

CLOSED

U.S. District Court
Northern District of New York - Main Office (Syracuse) [LIVE - Version 6.1.1]
(Syracuse)
CRIMINAL DOCKET FOR CASE #: 5:02-cr-00051-LEK All Defendants

Case title: USA v. Salvagno et al

Date Filed: 02/13/2002

Related Cases: [5:10-cv-00798-LEK](#)
[5:10-cv-01376-LEK](#)

Assigned to: Senior Judge Lawrence E.
Kahn

Appeals court case numbers: '06-4201-
cr', '06-4618-cr' '2nd Circuit', '09-0031-
cr' '2nd Circuit', 13-3626 2nd Circuit

Defendant (1)**Alexander Salvagno***TERMINATED: 01/28/2005**also known as*

Alex Salvagno

*TERMINATED: 01/28/2005*represented by **Alexander Salvagno**

11212-052

Federal Correctional Institution

33.5 Pembroke Road

Danbury, CT 06811-3099

PRO SE

David Bernfeld

Skolnick, Hochberg Law Firm

122 East 42nd Street

Suite 606

New York, NY 10168

212-661-1661

Fax: 212-661-1738

Email: dbblaw@hotmail.com

*TERMINATED: 08/08/2006**LEAD ATTORNEY**Designation: Retained***Dennis B. Schlenker**

Office of Dennis B. Schlenker

174 Washington Avenue

Albany, NY 12210

518-463-4473

Fax: 518-463-7926

Email: badger44@verizon.net

LEAD ATTORNEY

ATTORNEY TO BE NOTICED
Designation: CJA Appointment

Joel M. Howard , III
Couch White, LLP
540 Broadway
P.O. Box 22222
Albany, NY 12201-2222
518-426-4600
Fax: 518-320-3496
Email: jhoward@couchwhite.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Richard M. Asche
Litman, Asche Law Firm
45 Broadway Atrium
30th Floor
New York, NY 10006
212-809-4500
Fax: 212-509-8403
Email: richardasche@hotmail.com
TERMINATED: 08/29/2006
LEAD ATTORNEY
ATTORNEY TO BE NOTICED
Designation: Retained

Phillip G. Steck
Cooper, Erving Law Firm - Albany
Office
39 North Pearl Street
4th Floor
Albany, NY 12207
518-449-3900
Fax: 518-432-3111
Email: psteck@coopererving.com
ATTORNEY TO BE NOTICED
Designation: CJA Appointment

Russell M. Gioiella
Litman, Asche Law Firm
45 Broadway Atrium
30th Floor
New York, NY 10006
212-809-4500
Fax: 212-509-8493
Email: rmg@lagnyc.com
TERMINATED: 08/29/2006

ATTORNEY TO BE NOTICED
Designation: Retained

Pending Counts

18:1962-4700.F POSTAL,
INTERSTATE WIRE, RADIO, ETC. :
From on or about 1/90 until the present,
the exact dates being unknown, in
NYND, the defts herein did unlawfully,
willfully and knowingly combine,
conspire, confederate and agree to
conduct and participate, directly and
indirectly, in the conduct of the affairs
of the enterprise through a pattern of
racketeering activity.

(1)

18:1962-4700.F POSTAL,
INTERSTATE WIRE, RADIO, ETC.-
The United States charges that during
all times mentioned in the superseding
indictment, defendants conducted, and
attempted to conduct, financial
transactions affecting interstate
commerce intended to promote a mail
fraud scheme.

(1s)

18:1962-4700.F POSTAL,
INTERSTATE WIRE, RADIO, ETC. -
racketeering conspiracy from 2/90 to
present Defts. unlawfully, willfully &
knowingly combined, conspired,
confederated & agreed to conduct &
participate directly & indirectly in the
conduct of the affairs of the enterprise
through a pattern of racketeering
activity as that term is defined by 18
USC 1961(1) & (5).

(1ss)

18:371.F CONSPIRACY TO
DEFRAUD THE UNITED STATES :
From on or about 1/90 and continuing
until the present, the exact dates being
unknown, in NYND and elsewhere, the
defts together with persons both known

Disposition

Defendant is RESENTENCED on
Counts 1, 2-11 and 12-14 of the Second
Superseding Indictment; Deft.
sentenced to 20 yrs of prison on Count
1, 5 yrs. on count 2 through 11, and 3
yrs on Counts 12-14; Sentences on
Counts 2-14 are to run concurrently, but
consecutive to Count 1 for a total of 300
months (25 yrs); Upon release from
prison, deft. to serve Supervised release
for 36 months with conditions; Special
Assessment fee of \$1400; Restitution
due in amount of \$23,039,607.30;
Forfeiture in the amount of
\$2,033,457.70

and unknown to the Grand Jury did knowingly combine, conspire, confederate and agree to violate the Clean Air Act, 42:7401 and Toxic Substances Control Act, 15:2601.

(2)

18:371.F CONSPIRACY TO DEFRAUD THE UNITED STATES - The United States charges that at all times material to the superseding indictment, defendants conspired to violate the Clean Air Act and Toxic Substances Control Act.

(2s)

18:371.F CONSPIRACY TO DEFRAUD THE UNITED STATES - from 1/90 to present Defts. did knowingly combine, conspire, confederate & agree to violate the Clean Air Act 42 USC 7401 et seq & the Toxic Substances Control Act 15 USC 2601 et seq.

(2ss)

Defendant is RESENTENCED on Counts 1, 2-11 and 12-14 of the Second Superseding Indictment; Deft. sentenced to 20 yrs of prison on Count 1, 5 yrs. on count 2 through 11, and 3 yrs on Counts 12-14; Sentences on Counts 2-14 are to run concurrently, but consecutive to Count 1 for a total of 300 months (25 yrs); Upon release from prison, deft. to serve Supervised release for 36 months with conditions; Special Assessment fee of \$1400; Restitution due in amount of \$23,039,607.30; Forfeiture in the amount of \$2,033,457.70

42:7413.F FEDERAL ENFORCEMENT PROCEDURES, PENALTY : violations of the Clean Air Act and NESHAPS asbestos work practice standards (dry removal, dry bagging, failure to bag all asbestos)

(3)

42:7413.F FEDERAL ENFORCEMENT PROCEDURES, PENALTY - The United States charges that on or about the dates, the exact dates being unknown to the Grand Jury, and for the projects set forth in the superseding indictment, defendants knowingly performed acts or caused such acts to be performed or failed to perform acts or cause acts not to be performed that violated the Clean Air

Act and NESHAPs asbestos work practice standards contained in 40 C.F.R. Part 61, subpart M, with regard to regulated asbestos containing material.
(3s-11s)

42:7413.F FEDERAL ENFORCEMENT PROCEDURES, PENALTY - 2/20/97 thru 10/11/98 approximately, Defts. knowingly perform acts or cause such acts to be performed or knowingly fail to perform acts or cause such acts not to be performed that violated the Clean Air Act & NESHAP asbestos work practice standards contained in 40 CFR Part 61 subpart M.
(3ss)

42:7413.F FEDERAL ENFORCEMENT PROCEDURES, PENALTY: Violations of Clean Air Act and NESHAPs asbestos work practice standards (dry removal, dry bagging)
(4)

42:7413.F FEDERAL ENFORCEMENT PROCEDURES, PENALTY from 7/6/98 thru 9/98 approximately, Defts. did knowingly perform acts or cause such acts to be performed, or knowingly fail to perform acts or cause such acts not to be performed, that violated the Clean Air Act and NESHAP asbestos work practice standards contained in CRF Part 61 subpart M.
(4ss)

42:7413.F FEDERAL ENFORCEMENT PROCEDURES, PENALTY : Violations of Clean Air Act and NESHAPs asbestos work

Defendant is RESENTENCED on Counts 1, 2-11 and 12-14 of the Second Superseding Indictment; Deft. sentenced to 20 yrs of prison on Count 1, 5 yrs. on count 2 through 11, and 3 yrs on Counts 12-14; Sentences on Counts 2-14 are to run concurrently, but consecutive to Count 1 for a total of 300 months (25 yrs); Upon release from prison, deft. to serve Supervised release for 36 months with conditions; Special Assessment fee of \$1400; Restitution due in amount of \$23,039,607.30; Forfeiture in the amount of \$2,033,457.70

Defendant is RESENTENCED on Counts 1, 2-11 and 12-14 of the Second Superseding Indictment; Deft. sentenced to 20 yrs of prison on Count 1, 5 yrs. on count 2 through 11, and 3 yrs on Counts 12-14; Sentences on Counts 2-14 are to run concurrently, but consecutive to Count 1 for a total of 300 months (25 yrs); Upon release from prison, deft. to serve Supervised release for 36 months with conditions; Special Assessment fee of \$1400; Restitution due in amount of \$23,039,607.30; Forfeiture in the amount of \$2,033,457.70

practice standards (false notification,
failure to remove prior to demolition,
dry removal, improper disposal)
(5)

42:7413.F FEDERAL
ENFORCEMENT PROCEDURES,
PENALTY - 2/20/97 thru 10/11/98
approximately, Defts. knowingly
perform acts or cause such acts to be
performed or knowingly fail to perform
acts or cause such acts not to be
performed that violated the Clean Air
Act & NESHAP asbestos work practice
standards contained in 40 CFR Part 61
subpart M.
(5ss-10ss)

42:7413.F FEDERAL
ENFORCEMENT PROCEDURES,
PENALTY : violations of the Clean Air
Act and NESHAPs asbestos work
practice standards (no notification, dry
removal, dry bagging, failure to bag all
asbestos)
(6)

42:7413.F FEDERAL
ENFORCEMENT PROCEDURES,
PENALTY : violations of the Clean Air
Act and NESHAPa asbestos work
practice standards (dry removal, failure
to bag all asbestos)

Defendant is RESENTENCED on
Counts 1, 2-11 and 12-14 of the Second
Superseding Indictment; Deft.
sentenced to 20 yrs of prison on Count
1, 5 yrs. on count 2 through 11, and 3
yrs on Counts 12-14; Sentences on
Counts 2-14 are to run concurrently, but
Defendant is RESENTENCED on
Counts 1, 2-11 and 12-14 of the Second
Superseding Indictment; Deft.
sentenced to 20 yrs of prison on Count
1, 5 yrs. on count 2 through 11, and 3
yrs on Counts 12-14; Sentences on
Counts 2-14 are to run concurrently, but
consecutive to Count 1 for a total of 300
months (25 yrs); Upon release from
prison, deft. to serve Supervised release
for 36 months with conditions; Special
Assessment fee of \$1400; Restitution
due in amount of \$23,039,607.30;
Forfeiture iconsecutive to Count 1 for a
total of 300 months (25 yrs); Upon
release from prison, deft. to serve
Supervised release for 36 months with
conditions; Special Assessment fee of
\$1400; Restitution due in amount of
\$23,039,607.30; Forfeiture in the
amount of \$2,033,457.70n the amount
of \$2,033,457.70

(7)

42:7413.F FEDERAL
ENFORCEMENT PROCEDURES,
PENALTY : violations of the Clean Air
Act and NESHAPs asbestos work
practice standards (no notification, dry
removal, dry bagging)

(8)

42:7413.F FEDERAL
ENFORCEMENT PROCEDURES,
PENALTY : violations of the Clean Air
Act and NESHAPs asbestos work
practice standards (dry removal, dry
bagging, failure to bag all asbestos)

(9)

42:7413.F FEDERAL
ENFORCEMENT PROCEDURES,
PENALTY : violations of the Clean Air
Act and the NESHAPs asbestos work
practice standards (dry removal, dry
bagging)

(10)

42:7413.F FEDERAL
ENFORCEMENT PROCEDURES,
PENALTY : violations of the Clean Air
Act and the NESHAPs asbestos work
practice standards (fraudulent waste
shipment records)

(11)

42:7413.F FEDERAL
ENFORCEMENT PROCEDURES,
PENALTY from 7/6/98 thru 9/98
approximately, Defts. did knowingly
perform acts or cause such acts to be
performed, or knowingly fail to perform
acts or cause such acts not to be
performed, that violated the Clean Air
Act and NESHAP asbestos work
practice standards contained in CRF
Part 61 subpart M.
(11ss)

Defendant is RESENTENCED on
Counts 1, 2-11 and 12-14 of the Second
Superseding Indictment; Deft.
sentenced to 20 yrs of prison on Count
1, 5 yrs. on count 2 through 11, and 3
yrs on Counts 12-14; Sentences on
Counts 2-14 are to run concurrently, but
consecutive to Count 1 for a total of 300
months (25 yrs); Upon release from
prison, deft. to serve Supervised release
for 36 months with conditions; Special
Assessment fee of \$1400; Restitution
due in amount of \$23,039,607.30;
Forfeiture in the amount of
\$2,033,457.70

26:7206A.F FRAUD AND FALSE
STATEMENTS : On or about April 15

(count 12-1996; count 13-1997; count 14-1998) deft did knowingly and willfully make and subscribe to a false federal personal income tax return.
(12-14)

26:7206A.F FRAUD AND FALSE STATEMENTS - The United States charges that on or about April 15, for the years 1996 thru 1998, defendant Alexander Salvagno knowingly and willfully made and subscribed to a false Federal personal income tax return.
(12s-14s)

26:7206A.F FRAUD AND FALSE STATEMENTS - on 4/15/96, 4/15/97 & 4/15/98 Deft. did knowingly & willfully make & subscribe to a false federal personal income tax return which was verified under penalties of perjury & filed w/IRS which he did not believe to be true & correct, etc., in violation of 26 USC 7206(1).
(12ss-14ss)

Defendant is RESENTENCED on Counts 1, 2-11 and 12-14 of the Second Superseding Indictment; Deft. sentenced to 20 yrs of prison on Count 1, 5 yrs. on count 2 through 11, and 3 yrs on Counts 12-14; Sentences on Counts 2-14 are to run concurrently, but consecutive to Count 1 for a total of 300 months (25 yrs); Upon release from prison, deft. to serve Supervised release for 36 months with conditions; Special Assessment fee of \$1400; Restitution due in amount of \$23,039,607.30; Forfeiture in the amount of \$2,033,457.70

Highest Offense Level (Opening)

Felony

Terminated Counts

None

Highest Offense Level (Terminated)

None

Complaints

None

Disposition

Disposition

Assigned to: Senior Judge Lawrence E. Kahn

Defendant (2)**Thomas Reed***TERMINATED: 07/27/2005**also known as*

Tom Reed

*TERMINATED: 07/27/2005*represented by **Michael S. Ross**

Office of Michael S. Ross

60 East 42nd Street

47th Floor

New York, NY 10165

212-505-4060

Fax: 212-505-4054

Email: michaelross@rosslaw.org

*LEAD ATTORNEY**ATTORNEY TO BE NOTICED**Designation: Retained***Pending Counts**

18:1962-4700.F POSTAL,
INTERSTATE WIRE, RADIO, ETC. :
From on or about 1/90 until the present,
the exact dates being unknown, in
NYND, the defts herein did unlawfully,
willfully and knowingly combine,
conspire, confederate and agree to
conduct and participate, directly and
indirectly, in the conduct of the affairs
of the enterprise through a pattern of
racketeering activity.

