. District Court

District of Rhode Island

Notice of Electronic Filing

The following transaction was entered on 11/18/2021 at 9:41 AM EST and filed on 11/18/2021

Case Name: USA v. Staveley

Case Number: 1:20-cr-00074-MSM-LDA

Filer:

Document Number: No document attached

Docket Text:

TEXT ORDER granting [66] Motion for Leave to Appeal In Forma Pauperis as to David Staveley (1). So Ordered by District Judge Mary S. McElroy on 11/18/2021.(Potter, Carrie)

1:20-cr-00074-MSM-LDA-1 Notice has been electronically mailed to:

Jason P. Knight jason.knight@jasonknightlaw.com

Lee Vilker lee.vilker@usdoj.gov, CaseView.ECF@usdoj.gov, jade.brennan@usdoj.gov,
lauren.masse@usdoj.gov, lindsay.beltzer@usdoj.gov, michele.sisson@usdoj.gov,
miriam.contreras-morales@usdoj.gov, richard.myrus@usdoj.gov, usari-ecf@usdoj.gov

1:20-cr-00074-MSM-LDA-1 Notice has been delivered by other means to:

David Staveley(Terminated)

04230049

Donald W. Wyatt Detention Facility

Unit B #27

950 High Street

Central Falls, RI 02863