(1)

18:371.F CONSPIRACY TO
DEFRAUD THE UNITED STATES :
From on or about 1/90 and continuing
until the present, the exact dates being
unknown, in NYND and elsewhere, the
defts together with persons both known
and unknown to the Grand Jury did
knowingly combine, conspire,
confederate and agree to violate the
Clean Air Act, 42:7401 and Toxic
Substances Control Act, 15:2601.

(2)

Disposition

Deft sentenced to a term of
imprisonment of 60 MONTHS on
Counts 1 through 10 and 36 MONTHS
on Counts 15 through 18. The sentences
on each count shall run concurrent with
one another for a total term of 60
MONTHS. Supervised Release: 36
MONTHS on counts 1-10 and 12
MONTHS on counts 15-18. These term
of supervised release shall run
concurrently for a total term of 36
MONTHS. Special Conditions.
Restitution is ordered in the amount of
\$23,039,607.30 to victims as directed.
Deft shall surrender to the USBOP by
2:00pm on August 2, 2005.

Deft sentenced to a term of
imprisonment of 60 MONTHS on
Counts 1 through 10 and 36 MONTHS
on Counts 15 through 18. The sentences
on each count shall run concurrent with
one another for a total term of 60
MONTHS. Supervised Release: 36
MONTHS on counts 1-10 and 12
MONTHS on counts 15-18. These term
of supervised release shall run
concurrently for a total term of 36
MONTHS. Special Conditions.
Restitution is ordered in the amount of
\$23,039,607.30 to victims as directed.
Deft shall surrender to the USBOP by
2:00pm on August 2, 2005.

Deft sentenced to a term of

42:7413.F FEDERAL
ENFORCEMENT PROCEDURES,
PENALTY : violations of the Clean Air
Act and NESHAPS asbestos work
practice standards (dry removal, dry
bagging, failure to bag all asbestos)
(3)

42:7413.F FEDERAL
ENFORCEMENT PROCEDURES,
PENALTY: Violations of Clean Air
Act and NESHAPs asbestos work
practice standards (dry removal, dry
bagging)
(4)

42:7413.F FEDERAL
ENFORCEMENT PROCEDURES,
PENALTY : Violations of Clean Air
Act and NESHAPs asbestos work
practice standards (false notification,
failure to remove prior to demolition,
dry removal, improper disposal)
(5)

imprisonment of 60 MONTHS on
Counts 1 through 10 and 36 MONTHS
on Counts 15 through 18. The sentences
on each count shall run concurrent with
one another for a total term of 60
MONTHS. Supervised Release: 36
MONTHS on counts 1-10 and 12
MONTHS on counts 15-18. These term
of supervised release shall run
concurrently for a total term of 36
MONTHS. Special Conditions.
Restitution is ordered in the amount of
\$23,039,607.30 to victims as directed.
Deft shall surrender to the USBOP by
2:00pm on August 2, 2005.

Deft sentenced to a term of
imprisonment of 60 MONTHS on
Counts 1 through 10 and 36 MONTHS
on Counts 15 through 18. The sentences
on each count shall run concurrent with
one another for a total term of 60
MONTHS. Supervised Release: 36
MONTHS on counts 1-10 and 12
MONTHS on counts 15-18. These term
of supervised release shall run
concurrently for a total term of 36
MONTHS. Special Conditions.
Restitution is ordered in the amount of
\$23,039,607.30 to victims as directed.
Deft shall surrender to the USBOP by
2:00pm on August 2, 2005.

Deft sentenced to a term of
imprisonment of 60 MONTHS on
Counts 1 through 10 and 36 MONTHS
on Counts 15 through 18. The sentences
on each count shall run concurrent with
one another for a total term of 60
MONTHS. Supervised Release: 36
MONTHS on counts 1-10 and 12
MONTHS on counts 15-18. These term
of supervised release shall run
concurrently for a total term of 36
MONTHS. Special Conditions.
Restitution is ordered in the amount of
\$23,039,607.30 to victims as directed.
Deft shall surrender to the USBOP by
2:00pm on August 2, 2005.

42:7413.F FEDERAL
ENFORCEMENT PROCEDURES,
PENALTY : violations of the Clean Air
Act and NESHAPs asbestos work
practice standards (no notification, dry
removal, dry bagging, failure to bag all
asbestos)
(6)

42:7413.F FEDERAL
ENFORCEMENT PROCEDURES,
PENALTY : violations of the Clean Air
Act and NESHAPa asbestos work
practice standards (dry removal, failure
to bag all asbestos)
(7)

42:7413.F FEDERAL
ENFORCEMENT PROCEDURES,
PENALTY : violations of the Clean Air
Act and NESHAPs asbestos work
practice standards (no notification, dry
removal, dry bagging)
(8)

Deft sentenced to a term of
imprisonment of 60 MONTHS on
Counts 1 through 10 and 36 MONTHS
on Counts 15 through 18. The sentences
on each count shall run concurrent with
one another for a total term of 60
MONTHS. Supervised Release: 36
MONTHS on counts 1-10 and 12
MONTHS on counts 15-18. These term
of supervised release shall run
concurrently for a total term of 36
MONTHS. Special Conditions.
Restitution is ordered in the amount of
\$23,039,607.30 to victims as directed.
Deft shall surrender to the USBOP by
2:00pm on August 2, 2005.

Deft sentenced to a term of
imprisonment of 60 MONTHS on
Counts 1 through 10 and 36 MONTHS
on Counts 15 through 18. The sentences
on each count shall run concurrent with
one another for a total term of 60
MONTHS. Supervised Release: 36
MONTHS on counts 1-10 and 12
MONTHS on counts 15-18. These term
of supervised release shall run
concurrently for a total term of 36
MONTHS. Special Conditions.
Restitution is ordered in the amount of
\$23,039,607.30 to victims as directed.
Deft shall surrender to the USBOP by
2:00pm on August 2, 2005.

Deft sentenced to a term of
imprisonment of 60 MONTHS on
Counts 1 through 10 and 36 MONTHS
on Counts 15 through 18. The sentences
on each count shall run concurrent with
one another for a total term of 60
MONTHS. Supervised Release: 36
MONTHS on counts 1-10 and 12
MONTHS on counts 15-18. These term
of supervised release shall run
concurrently for a total term of 36
MONTHS. Special Conditions.
Restitution is ordered in the amount of
\$23,039,607.30 to victims as directed.
Deft shall surrender to the USBOP by
2:00pm on August 2, 2005.

42:7413.F FEDERAL
ENFORCEMENT PROCEDURES,
PENALTY : violations of the Clean Air
Act and NESHAPs asbestos work
practice standards (dry removal, dry
bagging, failure to bag all asbestos)
(9)

42:7413.F FEDERAL
ENFORCEMENT PROCEDURES,
PENALTY : violations of the Clean Air
Act and the NESHAPs asbestos work
practice standards (dry removal, dry
bagging)
(10)

26:7206A.F FRAUD AND FALSE
STATEMENTS : On or about April 15
(count 15-1996; count 16-1997; count
17-1998; count 18-1999) deft did
knowingly and willfully make and
subscribe to a false federal personal
income tax return.
(15-18)

Deft sentenced to a term of
imprisonment of 60 MONTHS on
Counts 1 through 10 and 36 MONTHS
on Counts 15 through 18. The sentences
on each count shall run concurrent with
one another for a total term of 60
MONTHS. Supervised Release: 36
MONTHS on counts 1-10 and 12
MONTHS on counts 15-18. These term
of supervised release shall run
concurrently for a total term of 36
MONTHS. Special Conditions.
Restitution is ordered in the amount of
\$23,039,607.30 to victims as directed.
Deft shall surrender to the USBOP by
2:00pm on August 2, 2005.

Deft sentenced to a term of
imprisonment of 60 MONTHS on
Counts 1 through 10 and 36 MONTHS
on Counts 15 through 18. The sentences
on each count shall run concurrent with
one another for a total term of 60
MONTHS. Supervised Release: 36
MONTHS on counts 1-10 and 12
MONTHS on counts 15-18. These term
of supervised release shall run
concurrently for a total term of 36
MONTHS. Special Conditions.
Restitution is ordered in the amount of
\$23,039,607.30 to victims as directed.
Deft shall surrender to the USBOP by
2:00pm on August 2, 2005.

Deft sentenced to a term of
imprisonment of 60 MONTHS on
Counts 1 through 10 and 36 MONTHS
on Counts 15 through 18. The sentences
on each count shall run concurrent with
one another for a total term of 60
MONTHS. Supervised Release: 36
MONTHS on counts 1-10 and 12
MONTHS on counts 15-18. These term
of supervised release shall run
concurrently for a total term of 36
MONTHS. Special Conditions.
Restitution is ordered in the amount of
\$23,039,607.30 to victims as directed.
Deft shall surrender to the USBOP by
2:00pm on August 2, 2005.

Highest Offense Level (Opening)

Felony

Terminated Counts

None

Disposition**Highest Offense Level (Terminated)**

None

Complaints

None

Disposition

Assigned to: Senior Judge Lawrence E. Kahn

Appeals court case numbers: '05-0544-cr' '2nd Circuit', '06-4201' '2nd Circuit Court of Appeals', '06-4201-cr', '06-4201-cr' '2nd Circuit Court of Appeals', '09-0043-cr' '2nd Circuit', 13-3627 2nd Circuit

Defendant (3)**Raul Salvagno***TERMINATED: 01/28/2005*represented by **Raul Salvagno**

11220-052
SCHUYLKILL
FEDERAL CORRECTIONAL
INSTITUTION
Inmate Mail/Parcels
P.O. BOX 670
MINERSVILLE, PA 17954
PRO SE

Adam R. Shaw

Boies, Schiller & Flexner LLP - Albany
Office

30 South Pearl Street, 11th Floor
Albany, NY 12207
518-434-0600

Fax: 518-694-3653

Email: ashaw@bsflp.com*LEAD ATTORNEY**ATTORNEY TO BE NOTICED**Designation: CJA Appointment*

Emil M. Rossi

Office of Emil M. Rossi
307 South Townsend Street
Suite 100
Syracuse, NY 13202
315-471-0126
Fax: 315-234-4244
Email: emr@rossi-law-office.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED
Designation: Retained

Patrick J. Cunningham

Office of Patrick J. Cunningham
333 East Onondaga Street
Monroe Building
Syracuse, NY 13202
315-473-9152
Fax: 315-426-0516
LEAD ATTORNEY
ATTORNEY TO BE NOTICED
Designation: Retained

Richard M. Asche

(See above for address)
TERMINATED: 08/29/2006
LEAD ATTORNEY
ATTORNEY TO BE NOTICED
Designation: Retained

Russell M. Gioiella

(See above for address)
TERMINATED: 08/29/2006
ATTORNEY TO BE NOTICED
Designation: Retained

Thomas Marcelle

Albany County Attorney's Office
112 State Street
Albany, NY 12207
518-447-7110
Fax: 518-447-5564
Email:
thomas.marcelle@albanycounty.com
ATTORNEY TO BE NOTICED
Designation: CJA Appointment

Pending Counts

None

Highest Offense Level (Opening)

None

Terminated Counts

18:1962-4700.F POSTAL,
INTERSTATE WIRE, RADIO, ETC. :
From on or about 1/90 until the present,
the exact dates being unknown, in
NYND, the defts herein did unlawfully,
willfully and knowingly combine,
conspire, confederate and agree to
conduct and participate, directly and
indirectly, in the conduct of the affairs
of the enterprise through a pattern of
racketeering activity.

(1)

18:1962-4700.F POSTAL,
INTERSTATE WIRE, RADIO, ETC.-
The United States charges that during
all times mentioned in the superseding
indictment, defendants conducted, and
attempted to conduct, financial
transactions affecting interstate
commerce intended to promote a mail
fraud scheme.

(1s)

18:1962-4700.F POSTAL,
INTERSTATE WIRE, RADIO, ETC. -
racketeering conspiracy from 2/90 to
present Defts. unlawfully, willfully &
knowingly combined, conspired,
confederated & agreed to conduct &
participate directly & indirectly in the
conduct of the affairs of the enterprise
through a pattern of racketeering
activity as that term is defined by 18
USC 1961(1) & (5).

(1ss)

Disposition**Disposition**

Deft Raul Salvagno is RESENTENCED to a term of 235 Months of Count 1 and 60 Months on Counts 2,4 and 11. The Sentences on each of these counts shall run concurrently with one another for a total term of Imprisonment of 235 MONTHS. Supervised Release: 36 MONTHS on all counts to be served concurrently. Special Conditions. Restitution: \$22,875,575.46 to victims as outlined in PSR. Restitution due immediately, with any remaining payable at a minimum of 25% of gross while in prison and a minimum of \$500.00 per month or 10% whichever is greater upon release, payable to Clerk, USDC Syracuse, NY. Interest Waived.

Special Assessment: \$400.00.
Forfeiture: \$1,707,156.40. No Fine
Imposed.

18:371.F CONSPIRACY TO
DEFRAUD THE UNITED STATES :
From on or about 1/90 and continuing
until the present, the exact dates being
unknown, in NYND and elsewhere, the
defts together with persons both known
and unknown to the Grand Jury did
knowingly combine, conspire,
confederate and agree to violate the
Clean Air Act, 42:7401 and Toxic
Substances Control Act, 15:2601.
(2)

18:371.F CONSPIRACY TO
DEFRAUD THE UNITED STATES -
The United States charges that at all
times material to the superseding
indictment, defendants conspired to
violate the Clean Air Act and Toxic
Substances Control Act.
(2s)

18:371.F CONSPIRACY TO
DEFRAUD THE UNITED STATES -
from 1/90 to present Defts. did
knowingly combine, conspire,
confederate & agree to violate the Clean
Air Act 42 USC 7401 et seq & the
Toxic Substances Control Act 15 USC
2601 et seq.
(2ss)

Deft Raul Salvagno is RESENTENCED
to a term of 235 Months of Count 1 and
60 Months on Counts 2,4 and 11. The
Sentences on each of these counts shall
run concurrently with one another for a
total term of Imprisonment of 235
MONTHS. Supervised Release: 36
MONTHS on all counts to be served
concurrently. Special Conditions.
Restitution: \$22,875,575.46 to victims
as outlined in PSR. Restitution due
immediately, with any remaining
payable at a minimum of 25% of gross
while in prison and a minimum of
\$500.00 per month or 10% whichever is
greater upon release, payable to Clerk,
USDC Syracuse, NY. Interest Waived.
Special Assessment: \$400.00.
Forfeiture: \$1,707,156.40. No Fine
Imposed.

42:7413.F FEDERAL
ENFORCEMENT PROCEDURES,
PENALTY: Violations of Clean Air
Act and NESHAPs asbestos work

practice standards (dry removal, dry bagging)

(4)

42:7413.F FEDERAL ENFORCEMENT PROCEDURES, PENALTY - The United States charges that on or about the dates, the exact dates being unknown to the Grand Jury, and for the projects set forth in the superseding indictment pertaining to this defendant, Raul Salvagno knowingly perform acts or caused such acts to be performed or failed to perform acts or caused such acts not to be performed that violated the Clean Air Act and NESHAPs asbestos work practice standards contained in 40 C.F.R. Part 61, subpart M, with regard to regulated asbestos containing material.

(4s)

42:7413.F FEDERAL ENFORCEMENT PROCEDURES, PENALTY from 7/6/98 thru 9/98 approximately, Defts. did knowingly perform acts or cause such acts to be performed, or knowingly fail to perform acts or cause such acts not to be performed, that violated the Clean Air Act and NESHAP asbestos work practice standards contained in CRF Part 61 subpart M.

(4ss)

42:7413.F FEDERAL ENFORCEMENT PROCEDURES, PENALTY : violations of the Clean Air Act and the NESHAPs asbestos work practice standards (fraudulent waste shipment records)

Deft Raul Salvagno is RESENTENCED to a term of 235 Months of Count 1 and 60 Months on Counts 2,4 and 11. The Sentences on each of these counts shall run concurrently with one another for a total term of Imprisonment of 235 MONTHS. Supervised Release: 36 MONTHS on all counts to be served concurrently. Special Conditions. Restitution: \$22,875,575.46 to victims as outlined in PSR. Restitution due immediately, with any remaining payable at a minimum of 25% of gross while in prison and a minimum of \$500.00 per month or 10% whichever is greater upon release, payable to Clerk, USDC Syracuse, NY. Interest Waived. Special Assessment: \$400.00. Forfeiture: \$1,707,156.40. No Fine Imposed.

(11)

42:7413.F FEDERAL
ENFORCEMENT PROCEDURES,
PENALTY - The United States charges
that on or about the dates, the exact
dates being unknown to the Grand Jury,
and for the projects set forth in the
superseding indictment pertaining to
this defendant, Raul Salvagno
knowingly perform acts or caused such
acts to be performed or failed to
perform acts or caused such acts not to
be performed that violated the Clean
Air Act and NESHAPs asbestos work
practice standards contained in 40
C.F.R. Part 61, subpart M, with regard
to regulated asbestos containing
material.

(11s)

42:7413.F FEDERAL
ENFORCEMENT PROCEDURES,
PENALTY from 7/6/98 thru 9/98
approximately, Defts. did knowingly
perform acts or cause such acts to be
performed, or knowingly fail to perform
acts or cause such acts not to be
performed, that violated the Clean Air
Act and NESHAP asbestos work
practice standards contained in CRF
Part 61 subpart M.

(11ss)

Deft Raul Salvagno is RESENTENCED
to a term of 235 Months of Count 1 and
60 Months on Counts 2,4 and 11. The
Sentences on each of these counts shall
run concurrently with one another for a
total term of Imprisonment of 235
MONTHS. Supervised Release: 36
MONTHS on all counts to be served
concurrently. Special Conditions.
Restitution: \$22,875,575.46 to victims
as outlined in PSR. Restitution due
immediately, with any remaining
payable at a minimum of 25% of gross
while in prison and a minimum of
\$500.00 per month or 10% whichever is
greater upon release, payable to Clerk,
USDC Syracuse, NY. Interest Waived.
Special Assessment: \$400.00.
Forfeiture: \$1,707,156.40. No Fine
Imposed.

Highest Offense Level (Terminated)

Felony

Complaints

None

Disposition

Assigned to: Senior Judge Lawrence E.
Kahn

Defendant (4)

Gary Alvord

TERMINATED: 12/08/2006

represented by **Richard D. Priest**

Priest Law Offices

333 East Onondaga Street

Syracuse, NY 13202

315-474-7401

Fax: 315-474-4321

Email: richard.priest8@gmail.com

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Designation: Retained

Andrew R. Safranko

LaMarche, Safranko Law Firm

1539 Crescent Road

P.O. Box 5437

Clifton Park, NY 12065

518-982-0770

Fax: 518-982-0773

Email: ars@lamarchesafrankolaw.com

ATTORNEY TO BE NOTICED

Designation: Retained

Pending Counts

18:1962-4700.F POSTAL,
INTERSTATE WIRE, RADIO, ETC. :
From on or about 1/90 until the present,
the exact dates being unknown, in
NYND, the defts herein did unlawfully,
willfully and knowingly combine,
conspire, confederate and agree to
conduct and participate, directly and
indirectly, in the conduct of the affairs
of the enterprise through a pattern of
racketeering activity.

(1)

18:371.F CONSPIRACY TO
DEFRAUD THE UNITED STATES :
From on or about 1/90 and continuing
until the present, the exact dates being
unknown, in NYND and elsewhere, the
defts together with persons both known
and unknown to the Grand Jury did
knowingly combine, conspire,

Disposition

Mr. Alvord is sentenced to: 15 months
imprisonment on counts 2,4,5,& 19 to
run concurrently to each other; 2 years
supervised release - post incarceration,
special conditions, 200 hours of

confederate and agree to violate the Clean Air Act, 42:7401 and Toxic Substances Control Act, 15:2601.

(2)

42:7413.F FEDERAL ENFORCEMENT PROCEDURES, PENALTY: Violations of Clean Air Act and NESHAPs asbestos work practice standards (dry removal, dry bagging)

(4)

42:7413.F FEDERAL ENFORCEMENT PROCEDURES, PENALTY : Violations of Clean Air Act and NESHAPs asbestos work practice standards (false notification, failure to remove prior to demolition, dry removal, improper disposal)

(5)

42:7413.F FEDERAL ENFORCEMENT PROCEDURES, PENALTY : violations of the Clean Air Act and NESHAPs asbestos work practice standards (no notification, dry removal, dry bagging, failure to bag all asbestos)

(6)

18:1001.F STATEMENTS OR ENTRIES GENERALLY : On or about 5/10/01, in NDNY, did knowing and willfully make a materially false, fictitious and fraudulent statement or representation to federal law enforcement officers.

(19)

community service & \$400.00 special assessment

Mr. Alvord is sentenced to: 15 months imprisonment on counts 2,4,5,& 19 to run concurrently to each other; 2 years supervised release - post incarceration, special conditions, 200 hours of community service & \$400.00 special assessment

Mr. Alvord is sentenced to: 15 months imprisonment on counts 2,4,5,& 19 to run concurrently to each other; 2 years supervised release - post incarceration, special conditions, 200 hours of community service & \$400.00 special assessment

Mr. Alvord is sentenced to: 15 months imprisonment on counts 2,4,5,& 19 to run concurrently to each other; 2 years supervised release - post incarceration, special conditions, 200 hours of community service & \$400.00 special assessment

Highest Offense Level (Opening)

Felony

Terminated Counts

None

Highest Offense Level (Terminated)

None

Disposition

Complaints

None

Disposition

Assigned to: Senior Judge Lawrence E. Kahn

Appeals court case number: '06-619-cr'
'Second Circuit'

Defendant (6)

Sheon Dimaio

TERMINATED: 02/07/2006

represented by **Frank Policelli**

Office of Frank Policelli

10 Steuben Park

Utica, NY 13501

315-793-0020

Fax: 315-793-8743

Email:

frankpolicelli@centralny.twcbc.com

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Designation: Retained

Edward F. Skoda

Law Office of Heidi A. Gifford, PLLC

13 West Fulton Street

Gloversville, NY 12078

518-725-0655

Fax: 518-725-9884

Email: lawofc@frontiernet.net

TERMINATED: 06/26/2002

Designation: Retained

Kevin E. McCormack

Law Offices of Kevin E. McCormack

1583 Genesee Street, Suite 2

Skaneateles, NY 13152

315-685-2223

Email: kmccormack6@verizon.net

TERMINATED: 04/16/2002

Designation: Retained

Pending Counts

18:371.F CONSPIRACY TO
DEFRAUD THE UNITED STATES :
From on or about 1/90 and continuing

Disposition

Judge Munson, upon deft's plea of guilty to Count 2 and 7 of Indictment 2002-CR-0051 hereby orders the deft sentenced to a term of imprisonment of

until the present, the exact dates being unknown, in NYND and elsewhere, the defts together with persons both known and unknown to the Grand Jury did knowingly combine, conspire, confederate and agree to violate the Clean Air Act, 42:7401 and Toxic Substances Control Act, 15:2601.
(2)

42:7413.F FEDERAL
ENFORCEMENT PROCEDURES,
PENALTY : Violations of Clean Air Act and NESHAPs asbestos work practice standards (false notification, failure to remove prior to demolition, dry removal, improper disposal)
(5)

42:7413.F FEDERAL
ENFORCEMENT PROCEDURES,
PENALTY : violations of the Clean Air Act and NESHAPa asbestos work practice standards (dry removal, failure to bag all asbestos)
(7)

42 MONTHS. The sentences on each of the counts are to run concurrent with one another for a total term of imprisonment of 42 MONTHS. Supervised Release 2 YEARS with special conditions: Special Assessment: \$200.00. No Fine Ordered. Deft is further ordered remanded to the custody of the USMS in accordance with the sentence. Parties advised of appeal.

Judge Munson, upon deft's plea of guilty to Count 2 and 7 of Indictment 2002-CR?0051-006 hereby orders the deft sentenced to a term of imprisonment of 42 MONTHS. The sentences on each of the counts are to run concurrent with one another for a total term of imprisonment of 42 MONTHS. Supervised Release 2 YEARS with special conditions: Special Assessment: \$200.00. No Fine Ordered. Deft is further ordered remanded to the custody of the USMS in accordance with the sentence. Parties advised of appeal.

Highest Offense Level (Opening)

Felony

Terminated Counts

None

Highest Offense Level (Terminated)

None

Complaints

None

Disposition

Disposition

Assigned to: Senior Judge Lawrence E.
Kahn

Defendant (7)

Michael Shanahan

TERMINATED: 07/27/2005

represented by **Lisa A. Peebles**

Office of the Federal Public Defender -
Syracuse Office

Districts of Northern New York &
Vermont

The Clinton Exchange, 3rd Floor
4 Clinton Square

Syracuse, NY 13202

315-701-0080

Fax: 315-701-0081

Email: lisa.peebles@fd.org

ATTORNEY TO BE NOTICED

*Designation: Public Defender or
Community Defender Appointment*

Pending Counts

18:371.F CONSPIRACY TO
DEFRAUD THE UNITED STATES :
From on or about 1/90 and continuing
until the present, the exact dates being
unknown, in NYND and elsewhere, the
defts together with persons both known
and unknown to the Grand Jury did
knowingly combine, conspire,
confederate and agree to violate the
Clean Air Act, 42:7401 and Toxic
Substances Control Act, 15:2601.
(2)

42:7413.F FEDERAL
ENFORCEMENT PROCEDURES,
PENALTY : violations of the Clean Air
Act and NESHAPS asbestos work
practice standards (dry removal, dry
bagging, failure to bag all asbestos)
(3)

Disposition

Deft is hereby sentenced to
imprisonment for a term of 24
MONTHS on each of counts 2 and 3, to
run concurrently with each other for a
total term of 24 MONTHS. Supervised
Release: 2 Years on each of counts 2
and 3 to run concurrently with special
conditions. Special Assessment.
\$200.00. Deft shall surrender to the
US/BOP by 2:00pm on August 2, 2005.

Deft is hereby sentenced to
imprisonment for a term of 24
MONTHS on each of counts 2 and 3, to
run concurrently with each other for a
total term of 24 MONTHS. Supervised
Release: 2 Years on each of counts 2
and 3 to run concurrently with special
conditions. Special Assessment.
\$200.00. Deft shall surrender to the
US/BOP by 2:00pm on August 2, 2005.

Highest Offense Level (Opening)

Felony

Terminated Counts

None

Disposition**Highest Offense Level (Terminated)**

None

Complaints

None

Disposition

Assigned to: Senior Judge Lawrence E. Kahn

Defendant (8)

Robert O'Brey

TERMINATED: 12/08/2006

represented by **Charles J. Wilcox**

The Wilcox Firm

251 River Street

Troy, NY 12181-1260

518-271-1001

Fax: 518-266-0567

Email: twf251@yahoo.com

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Designation: Retained

Pending Counts

18:371.F CONSPIRACY TO
DEFRAUD THE UNITED STATES :
From on or about 1/90 and continuing
until the present, the exact dates being
unknown, in NYND and elsewhere, the
defts together with persons both known
and unknown to the Grand Jury did
knowingly combine, conspire,
confederate and agree to violate the
Clean Air Act, 42:7401 and Toxic
Substances Control Act, 15:2601.
(2)

42:7413.F FEDERAL
ENFORCEMENT PROCEDURES,
PENALTY : violations of the Clean Air
Act and NESHAPS asbestos work
practice standards (dry removal, dry
baging, failure to bag all asbestos)

Disposition

Mr. O'Brey is sentenced to: 15 months
imprisonment on each count to run
concurrently to each other, 2 years
supervised release - post imprisonment,
special conditions, 200 hours
community service & \$300.00 special
assessment

Mr. O'Brey is sentenced to: 15 months
imprisonment on each count to run
concurrently to each other, 2 years
supervised release - post imprisonment,
special conditions, 200 hours
community service & \$300.00 special

(3)

42:7413.F FEDERAL
ENFORCEMENT PROCEDURES,
PENALTY : violations of the Clean Air
Act and NESHAPs asbestos work
practice standards (dry removal, dry
bagging, failure to bag all asbestos)
(9)

assessment

Mr. O'Brey is sentenced to: 15 months
imprisonment on each count to run
concurrently to each other, 2 years
supervised release - post imprisonment,
special conditions, 200 hours
community service & \$300.00 special
assessment

Highest Offense Level (Opening)

Felony

Terminated Counts

None

Disposition**Highest Offense Level (Terminated)**

None

Complaints

None

Disposition

Assigned to: Senior Judge Lawrence E.
Kahn

Defendant (9)**Gerald Lindquist***TERMINATED: 03/14/2006**also known as***Jerry Lindquist***TERMINATED: 03/14/2006*represented by **Neil B. Checkman**

Office of Neil B. Checkman

111 Broadway

Suite 1305

New York, NY 10006

212-264-9940

Fax: 212-346-4665

Email: neil@checkmanlaw.com*TERMINATED: 05/06/2002**LEAD ATTORNEY**Designation: Retained***Paul J. Evangelista**

Office of the Federal Public Defender

39 North Pearl Street, 5th Floor

Albany Main Office

Albany, NY 12207

518-436-1850

Fax: 518-436-1780

Email: paul.evangelista@fd.org
LEAD ATTORNEY
ATTORNEY TO BE NOTICED
Designation: Public Defender or
Community Defender Appointment

Pending Counts

18:371.F CONSPIRACY TO
DEFRAUD THE UNITED STATES :
From on or about 1/90 and continuing
until the present, the exact dates being
unknown, in NYND and elsewhere, the
defts together with persons both known
and unknown to the Grand Jury did
knowingly combine, conspire,
confederate and agree to violate the
Clean Air Act, 42:7401 and Toxic
Substances Control Act, 15:2601.
(2)

42:7413.F FEDERAL
ENFORCEMENT PROCEDURES,
PENALTY : violations of the Clean Air
Act and NESHAPS asbestos work
practice standards (dry removal, dry
bagging, failure to bag all asbestos)
(3)

42:7413.F FEDERAL
ENFORCEMENT PROCEDURES,
PENALTY : Violations of Clean Air
Act and NESHAPs asbestos work
practice standards (false notification,
failure to remove prior to demolition,
dry removal, improper disposal)
(5)

Disposition

Deft sentenced to a term of
imprisonment of 30 months on each of
counts 2, 3, 5, and 21 which are to run
concurrent with one another for a total
term of imprisonment of 30 MONTHS.
Supervised Release for a term of 2
YEARS on all counts to run
concurrently with special conditions.
Special Assessment: Total on each
count of \$400.00. No Fine Ordered.
Deft shall surrender to the BOP as
advised by the USMS by 2:00pm on
April 25, 2006.

Deft sentenced to a term of
imprisonment of 30 months on each of
counts 2, 3, 5, and 21 which are to run
concurrent with one another for a total
term of imprisonment of 30 MONTHS.
Supervised Release for a term of 2
YEARS on all counts to run
concurrently with special conditions.
Special Assessment: Total on each
count of \$400.00. No Fine Ordered.
Deft shall surrender to the BOP as
advised by the USMS by 2:00pm on
April 25, 2006.

Deft sentenced to a term of
imprisonment of 30 months on each of
counts 2, 3, 5, and 21 which are to run
concurrent with one another for a total
term of imprisonment of 30 MONTHS.
Supervised Release for a term of 2
YEARS on all counts to run
concurrently with special conditions.
Special Assessment: Total on each
count of \$400.00. No Fine Ordered.
Deft shall surrender to the BOP as
advised by the USMS by 2:00pm on
April 25, 2006.

Deft sentenced to a term of

18:1001.F STATEMENTS OR
ENTRIES GENERALLY : On or about
4/25/01 in NYND, the deft did
knowingly and willfully make a
materially false, fictitious and
fraudulent statement or representation
to federal law enforcement officers.
(21)

imprisonment of 30 months on each of
counts 2, 3, 5, and 21 which are to run
concurrent with one another for a total
term of imprisonment of 30 MONTHS.
Supervised Release for a term of 2
YEARS on all counts to run
concurrently with special conditions.
Special Assessment: Total on each
count of \$400.00. No Fine Ordered.
Deft shall surrender to the BOP as
advised by the USMS by 2:00pm on
April 25, 2006.

Highest Offense Level (Opening)

Felony

Terminated Counts

None

Disposition

Highest Offense Level (Terminated)

None

Complaints

None

Disposition

Assigned to: Senior Judge Lawrence E.
Kahn

Defendant (10)

AAR Contractor, Inc.
TERMINATED: 12/08/2006

represented by **David Bernfeld**
(See above for address)
TERMINATED: 08/08/2006
LEAD ATTORNEY
Designation: Retained

Pending Counts

18:1962-4700.F POSTAL,
INTERSTATE WIRE, RADIO, ETC. :
From on or about 1/90 until the present,
the exact dates being unknown, in
NYND, the depts herein did unlawfully,
willfully and knowingly combine,
conspire, confederate and agree to

Disposition

AAR Contractor Incorporated is
sentenced on Counts 1-11. The
Company is to forfeit \$2,033,457,70, is
to pay restitution in the amount of
\$22,875,575.46 (Restitution is joint

conduct and participate, directly and indirectly, in the conduct of the affairs of the enterprise through a pattern of racketeering activity.

(1)

18:1962-4700.F POSTAL,
INTERSTATE WIRE, RADIO, ETC.-
The United States charges that during all times mentioned in the superseding indictment, defendants conducted, and attempted to conduct, financial transactions affecting interstate commerce intended to promote a mail fraud scheme.

(1s)

18:1962-4700.F POSTAL,
INTERSTATE WIRE, RADIO, ETC. -
racketeering conspiracy from 2/90 to present Defts. unlawfully, willfully & knowingly combined, conspired, confederated & agreed to conduct & participate directly & indirectly in the conduct of the affairs of the enterprise through a pattern of racketeering activity as that term is defined by 18 USC 1961(1) & (5).

(1ss)

18:371.F CONSPIRACY TO
DEFRAUD THE UNITED STATES :
From on or about 1/90 and continuing until the present, the exact dates being unknown, in NYND and elsewhere, the defts together with persons both known and unknown to the Grand Jury did knowingly combine, conspire, confederate and agree to violate the Clean Air Act, 42:7401 and Toxic Substances Control Act, 15:2601.

(2)

18:371.F CONSPIRACY TO
DEFRAUD THE UNITED STATES -
The United States charges that at all times material to the superseding indictment, defendants conspired to violate the Clean Air Act and Toxic Substances Control Act.

(2s)

with Alexander & Raul Salvagno) and a special assessment of \$4,400.00

AAR Contractor Incorporated is sentenced on Counts 1-11. The Company is to forfeit \$2,033,457,70, is to pay restitution in the amount of \$22,875,575.46 (Restitution is joint with Alexander & Raul Salvagno) and a special assessment of \$4,400.00

AAR Contractor Incorporated is sentenced on Counts 1-11. The Company is to forfeit \$2,033,457,70, is to pay restitution in the amount of \$22,875,575.46 (Restitution is joint with Alexander & Raul Salvagno) and a special assessment of \$4,400.00

AAR Contractor Incorporated is sentenced on Counts 1-11. The Company is to forfeit \$2,033,457,70, is to pay restitution in the amount of \$22,875,575.46 (Restitution is joint with Alexander & Raul Salvagno) and a special assessment of \$4,400.00

AAR Contractor Incorporated is sentenced on Counts 1-11. The Company is to forfeit \$2,033,457,70, is to pay restitution in the amount of \$22,875,575.46 (Restitution is joint with Alexander & Raul Salvagno) and a special assessment of \$4,400.00

18:371.F CONSPIRACY TO
DEFRAUD THE UNITED STATES -
from 1/90 to present Defts. did
knowingly combine, conspire,
confederate & agree to violate the Clean
Air Act 42 USC 7401 et seq & the
Toxic Substances Control Act 15 USC
2601 et seq.
(2ss)

42:7413.F FEDERAL
ENFORCEMENT PROCEDURES,
PENALTY : violations of the Clean Air
Act and NESHAPS asbestos work
practice standards (dry removal, dry
baging, failure to bag all asbestos)
(3)

42:7413.F FEDERAL
ENFORCEMENT PROCEDURES,
PENALTY - The United States charges
that on or about the dates, the exact
dates being unknown to the Grand Jury,
and for the projects set forth in the
superseding indictment, defendants
knowingly performed acts or caused
such acts to be performed or failed to
perform acts or cause acts not to be
performed that violated the Clean Air
Act and NESHAPs asbestos work
practice standards contained in 40
C.F.R. Part 61, subpart M, with regard
to regulated asbestos containing
material.
(3s-11s)

42:7413.F FEDERAL
ENFORCEMENT PROCEDURES,
PENALTY - 2/20/97 thru 10/11/98
approximately, Defts. knowingly
perform acts or cause such acts to be
performed or knowingly fail to perform
acts or cause such acts not to be
performed that violated the Clean Air
Act & NESHAP asbestos work practice
standards contained in 40 CFR Part 61
subpart M.
(3ss)

42:7413.F FEDERAL
ENFORCEMENT PROCEDURES,

AAR Contractor Incorporated is
sentenced on Counts 1-11. The
Company is to forfeit \$2,033,457,70, is
to pay restitution in the amount of
\$22,875,575.46 (Restitution is joint
with Alexander & Raul Salvagno) and a
special assessment of \$4,400.00

AAR Contractor Incorporated is
sentenced on Counts 1-11. The
Company is to forfeit \$2,033,457,70, is
to pay restitution in the amount of
\$22,875,575.46 (Restitution is joint
with Alexander & Raul Salvagno) and a
special assessment of \$4,400.00

AAR Contractor Incorporated is
sentenced on Counts 1-11. The
Company is to forfeit \$2,033,457,70, is
to pay restitution in the amount of
\$22,875,575.46 (Restitution is joint
with Alexander & Raul Salvagno) and a
special assessment of \$4,400.00

AAR Contractor Incorporated is
sentenced on Counts 1-11. The
Company is to forfeit \$2,033,457,70, is
to pay restitution in the amount of
\$22,875,575.46 (Restitution is joint
with Alexander & Raul Salvagno) and a
special assessment of \$4,400.00

AAR Contractor Incorporated is
sentenced on Counts 1-11. The

PENALTY: Violations of Clean Air Act and NESHAPs asbestos work practice standards (dry removal, dry bagging)
(4)

42:7413.F FEDERAL
ENFORCEMENT PROCEDURES,
PENALTY from 7/6/98 thru 9/98
approximately, Defts. did knowingly
perform acts or cause such acts to be
performed, or knowingly fail to perform
acts or cause such acts not to be
performed, that violated the Clean Air
Act and NESHAP asbestos work
practice standards contained in CRF
Part 61 subpart M.
(4ss)

42:7413.F FEDERAL
ENFORCEMENT PROCEDURES,
PENALTY : Violations of Clean Air
Act and NESHAPs asbestos work
practice standards (false notification,
failure to remove prior to demolition,
dry removal, improper disposal)
(5)

42:7413.F FEDERAL
ENFORCEMENT PROCEDURES,
PENALTY - 2/20/97 thru 10/11/98
approximately, Defts. knowingly
perform acts or cause such acts to be
performed or knowingly fail to perform
acts or cause such acts not to be
performed that violated the Clean Air
Act & NESHAP asbestos work practice
standards contained in 40 CFR Part 61
subpart M.
(5ss-10ss)

42:7413.F FEDERAL
ENFORCEMENT PROCEDURES,
PENALTY : violations of the Clean Air
Act and NESHAPs asbestos work
practice standards (no notification, dry
removal, dry bagging, failure to bag all
asbestos)
(6)

42:7413.F FEDERAL
ENFORCEMENT PROCEDURES,

Company is to forfeit \$2,033,457.70, is
to pay restitution in the amount of
\$22,875,575.46 (Restitution is joint
with Alexander & Raul Salvagno) and a
special assessment of \$4,400.00

AAR Contractor Incorporated is
sentenced on Counts 1-11. The
Company is to forfeit \$2,033,457.70, is
to pay restitution in the amount of
\$22,875,575.46 (Restitution is joint
with Alexander & Raul Salvagno) and a
special assessment of \$4,400.00

AAR Contractor Incorporated is
sentenced on Counts 1-11. The
Company is to forfeit \$2,033,457.70, is
to pay restitution in the amount of
\$22,875,575.46 (Restitution is joint
with Alexander & Raul Salvagno) and a
special assessment of \$4,400.00

AAR Contractor Incorporated is
sentenced on Counts 1-11. The
Company is to forfeit \$2,033,457.70, is
to pay restitution in the amount of
\$22,875,575.46 (Restitution is joint
with Alexander & Raul Salvagno) and a
special assessment of \$4,400.00

AAR Contractor Incorporated is
sentenced on Counts 1-11. The
Company is to forfeit \$2,033,457.70, is
to pay restitution in the amount of
\$22,875,575.46 (Restitution is joint
with Alexander & Raul Salvagno) and a
special assessment of \$4,400.00

AAR Contractor Incorporated is
sentenced on Counts 1-11. The

PENALTY : violations of the Clean Air Act and NESHAPa asbestos work practice standards (dry removal, failure to bag all asbestos)

(7)

42:7413.F FEDERAL

ENFORCEMENT PROCEDURES,

PENALTY : violations of the Clean Air Act and NESHAPs asbestos work practice standards (no notification, dry removal, dry bagging)

(8)

42:7413.F FEDERAL

ENFORCEMENT PROCEDURES,

PENALTY : violations of the Clean Air Act and NESHAPs asbestos work practice standards (dry removal, dry bagging, failure to bag all asbestos)

(9)

42:7413.F FEDERAL

ENFORCEMENT PROCEDURES,

PENALTY : violations of the Clean Air Act and the NESHAPs asbestos work practice standards (dry removal, dry bagging)

(10)

42:7413.F FEDERAL

ENFORCEMENT PROCEDURES,

PENALTY : violations of the Clean Air Act and the NESHAPs asbestos work practice standards (fraudulent waste shipment records)

(11)

42:7413.F FEDERAL

ENFORCEMENT PROCEDURES,

PENALTY from 7/6/98 thru 9/98 approximately, Defts. did knowingly perform acts or cause such acts to be performed, or knowingly fail to perform acts or cause such acts not to be performed, that violated the Clean Air Act and NESHAP asbestos work practice standards contained in CRF Part 61 subpart M.

(11ss)

Company is to forfeit \$2,033,457.70, is to pay restitution in the amount of \$22,875,575.46 (Restitution is joint with Alexander & Raul Salvagno) and a special assessment of \$4,400.00

AAR Contractor Incorporated is sentenced on Counts 1-11. The Company is to forfeit \$2,033,457.70, is to pay restitution in the amount of \$22,875,575.46 (Restitution is joint with Alexander & Raul Salvagno) and a special assessment of \$4,400.00

AAR Contractor Incorporated is sentenced on Counts 1-11. The Company is to forfeit \$2,033,457.70, is to pay restitution in the amount of \$22,875,575.46 (Restitution is joint with Alexander & Raul Salvagno) and a special assessment of \$4,400.00

AAR Contractor Incorporated is sentenced on Counts 1-11. The Company is to forfeit \$2,033,457.70, is to pay restitution in the amount of \$22,875,575.46 (Restitution is joint with Alexander & Raul Salvagno) and a special assessment of \$4,400.00

AAR Contractor Incorporated is sentenced on Counts 1-11. The Company is to forfeit \$2,033,457.70, is to pay restitution in the amount of \$22,875,575.46 (Restitution is joint with Alexander & Raul Salvagno) and a special assessment of \$4,400.00

AAR Contractor Incorporated is sentenced on Counts 1-11. The Company is to forfeit \$2,033,457.70, is to pay restitution in the amount of \$22,875,575.46 (Restitution is joint with Alexander & Raul Salvagno) and a special assessment of \$4,400.00

Highest Offense Level (Opening)

Felony

Terminated Counts

None

Disposition**Highest Offense Level (Terminated)**

None

Complaints

None

Disposition**Plaintiff**

USA

represented by **Craig A. Benedict**
Office of the United States Attorney -
Syracuse
P.O. Box 7198
100 South Clinton Street
Syracuse, NY 13261-7198
315-448-0672
Fax: 315-448-0658
Email: craig.benedict@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Michael C. Olmsted
Office of the United States Attorney -
Syracuse
P.O. Box 7198
100 South Clinton Street
Syracuse, NY 13261-7198
315-448-0672
Fax: 315-448-0646
Email: michael.olmsted@usdoj.gov
TERMINATED: 01/08/2007
LEAD ATTORNEY

Thomas A. Capezza
New York State Police
Office of Division Counsel
Building 22, State Campus
1220 Washington Avenue
Albany, NY 12226
518-457-6137

Fax: 518-485-1164

Email:

thomas.capezza@troopers.ny.gov

TERMINATED: 09/13/2012

Date Filed	#	Docket Text
02/13/2002	<u>1</u>	INDICTMENT as to Alexander Salvagno (1) count(s) 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12-14, Thomas Reed (2) count(s) 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 15-18, Raul Salvagno (3) count(s) 1, 2, 4, 11, Gary Alvord (4) count(s) 1, 2, 4, 5, 6, 19, Anthony Mongato (5) count(s) 2, 10, 20, Sheon Dimaio (6) count(s) 2, 5, 7, Michael Shanahan (7) count(s) 2, 3, Robert O'Brey (8) count(s) 2, 3, 9, Gerald Lindquist (9) count(s) 2, 3, 5, 21, AAR Contractor, Inc. (10) count(s) 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11 (jt) (Entered: 02/14/2002)
02/13/2002		Arrest WARRANT issued as to Sheon Dimaio (jt) (Entered: 02/14/2002)
02/14/2002	<u>2</u>	Arrest WARRANT Returned Executed as to Sheon Dimaio on 2/13/02 (tjm) Additional attachment(s) added on 6/20/2006 (ptm,). (Entered: 02/14/2002)
02/14/2002		Initial appearance as to Sheon Dimaio held (Defendant informed of rights.) before Mag/Judge Sharpe (tjm) (Entered: 02/15/2002)
02/14/2002	<u>3</u>	Minute entry as to Sheon Dimaio : Defendant appears before Mag/Judge Sharpe for initial appearance and arraignment. Appearances: Edward Broton, AUSA for Govt.; Kevin McCormick, Esq. (ret) for Defendant. Defendant advised of his rights. Copy of pretrial services report and indictment provided to parties. Not guilty plea entered on behalf of defendant. Govt. has no objection to setting conditions of release. Mag/Judge Sharpe sets conditions of release and defendant is to be released after signing the conditions. Court Clerk/ECRO: Lindy Vangeli Tape #: CD #2002-011 Interpreter: None (tjm) Additional attachment(s) added on 6/20/2006 (ptm,). (Entered: 02/15/2002)
02/14/2002	<u>4</u>	ORDER Setting Conditions of Release as to Sheon Dimaio Bond set to ROR for Sheon Dimaio, w/special conditions that defendant is to report to pretrial services as directed, maintain or actively seek employment, refrain from possessing a firearm, unlawful possession of a narcotic drug, excessive use of alcohol, submit to substance abuse testing as directed by pretrial services, participate in a program of substance abuse therapy as directed by pretrial services. Travel is restricted to the Northern District of New York. (Signed by Magistrate Judge Gary L. Sharpe on 2/14/02) (tjm) (Entered: 02/15/2002)
02/14/2002	<u>5</u>	CRIMINAL PRETRIAL ORDER as to Sheon Dimaio setting Jury Trial for 9:30 4/15/02 for Sheon Dimaio in Syracuse; (Signed by Magistrate Judge Gary L. Sharpe on 2/14/02) (tjm) Modified on 02/15/2002 (Entered: 02/15/2002)
02/15/2002	<u>6</u>	ORDER as to Sheon Dimaio approving request by US Probation to have defendant submit to a substance abuse evaluation. (Signed by Magistrate

		Judge Gary L. Sharpe on 2/15/02) (tjm) Modified on 02/15/2002 (Entered: 02/15/2002)
02/27/2002	15	Copy of letter by Michael Ross, Esq. to Mag/Judge Sharpe dtd 2/27/02 on behalf of Thomas Reed, requesting adjournment of arraignment due to a scheduling conflict. (tjm) (Entered: 03/04/2002)
02/28/2002		Initial appearance as to Alexander Salvagno, Raul Salvagno, Gary Alvord, Michael Shanahan, Robert O'Brey, Gerald Lindquist held (Defendant informed of rights.) before Judge (tjm) (Entered: 03/01/2002)
02/28/2002	8	Minute entry as to Alexander Salvagno, Raul Salvagno, Gary Alvord, Michael Shanahan, Robert O'Brey, Gerald Lindquist : Initial Appearances before Mag/Judge Sharpe in Syracuse. Appearances: Craig Benedict, AUSA for Govt.; Richard Priest, Esq. (ret) for Deft. Alvord; Charles Wilcox, Esq. (ret) for Deft. O'Brey; Patrick Cunningham, Esq. (ret) for Deft. R. Salvagno and covering for David Bernfeld, Esq. on behalf of Deft. A. Salvagno; Nicholas Kaizer, Esq. (ret) for Deft. Shanahan and covering for Neil Checkman, Esq. on behalf of Deft. Lindquist; Defts. appear and are advised of their rights. Pretrial Services Report and copy of Indictment provided to all defendants. Mag/Judge Sharpe enters plea of not guilty on behalf of all defendants. Govt. has no objection to setting conditions of release. All defendants subject to standard conditions of release, and are directed to have no illicit contacts with other defendants or witnesses. Defendants Shanahan and Lindquist are placed under pretrial supervision and may not possess firearms, must refrain from excessive use of alcohol, illegal narcotics, and must submit to any method of testing by pretrial services. Defts. are released on their own recognizance after signing conditions of release. Court Clerk/ECRO: L. Vangeli Tape #: CD #2002-018 Interpreter: None (tjm) (Entered: 03/01/2002)
02/28/2002	9	ORDER Setting Conditions of Release as to Michael Shanahan Bond set to ROR for Michael Shanahan. (Signed by Magistrate Judge Gary L. Sharpe on 2/28/02) (tjm) (Entered: 03/01/2002)
02/28/2002	10	ORDER Setting Conditions of Release as to Alexander Salvagno Bond set to ROR for Alexander Salvagno. (Signed by Magistrate Judge Gary L. Sharpe on 2/28/02) (tjm) (Entered: 03/01/2002)
02/28/2002	11	ORDER Setting Conditions of Release as to Raul Salvagno Bond set to ROR for Raul Salvagno. (Signed by Magistrate Judge Gary L. Sharpe on 2/28/02) (tjm) (Entered: 03/01/2002)
02/28/2002	12	ORDER Setting Conditions of Release as to Robert O'Brey Bond set to ROR for Robert O'Brey. (Signed by Magistrate Judge Gary L. Sharpe on 2/28/02) (tjm) (Entered: 03/01/2002)
02/28/2002	13	ORDER Setting Conditions of Release as to Gerald Lindquist Bond set to ROR for Gerald Lindquist. (Signed by Magistrate Judge Gary L. Sharpe on 2/28/02) (tjm) (Entered: 03/01/2002)

02/28/2002	14	ORDER Setting Conditions of Release as to Gary Alvord Bond set to ROR for Gary Alvord. (Signed by Magistrate Judge Gary L. Sharpe on 2/28/02) (tjm) (Entered: 03/01/2002)
03/11/2002	19	NOTICE of Appearance for Robert O'Brey by Attorney Wilcox (tjm) (Entered: 03/12/2002)
03/14/2002	20	ORDER as to Alexander Salvagno, Thomas Reed, Raul Salvagno, Gary Alvord, Anthony Mongato, Sheon Dimaio, Michael Shanahan, Robert O'Brey, Gerald Lindquist, AAR Contractor, Inc. (Signed by Senior Judge Howard G. Munson on 3/14/02), IT IS SO ORDERED: That,... "(E)veryone is operating with the same dates in the same case,...all parties(are)to use the date of the last arraigned deft to trigger the running of time periods in the scheduling order. As currently scheduled, on Tuesday March 19, 2002, Thomas Reed will be arraigned,... with time periods to begin to run as of that date." (ptm) (Entered: 03/14/2002)
03/19/2002		Initial appearance as to Thomas Reed held (Defendant informed of rights.) before Judge Peebles (tjm) (Entered: 03/21/2002)
03/19/2002	21	Minute entry as to Thomas Reed : Initial appearance and arraignment before Mag/Judge Peebles in Syracuse. Appearances: Craig Benedict, AUSA for Govt.; Richard Priest, Esq. for Deft. Defendant appears w/counsel Richard Priest, Esq. for purpose of today's appearance only. Deft. waives formal reading of indictment and pleads not guilty. Scheduling order issued for co-defendants shall remain in effect for Deft. Reed. Deft. is ordered released on conditions. Passport is surrendered to the clerk. Court Clerk/ECRO: Shelly Lazzaro Tape #: S-51 Interpreter: None (tjm) (Entered: 03/21/2002)
03/19/2002	22	ORDER Setting Conditions of Release as to Thomas Reed Bond set to ROR for Thomas Reed. Defendant to comply with standard conditions and surrender his passport to the clerk. Deft. to avoid all contact with co-defendants and defendants in related cases, unless authorized by pretrial services officer. (Signed by Magistrate Judge David E. Peebles on 3/19/02) (tjm) (Entered: 03/21/2002)
03/19/2002	23	Receipt for Surrender of Passport as to Thomas Reed Passport # 102799179 Country: USA (tjm) (Entered: 03/21/2002)
03/20/2002	24	NOTICE of Appearance for Gerald Lindquist by Attorney Neil B. Checkman (tjm) (Entered: 03/21/2002)
03/28/2002	25	ORDER as to Alexander Salvagno, Thomas Reed, Raul Salvagno, Gary Alvord, Anthony Mongato, Sheon Dimaio, Michael Shanahan, Robert O'Brey, Gerald Lindquist, AAR Contractor, Inc. (Signed by Senior Judge Howard G. Munson on 3/28/02) ..That, The United States requests thirty (30)additional days from the time period provided in the scheduling order to submit its 404(b) notice to all defendants. Although the government has currently assembled portions of the notification, some further documents must be identified in order to ensure the notification is as complete as possible. It Is So Ordered. (ptm) (Entered: 03/28/2002)

04/01/2002	26	Letter by Nicholas Kaizer, Esq. on behalf of Michael Shanahan to Judge Munson dtd 3/29/02, requesting an adjournment of six weeks for defts. Shanahan and Lindquist to file pretrial motions to allow time to review voluminous government documents in the investigation of this matter. documents (tjm) (Entered: 04/01/2002)
04/04/2002	27	REQUEST and ORDER to modify the conditions of release as to Deft Michael Shanahan to submit to a mental health evaluation and treatment, refrain from ANY alcohol, and to avoid any contact w/Melaine Shanahan (signed by Magistrate Judge Gary L. Sharpe) (amt) (Entered: 04/04/2002)
04/04/2002	28	COURT NOTICE to Deft Shanahan dd 4/4/02 advising any further violation will result in a warrant for his arrest (Signed by Judge Sharpe) (amt) (Entered: 04/04/2002)
04/12/2002	29	NOTICE of Appearance for Thomas Reed by Attorney Michael S. Ross (tjm) (Entered: 04/12/2002)
04/16/2002	30	ORDER as to Sheon Dimaio, to Substitute Attorney terminated attorney Kevin E. McCormack for Sheon Dimaio Added Edward F. Skoda (Signed by Senior Judge Howard G. Munson on 4/12/02) (tjm) (Entered: 04/16/2002)
04/17/2002	31	NOTICE of Intent to Offer Evidence of Other Crimes by USA as to Alexander Salvagno, Thomas Reed, Raul Salvagno, Gary Alvord, Anthony Mongato, Sheon Dimaio, Michael Shanahan, Robert O'Brey, Gerald Lindquist, AAR Contractor, Inc. w/cert. of service by mail on 4/17/02. (tjm) (Entered: 04/18/2002)
04/17/2002	32	SEALED DOCUMENT, Ordered sealed by Mag/Judge Sharpe. (tjm) (Entered: 04/18/2002)
04/22/2002	33	ORDER as to Sheon Dimaio, upon consent and application of US Probation Office Modifying Conditions of Release to add that Defendant shall refrain from use of alcohol, and shall participate in program of inpatient and outpatient substance abuse therapy, to be effective 4/24/02. (Signed by Magistrate Judge Gary L. Sharpe on 4/19/02) (tjm) (Entered: 04/23/2002)
04/26/2002	34	Minute entry as to Gary Alvord : Court Reporter/ECRO: Theresa Berical. Change of Plea: Deft Gary Alvord appears with atty Steven Coffey, Esq. AUSA Craig A. Benedict advises Court of Charges and plea Agreement. Judge Munson advises deft of his rights. Deft waives reading of Indictment 5:2002-CR-0051, pleads Guilty to Counts 2, 4, 5, 19 of the Indictment 5:2002-CR-0051 and is sworn in. After extensive interrogation by the Court, Judge Munson directs the entry of a plea of guilty to Counts 2, 4, 5, 19 of Indictment 5:2002-CR-0051, orders a presentence report and sets sentencing for October 28, 2002 in USDC Albany, NY at 2:00pm. Judge Munson further directs the deft be continued with release on his own recognizance pending sentencing. (ptm) Modified on 05/01/2002 Additional attachment(s) added on 6/28/2006 (ptm,). (Entered: 05/01/2002)
04/26/2002		PLEA of Guilty: Gary Alvord (4) count(s) 2, 4, 5 ; Court accepts plea.

		Remaining counts, if any, to be dismissed at sentencing. (ptm) (Entered: 05/01/2002)
04/26/2002	37	Minute entry as to Robert O'Brey : Court Reporter/ECRO: Theresa Berical. Change of Plea: Deft Robert O'Brey appears with atty Charles J. Wilcox, Esq. AUSA Craig A. Benedict advises Court of Charges and plea Agreement. Judge Munson advises deft of his rights. Deft waives reading of Indictment 5:2002-CR-0051, pleads Guilty to Counts 2, 3, 9 of the Indictment 5:2002-CR-0051 and is sworn in. After extensive interrogation by the Court, Judge Munson directs the entry of a plea of guilty to Counts 2, 3, 9 of Indictment 5:2002-CR-0051, orders a presentence report and sets sentencing for October 28, 2002 in USDC Albany, NY at 2:00pm. Judge Munson further directs the deft be continued with release on his own recognizance pending sentencing. (ptm) Modified on 05/01/2002 Additional attachment(s) added on 6/28/2006 (ptm,). (Entered: 05/01/2002)
04/26/2002		PLEA of Guilty: Robert O'Brey (8) count(s) 2, 3, 9 ; Court accepts plea. Remaining counts, if any, to be dismissed at sentencing. (ptm) (Entered: 05/01/2002)
04/30/2002	35	Minute entry as to Michael Shanahan : Hearing on violation of conditions of pretrial release before Mag/Judge Sharpe in Syracuse. Appearances: Craig Benedict, AUSA for Govt.; Ellen Phillips, Pretrial Services Officer; Nicholas Kaiser, Esq. for Deft.; Defendant appears w/counsel. Judge Sharpe reviews background of the case for the record. Defendant admits to the violation. Counsel is heard for both sides re the circumstances of the violation. Court directs defendant be released on conditions previously set and that he participate in an out-patient treatment program monitored by pretrial services. Mag/Judge Sharpe advises defendant that if he commits another crime, he will not be released again. Court Clerk/ECRO: Angela Topa Tape #: 2002-031 Interpreter: None (tjm) (Entered: 04/30/2002)
05/01/2002	38	Plea Agreement as to Gary Alvord (ptm) Additional attachment(s) added on 7/11/2006 (ptm,). (Entered: 05/01/2002)
05/01/2002	40	Plea Agreement as to Robert O'Brey (ptm) Additional attachment(s) added on 7/11/2006 (ptm,). (Entered: 05/01/2002)
05/01/2002	41	GUIDELINE ORDER as to Gary Alvord ; Sentencing set for 2:00 10/28/02 for Gary Alvord in USDC Albany, N (Signed by Senior Judge Howard G. Munson) (ptm) Additional attachment(s) added on 7/17/2006 (ptm,). (Entered: 05/01/2002)
05/01/2002	43	GUIDELINE ORDER as to Robert O'Brey ; Sentencing set for 2:00 10/28/02 for Robert O'Brey in USDC Albany, NY (Signed by Senior Judge Howard G. Munson) (ptm) Additional attachment(s) added on 7/17/2006 (ptm,). (Entered: 05/01/2002)
05/02/2002	44	SECOND NOTICE of United States to prove motive, opportunity, intent, etc.as to Alexander Salvagno, Thomas Reed, Raul Salvagno, Gary Anthony Mongato, Sheon Dimaio, Michael Shanahan, Robert O'Brey, Gerald

		Lindquist, AAR Contractor, Inc. w/cert of service. (tjm) (Entered: 05/02/2002)
05/02/2002	45	SEALED DOCUMENT/LETTER AND ORDER as to Michael Shanahan, Gerald Lindquist (jel) (Entered: 05/03/2002)
05/06/2002	46	ORDER as to Gerald Lindquist, for Neil B. Cheekman to Withdraw/be relieved as Attorney (Terminated attorney Neil B. Checkman for Gerald Lindquist , the Office of the Federal Public Defender is appointed to reporesent Lindquist and is substituted as counsel for Mr. Cheekman (Signed by Magistrate Judge David R. Homer on 5/6/02) (fce) (Entered: 05/07/2002)
05/10/2002	47	ORDER as to Alexander Salvagno, Thomas Reed, Raul Salvagno, Gary Alvord, Anthony Mongato, Sheon Dimaio, Michael Shanahan, Robert O'Brey, Gerald Lindquist, AAR Contractor, Inc., to Continue in Interests of Justice ; Time Excluded from 4/26/02 to 6/10/02 (Signed by Senior Judge Howard G. Munson on 4/26/02) (ptm) (Entered: 05/14/2002)
05/14/2002		Deadline updated as to Alexander Salvagno, Thomas Reed, Raul Salvagno, Sheon Dimaio, Michael Shanahan, Gerald Lindquist, AAR Contractor, Inc., reset Motion Filing deadline to 6/7/02 for Alexander Salvagno, for Thomas Reed, for Raul Salvagno, for Sheon Dimaio, for Michael Shanahan, for Gerald Lindquist, for AAR Contractor, Inc. (ptm) (Entered: 05/14/2002)
05/15/2002	48	NOTICE of Appearance for Gerald Lindquist by Attorney Paul J. Evangelista (jel) (Entered: 05/17/2002)
05/30/2002	49	CJA 23 FINANCIAL AFFIDAVIT by Gerald Lindquist (jel) (Entered: 05/31/2002)
06/05/2002	50	Letter by Mag/Judge Sharpe dtd 6/5/02 as to Michael Shanahan, reminding defendant of the conditions of his release and warning him of the consequences of violating those conditions, set forth in the order setting conditions of release dtd 2/28/02. (tjm) (Entered: 06/10/2002)
06/20/2002	52	MOTION by USA as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. to Compel Reciprocal Discovery and to Preclude defendants from filing motions, Hearing set for 10:00 9/13/02 for Alexander Salvagno, for Raul Salvagno, for AAR Contractor, Inc. in Syracuse , Response deadline 8/30/02 Alexander Salvagno, for Raul Salvagno, for AAR Contractor, Inc. w/cert. of service (tjm) (Entered: 06/20/2002)
06/21/2002	53	PROBATION ARREST WARRANT Returned Executed as to Michael Shanahan on 4/23/02 (jel) (Entered: 06/24/2002)
06/25/2002	54	Request by U.S. Probation Office, and ORDER as to Gerald Lindquist modifying conditions of release effective 6/25/02, to add that defendant is refrained from obstructing or attempting to obstruct or tamper with any prohibited substance testing or electronic monitoring, and defendant is required to attend a substance abuse evaluation and attend substance abuse treatment if deemed necessary. (Signed by Magistrate Judge Gary L. Sharpe

		on 6/26/02) (tjm) (Entered: 06/26/2002)
06/26/2002	55	NOTICE of Appearance for Michael Shanahan by Attorney Michael W. Smrtic (ptm) (Entered: 06/26/2002)
06/26/2002	56	NOTICE of Appearance for Sheon Dimaio by Attorney Frank Policelli (ptm) Additional attachment(s) added on 6/20/2006 (ptm,). (Entered: 06/26/2002)
07/02/2002	57	Minute entry as to Gerald Lindquist : Court Reporter/ECRO: Jodi Hibbard. Change of Plea: Deft Jerry Lindquist appears with atty Lisa A. Peebles, Esq., AAFP. AUSA Craig A. Benedict advises Court of Charges and plea Agreement. Judge Munson advises deft of his rights. Deft waives reading of Indictment 5:2002-CR-0051, pleads Guilty to Counts 2,3,5, and 21 of the Indictment 5:2002-CR-0051 and is sworn in. After extensive interrogation by the Court, Judge Munson directs the entry of a plea of guilty to Counts 2,3,5, and 21 of the Indictment 5:2002-CR-0051, orders a presentence report and adjourns sentencing without date. Judge Munson further directs the deft be continued release on his own recognizance pending sentencing. (ptm) Additional attachment(s) added on 6/28/2006 (ptm,). (Entered: 07/02/2002)
07/02/2002		PLEA of Guilty: Gerald Lindquist (9) count(s) 2, 3, 5, 21 ; Court accepts plea. Remaining counts, if any, to be dismissed at sentencing. (ptm) (Entered: 07/02/2002)
07/02/2002	58	Plea Agreement as to Gerald Lindquist (ptm) Additional attachment(s) added on 3/7/2006 (ptm,). (Entered: 07/02/2002)
07/02/2002	59	Minute entry as to Thomas Reed : Court Reporter/ECRO: Jodi Hibbard. Change of Plea: Deft Thomas Reed appears with atty Michael S. Ross, Esq. AUSA Craig A. Benedict advises Court of Charges and plea Agreement. Judge Munson advises deft of his rights. Deft waives reading of Indictment 5:2002-CR-0051, pleads Guilty to Counts 1,2,3,4,5,6,7,8,9,10,15,16,17, and 8 of the Indictment 5:2002-CR-0051 and is sworn in. After extensive interrogation by the Court, Judge Munson directs the entry of a plea of guilty to Counts 1,2,3,4,5,6,7,8,9,10,15,16,17, and 18 of the Indictment 5:2002-CR-0051, orders a presentence report and adjourns sentencing without date. Judge Munson further directs the deft be continued release on his own recognizance pending sentencing. (ptm) Additional attachment(s) added on 6/28/2006 (ptm,). (Entered: 07/02/2002)
07/02/2002		PLEA of Guilty: Thomas Reed (2) count(s) 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 15-18 ; Court accepts plea. Remaining counts, if any, to be dismissed at sentencing. (ptm) (Entered: 07/02/2002)
07/02/2002	60	Plea Agreement as to Thomas Reed (ptm) Additional attachment(s) added on 7/11/2006 (ptm,). (Entered: 07/02/2002)
07/11/2002	61	STATUS REPORT/letter from AUSA Craig Benedict for USA dtd 7/11/02 setting forth procedural history as to Alexander Salvagno, Thomas Reed, Raul Salvagno, Gary Alvord, Anthony Mongato, Sheon Dimaio, Michael Shanahan, Robert O'Brey, Gerald Lindquist, AAR Contractor, Inc. (Imp)

		(Entered: 07/11/2002)
07/12/2002	62	Minute entry as to Sheon Dimaio : Court Reporter/ECRO: Jodi Hibbard. Change of Plea: Deft Sheon Dimaio appears with atty Frank Policelli, Esq. AUSA Craig A. Benedict advises Court of Charges and plea Agreement. Judge Munson advises deft of his rights. Deft waives reading of Indictment 5:2002-CR-0051, pleads Guilty to Counts 2 and 7 of the Indictment 5:2002-CR-0051 and is sworn in. After extensive interrogation by the Court, Judge Munson directs the entry of a plea of guilty to Counts 2 and 7 of the Indictment 5:2002-CR-0051, orders a presentence report and adjourns sentencing without date. Judge Munson further directs the deft be continued release on his own recognizance pending sentencing. (ptm) Additional attachment(s) added on 6/20/2006 (ptm,). (Entered: 07/24/2002)
07/12/2002		PLEA of Guilty: Sheon Dimaio (6) count(s) 2, 7 ; Court accepts plea. Remaining counts, if any, to be dismissed at sentencing. (ptm) (Entered: 07/24/2002)
07/12/2002	63	Plea Agreement as to Sheon Dimaio (ptm) Additional attachment(s) added on 6/19/2006 (ptm,). (Entered: 07/24/2002)
07/15/2002	68	Minute entry as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. : nference in Chamber: Court and counsel meet and review status of action. Judge Munson hears statements from counsel relating to the further prosecution of this action, with respect to remaining defts, scheduling of pretrial motions and speedy trial considerations. Defense counsel David Bernfeld and Emil Rossi advise the Court that the "Salvagno and AAR defts" wish to file motions directed at the Indictment, but will require further time to file same because of recent appearance of Attorney Rossi in the action, voluminous discovery materials that require extensive review and the need for further discussion by counsel to a afford a coordinated defense in this matter. For these reasons defendants are willing exclude further speedy trial act time. AUSA Craig A. Benedict concurs with the need for further Speedy Trial Act Time exclusions. Judge Munson orders that Speedy Trial Act time is Excluded from this date for a period of 45 days (7/15/02 - 8/30/02) and that parties shall immediately circulate and file a Speedy Trial Act Stipulation setting forth specific dates relating to motion filing. Return date for all motions filed shall be November 8, 2002 at 2:00pm in USDC Syracuse, NY with counsel all parties present. Appearances: Craig A. Benedict, AUSA for the Govt, David Bernfeld, Esq. for defts Alexander Salvagno and AAR, Emil Rossi, Esq. for deft Raul Salvagno. (ptm) (Entered: 09/05/2002)
07/15/2002		ORAL ORDER as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. granting [68-1] Minute Entry, to Continue in Interests of Justice ; Time Excluded from 7/15/02 to 8/30/02 (Entered by Senior Judge Howard G. Munson) (ptm) (Entered: 09/05/2002)
07/18/2002	64	Minute entry as to Michael Shanahan : Court Reporter/ECRO: Jodi Hibbard. Change of Plea: Deft Michael Shanahan appears with atty Michael Smirtic,

		Esq. AUSA Craig A. Benedict advises Court of Charges and plea Agreement. Judge Munson advises deft of his rights. Deft waives reading of Indictment 5:2002-CR-0051, pleads Guilty to Counts 2 and 3 of the Indictment 5:2002-CR-0051 and is sworn in. After extensive interrogation by the Court, Judge Munson directs the entry of a plea of guilty to Counts 2 and 3 of the Indictment 5:2002-CR-0051, orders a presentence report and adjourns sentencing without date. Judge Munson further directs the deft be continued release on his own recognizance pending sentencing. (ptm) Additional attachment(s) added on 6/28/2006 (ptm,). (Entered: 07/24/2002)
07/18/2002		PLEA of Guilty: Michael Shanahan (7) count(s) 2, 3 ; Court accepts plea. Remaining counts, if any, to be dismissed at sentencing. (ptm) (Entered: 07/24/2002)
07/18/2002	65	Plea Agreement as to Michael Shanahan (ptm) Additional attachment(s) added on 7/11/2006 (ptm,). (Entered: 07/24/2002)
08/27/2002	66	Letter MOTION by USA as to Alexander Salvagno, AAR Contractor, Inc. to Suppress Reciprocal Discovery from being introduced into evidence by these defendants. (tjm) (Entered: 08/27/2002)
08/29/2002	67	MOTION by USA as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. To Preclude Introduction of Evidence by Defendants w/exhibits 1 thru 5 and SEALED EXHIBIT 6. Hearing set for 10:00 10/15/02 for Alexander Salvagno, for Raul Salvagno, for AAR Contractor, Inc. in Syracuse , Response deadline 10/1/02 for Alexander Salvagno, for Raul Salvagno, for AAR Contractor, Inc. (tjm) (Entered: 08/30/2002)
09/05/2002	69	ORDER as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. (Signed by Senior Judge Howard G. Munson on 9/4/02) That, "All parties are to appear for Argument on the issue of reciprocal discovery and further conference on this case on September 13, 2002 at 2:00pm in USDC Syracuse, NY. (ptm) (Entered: 09/06/2002)
09/13/2002	70	Text not available. (Entered: 09/13/2002)
09/13/2002	70	Minute entry as to Alexander Salvagno, AAR Contractor, Inc. : Motion Calendar: Judge Munson hears statements related to continued concerns by this Court over compliance by some defts with Rule 16 and direct orders of this Court. David Bernfeld, Esq. states that defts AAR and Salvagno shall file by 9/17/02 all defense motion and further states that Defts Salvagno and AAR have not object to the exclusion of the previously excluded Speedy Trial Act Time and and will make no motions in that regard. Judge Munson directs that all parties comply with the further directives of this Court and sign the pending Speedy Trial Act Stipulation. and takes [62} motion To Preclude Introduction of Evidence by Defendants under advisement as to Alexander Salvagno (1), AAR Contractor, Inc. (10) [66-1] motion to Suppress under advisement as to Alexander Salvagno (1), AAR Contractor, Inc. (10) [52-1] motion to Compel under advisement as to Alexander Salvagno (1), AAR Contractor, Inc. (10) Court Reporter/ECRO: Eileen T. McDonough (ptm) (Entered: 09/13/2002)

09/19/2002	71	MOTION by Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. to Dismiss RICO Count 1, and for omnibus relief Striking prejudicial surplusage, for Bill of Particulars, and for evidentiary hearing 2:00 11/8/02 for Alexander Salvagno, for Raul Salvagno, for AAR Contractor, Inc. in Syracuse , Response deadline 10/25/02 for USA (tjm) (Entered: 09/19/2002)
09/19/2002	72	AFFIDAVIT by David Bernfeld, Esq. on behalf of Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. Re: [71-1] motion to Dismiss, [71-2] motion for omnibus relief (tjm) (Entered: 09/19/2002)
09/19/2002	73	MEMORANDUM by Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. in support of [71-1] motion to Dismiss, [71-2] motion for omnibus relief (tjm) (Entered: 09/19/2002)
09/19/2002	74	Appendix of Unpublished Cases by Alexander Salvagno, Raul Salvagno, Gerald Lindquist in support of [71-1] Motions. (tjm) (Entered: 09/19/2002)
09/19/2002	75	Letter Request to AUSA Benedict by David Bernfeld, Esq. dtd 9/17/02 on behalf of Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc., for discovery and disclosure. (tjm) (Entered: 09/19/2002)
10/08/2002	76	ORDER Re: Travel outside of NDNY as to Gary Alvord (Signed by Senior Judge Howard G. Munson on 9/24/02) (ptm) (Entered: 10/08/2002)
10/23/2002	77	Minute entry as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. : The Grand Jury makes a partial report and presents Superseding Indictment. No special requests. Tally sheet is ordered sealed. Court Reporter/ECRO: Sue Byrne Tape #: None Interpreter: None (tjm) (Entered: 10/25/2002)
10/23/2002	78	SUPERSEDING INDICTMENT as to Alexander Salvagno (1) count(s) 1s, 2s, 3s-11s, 12s-14s, Raul Salvagno (3) count(s) 1s, 2s, 4s, 11s, AAR Contractor, Inc. (10) count(s) 1s, 2s, 3s-11s (tjm) (Entered: 10/25/2002)
10/25/2002	79	ORDER TO SHOW CAUSE by USA as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc., why an order should not issue precluding consideration of motions filed by attorneys David Bernfeld and Jeffrey Bernfeld, or future appearances of any sort, in the absence of their having entered an appearance in this matter and having gained admission to practice law in the Northern District of New York, generally or for purposes of this case. set Show Cause Hearing for Hearing set for 3:00 10/31/02 in Syracuse , Response deadline 3:00 10/31/02 (Signed by Senior Judge Howard G. Munson on 10/25/02) (tjm) (jmb,). (Entered: 10/25/2002)
10/25/2002	80	MEMORANDUM by USA as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. in support of [79-1] motion set Show Cause Hearing for Hearing set for 3:00 10/31/02 in Syracuse , Response deadline 3:00 10/31/02 (tjm) (jmb,). (Entered: 10/25/2002)
10/25/2002	81	MOTION by USA as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. to Disqualify Jeffrey Bernfeld w/memorandum in support and exhibits 1 thru 4. (tjm) (Entered: 10/25/2002)

10/25/2002	82	MOTION by USA as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. to Compel Reciprocal Discovery; Response in Opposition to Motion for Evidentiary Hearing into the alleged violation of a joint defense agreement. (tjm) (Entered: 10/25/2002)
10/25/2002	83	RESPONSE by USA as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. re [71-1] motion to Dismiss w/exhibits 1-3. (tjm) (Entered: 10/25/2002)
11/06/2002	84	AFFIDAVIT by David B. Bernfeld, Esq. for Alexander Salvagno, AAR Contractor, Inc. Re: [79-1] motion to show cause (lmp) (jmb,). (Entered: 11/06/2002)
11/08/2002	85	REPLY by USA as to Alexander Salvagno, AAR Contractor, Inc. to response to [79-1] motion/order to show cause. (lmp) (jmb,). (Entered: 11/08/2002)
11/08/2002	86	Minute entry as to Alexander Salvagno, AAR Contractor, Inc. :, Motion Hearing, set for 2:00 12/9/02 as to: Alexander Salvagno, re: (82-1), (81-1), (79-1), (71-1), (71-2), (67-1), (66-1), (52-1); AAR Contractor, Inc., re: (82-1), (81-1), (79-1), (71-1), (71-2), (67-1), (66-1), (52-1) Conference in Chambers: Judge Munson hears statements by all counsel and adjourns all pending motions to the return date of Monday, December 9, 2002 at 2:00pm in USDC Syracuse, New York, with all parties represented. Defts shall have until November 15, 2002 to file responses to Governments papers, the Government shall file all replies by November 22, 2002. Appearances: Craig A. Benedict, AUSA, for Govt, David Bernfeld, Esq. and Jeffrey Bernfeld, Esq for defts, Alexander Salvagno, AAR (ptm) (Entered: 11/15/2002)
11/08/2002	87	MEMORANDUM by Alexander Salvagno, AAR Contractor, Inc. in opposition to [81-1] motion to Disqualify Jeffrey Bernfeld. Submitted by Jeffrey L. Bernfeld, Esq. NDNY Bar Role No. 105320 (ptm) (Entered: 11/15/2002)
11/08/2002	88	AFFIDAVIT of JEFFREY L. BERNFELD, ESQ. (by Alexander Salvagno, AAR Contractor, Inc.) Re: [87-1] opposition memorandum (ptm) (Entered: 11/15/2002)
11/08/2002	89	AFFIDAVIT of JOSEPH R. DEMATTEO, ESQ.(by Alexander Salvagno, AAR Contractor, Inc.) Re: [87-1] opposition memorandum (ptm) (Entered: 11/15/2002)
11/15/2002	90	ORDER as to Thomas Reed, Gary Alvord, Anthony Mongato, Sheon Dimaio, Michael Shanahan, Robert O'Brey, Gerald Lindquist; Re: Sentencing of above defts, That," the matter is adjourned without date, and upon conclusion of the matters related to the Salvagnos (defts) and AAR (deft), and the United States will contact the Court to request sentencings... be scheduled. (Signed by Senior Judge Howard G. Munson on 11/14/02) (ptm) (Entered: 11/15/2002)
11/15/2002	91	WAIVER OF PERSONAL APPEARANCE at Arraignment and Entry of

		Plea of Not Guilty by Alexander Salvagno, AAR Contractor, Inc. (Imp) (Entered: 11/15/2002)
11/19/2002	92	Minute entry as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. : Conference in Chambers: Court hears statements by counsel on defts' request for adjournment of all motions to the a Special Motion return date of January 7, 2003. Judge Munson agrees to request and orders that defts Alexander Salvagno, AAR and Raul Salvagno shall have until December 6, 2002 to serve and file all motions directed at the Superceding Indictment dated October 23, 2002; the Government shall serve and file all responses to all pending and new motions by December 20, 2002. All motions shall be heard in open Court at 2:00pm on January 7, 2003 in USDC Syracuse, NY. Judge Munson further orders that the Jury Trial of this matter shall commence on March 3, 2003 at 10:00am for a Final Pretrial Conference and 2:00pm for Jury Selection. All pretrial papers shall be served and filed no later February 18, 2003 in USDC Syracuse, NY. All Counsel agree to and concur with the above scheduling order and the Court and shall not entertain any further adjournments or changes without a prior written request and Order of the Court. Appearances: Craig A. Benedict, AUSA, for Govt, David Bernfeld, Esq, and Jeffrey Bernfeld, Esq for defts, Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno. (ptm) Modified on 12/11/2002 (Entered: 12/11/2002)
12/20/2002	93	AMENDED REPLY by USA as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. to response to [81-1] motion to Disqualify Jeffrey Bernfeld (tjm) (Entered: 12/23/2002)
12/20/2002	94	AMENDED RESPONSE by USA as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. in opposition re [71-1] motion to Dismiss, [71-2] motion for omnibus relief (tjm) (jmb,). (Entered: 12/23/2002)
12/20/2002	95	AMENDED MOTION by USA as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. to Compel Reciprocal Discovery w/Response in Opposition to Motion for Evidentiary Hearing into the alleged violation of a joint defense agreement. (tjm) (Entered: 12/23/2002)
12/24/2002	96	Letter by Craig Benedict, AUSA dtd 12/24/02 on behalf of USA to Mag/Judge Sharpe as to Alexander Salvagno, Raul Salvagno, advising of apparent violation of Order Setting Conditions of Release and requesting the court to impose such further conditions as it deems appropriate to prevent future violations. (tjm) (Entered: 12/24/2002)
12/31/2002	98	Letter by Craig Benedict, AUSA on behalf of USA as to Alexander Salvagno, re: repeated failure by defendants to file documents with the Court despite error being brought to counsels' attention, and requesting the Court not delay start of trial for March 3, 2003. (tjm) (Entered: 01/06/2003)
01/02/2003	97	Letter by AUSA Craig Benedict to Judge Munson dtd 1/2/03 on behalf of USA as to Alexander Salvagno, et al re: receipt of a reply memorandum and failure to file papers with the Court (tjm) (Entered: 01/02/2003)

01/06/2003	99	MEMORANDUM by Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. in support of [71-1] motion to Dismiss, [71-2] motion for omnibus relief and in opposition to Government's motion to compel discovery. (tjm) (Entered: 01/06/2003)
01/06/2003	100	AFFIDAVIT by David Bernfeld, Esq. on behalf of Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. Re: opposition to government's motion to compel discovery or to rpeclude defendants from introducing trial testimony and in further support of the defendants' motion for evidentiary hearing. (tjm) (Entered: 01/06/2003)
01/06/2003	101	AFFIDAVIT by David Bernfeld, Esq. on behalf of Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. w/exhibits A, B as to Alexander Salvagno, Gary Alvord, AAR Contractor, Inc. Re: in support of defendants motion for dismissal of portions of the superceding indictment and other related relief. (tjm) (Entered: 01/06/2003)
01/06/2003	102	MEMORANDUM by Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. in support of joint Motion to dismiss RICO conspiracy count (count 1), the Clean Air Act counts (counts 2 - 11) from the superceding indictment, and to strike prejudicial surplusage from the superceding indictment. (tjm) (Entered: 01/06/2003)
01/06/2003	103	Appendix of Unpublished Cases by Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. (tjm) (Entered: 01/06/2003)
01/06/2003	104	REPLY Memorandum by Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. to response to [71-1] motion to Dismiss, [71-2] motion for omnibus relief (tjm) (mae,). (Entered: 01/06/2003)
01/14/2003	106	NOTICE of Expert Witness and Demand for Reciprocal Expert Witness Notification by USA as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. (tjm) (Entered: 01/14/2003)
01/14/2003	107	NOTICE of Intent to offer Evidence by USA as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. (tjm) (Entered: 01/14/2003)
01/14/2003	108	CERTIFICATE OF SERVICE by USA as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. Service Re: Notice of Expert Witness, Intent to Offer Evidence and Demand for Reciprocal Expert Witness Notification by mail on 1/14/03. (tjm) (Entered: 01/14/2003)
01/15/2003	109	ORDER as to Alexander Salvagno, Raul Salvagno, set Status Report deadline to 1/22/03 for Alexander Salvagno, for Raul Salvagno for Defts. & pretrial services to submit letter or report to Court as to facts asserted in Govt's 12/24/02 letter alleging that Defts. have violated conditions of pretrial release ; Clerk to file 12/24/02 letter from AUSA Benedict. (Signed by Magistrate Judge Gary L. Sharpe on 1/15/03) (lmp) (Entered: 01/16/2003)
01/15/2003	110	Letter from AUSA Benedict for USA dtd 12/24/02 as to Alexander Salvagno, Raul Salvagno alleging that Defts. violated conditions of pretrial release. (filed by Order of MJ Sharpe dtd 1/15/03 [109-1].) (lmp) (Entered: 01/16/2003)

		01/16/2003)
01/15/2003	111	Minute entry as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. before MJ Peebles: Grand Jury makes Partial Report & presents Second Superseding Indictment against Alexander Salvagno, Raul Salvagno & AAR Contractor, Inc., only. CRD - S. Lazzaro; Court Reporter: Sue Byrne (Imp) (Entered: 01/16/2003)
01/15/2003	112	SECOND SUPERSEDING INDICTMENT as to Alexander Salvagno (1) count(s) 1ss, 2ss, 3ss, 4ss, 5ss-10ss, 11ss, 12ss-14ss, Raul Salvagno (3) count(s) 1ss, 2ss, 4ss, 11ss, AAR Contractor, Inc. (10) count(s) 1ss, 2ss, 3ss, 4ss, 5ss-10ss, 11ss (Imp) (Entered: 01/16/2003)
01/22/2003	113	Letter from Emil Rossi, Esq. for Deft. Raul Salvagno dtd 1/22/03 advising that David Bernfeld will file a response to 12/24/02 letter & 1/15/03 Order on behalf of both Salvagno Defts. by 1/24/03. (Imp) (Entered: 01/23/2003)
01/23/2003		Atty Bernfeld with reply to Judge Sharpe's Order by 1/24/03 as to Alexander Salvagno, Raul Salvagno (jlm) (Entered: 01/23/2003)
01/24/2003	114	Letter by David Bernfeld, Esq. to Mag/Judge Sharpe on behalf of Alexander Salvagno, et al dtd 1/23/03, in response to AUSA Benedict's letter of 12/24/02 accusing Defendants Raoul and Alexander Salvagno of "offering \$500 to anyone who could provide them with information against cooperating defendant Thomas Reed". (tjm) (Entered: 01/29/2003)
01/29/2003	115	Letter by AUSA Craig Benedict on behalf of USA to Mag/Judge Sharpe as to Alexander Salvagno, Raul Salvagno re: response to 1/24/03 letter of David Bernfeld. (tjm) (Entered: 01/29/2003)
01/29/2003	116	WAIVER OF PERSONAL APPEARANCE at Arraignment and Entry of Plea of Not Guilty by Raul Salvagno (tjm) (Entered: 02/03/2003)
02/05/2003	117	Discovery Disclosure Statement by AUSA Craig Benedict on behalf of USA as to Alexander Salvagno, et al, advising counsel the USA has still not received any reciprocal discovery notwithstanding repeated requests. (tjm) (Entered: 02/05/2003)
02/07/2003		Court will not be issuing a new scheduling order as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. per direction of Judge Munson's Chambers. Trial date will remain in place. (sal) (Entered: 02/07/2003)
02/07/2003	118	WAIVER OF PERSONAL APPEARANCE at Arraignment and Entry of Plea of Not Guilty by Alexander Salvagno (Imp) (Entered: 02/10/2003)
02/07/2003	119	WAIVER OF PERSONAL APPEARANCE at Arraignment and Entry of Plea of Not Guilty by AAR Contractor, Inc. (Imp) (Entered: 02/10/2003)
02/10/2003	120	ORDER APPROVING WAIVER OF ARRAIGNMENT as to Alexander Salvagno, Clerk is directed to enter Not Guilty: Alexander Salvagno (1) count(s) 1ss, 2ss, 3ss, 5ss-10ss, 4ss, 11ss, 12ss-14ss (Signed by Magistrate Judge David E. Peebles on 2/10/03) (Imp) (Entered: 02/10/2003)

02/10/2003	121	ORDER APPROVING WAIVER OF ARRAIGNMENT as to Raul Salvagno, Clerk is directed to enter Not Guilty: , Raul Salvagno (3) count(s) 1ss, 2ss, 4ss, 11ss (Signed by Magistrate Judge David E. Peebles on 2/10/03) (lmp) (Entered: 02/10/2003)
02/10/2003	122	ORDER APPROVING WAIVER OF ARRAIGNMENT as to AAR Contractor, Inc., Clerk is directed to enter Not Guilty: , AAR Contractor, Inc. (10) count(s) 1ss, 2ss, 3ss, 5ss-10ss, 4ss, 11ss (Signed by Magistrate Judge David E. Peebles on 2/10/03) (lmp) (Entered: 02/10/2003)
02/10/2003	123	Letter from Jeffrey Bernfeld, Esq. dtd 2/7/03 on behalf of Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. to AUSA Benedict requesting a telephone conf. be scheduled w/Court. (lmp) (Entered: 02/10/2003)
02/13/2003	124	Letter by Jeffrey L. Bernfeld, Esq. to AUSA Craig Benedict, dtd 2/12/03 on behalf of Alexander Salvagno, et al advising that defendants will request permission from the court to make additional motions and requesting confirmation that Mr. Benedict is available for a conference call on 2/13/03 with the Court. (tjm) (Entered: 02/13/2003)
02/14/2003	125	ORDER as to Alexander Salvagno, Raul Salvagno, Court declines to rescind or otherwise modify 2/28/03 Conditions of Pretrial Release. (Signed by Magistrate Judge Gary L. Sharpe on 2/14/03) (lmp) (Entered: 02/18/2003)
02/18/2003	126	Minute entry as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. : Conference in Chambers: Court and counsel meet and review request from defts for rulings on pending motions, for further motions and rescheduling of the 3/3/03 Jury Trial Date. Judge Munson hears statements from counsel for all parties and continues present trial date of 3/3/03 with the Court to issue a ruling as to all pending matters by 2/27/03. Appearances: AUSA Craig A. Benedict for the Govt, Emil Rossi, Esq for deft Raul Salvagno, Jeffrey Bernfeld, Esq. for defts Alexander Salvagno, AAR. (ptm) (Entered: 02/20/2003)
02/20/2003	127	Copy of Letter from AUSA Craig Benedict dtd 2/20/03 for USA as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc., to David Bernfeld, Esq. & Emil Rossi, Esq. requesting reciprocal discovery & providing information regarding false asbestos training allegations. (lmp) (Entered: 02/20/2003)
03/04/2003	128	MEMORANDUM, DECISION AND ORDER; The Court hereby grants Government's [81-1] motion to Disqualify Jeffrey Bernfeld; The Court grants defendants' motion to adjourn the trial, therefore, reset Jury Trial for 10:00 6/9/03 (Signed by Senior Judge Howard G. Munson on 2/27/03) (kcl) Modified on 03/06/2003 (Entered: 03/05/2003)
03/10/2003	129	LETTER/NOTICE dated 3/7/03; Letter addressed to opposing counselors, David Bernfield and Emil Rossi from Craig Benedict, AUSA for USA; Letter re: reciprocal discovery (kcl) (Entered: 03/11/2003)

03/10/2003	130	SEALED DOCUMENT (Order) (kcl) (Entered: 03/11/2003)
03/10/2003	131	ORDER Sealing document [130-1 (Signed by Magistrate Judge David E. Peebles on 3/7/03) (kcl) (Entered: 03/11/2003)
04/10/2003	132	Minute entry as to Michael Shanahan: CRD: Robin Z. Hinman; Court Reporter/ECRO: Bonnie Buckley; Appearances Made: Michael Shanahan, Paul Silver, aUSA, for the USA and Ed Carninal for pretrial officers; Date of Arrest: 4/10/03; Initial Appearance on Violation; Final Violation Hearing scheduled for 4/15/03 at 2:00 p.m. before Judge Munson; Gov.t moves to unseal declartion/warrant; Court grantsion motion to unseal; deft. given copy; Deft. retained counsel Michael Smrtic; order setting addition conditions of release; deft. released. (jel) (Entered: 04/14/2003)
04/10/2003		ARREST of Michael Shanahan (jel) (Entered: 04/14/2003)
04/10/2003		Preliminary supervised release hearing as to Michael Shanahan held before Judge Treece. (jel) (Entered: 04/14/2003)
04/10/2003		Deadline updated as to Michael Shanahan, setting Final Violation Hearing for 2:00 p.m. on 4/15/03 for Michael Shanahan in Syracuse before Judge Munson (jel) (Entered: 04/14/2003)
04/10/2003		MOTION in open court by Paul Silver, AUSA, for the AUSA as to Michael Shanahan to unseal declaration/warrant (jel) (Entered: 04/14/2003)
04/10/2003	133	ADDITIONAL ORDER Setting Conditions of Release as to Michael Shanahan Bond reset to PRB for Michael Shanahan. (Signed by Magistrate Judge Randolph F. Treece on 4/10/03) (jel) (Entered: 04/14/2003)
04/15/2003	134	Minute entry as to Michael Shanahan : Court Reporter/ECRO: Khristine Sellin. Violation of Pretrial Release: Deft appears without counsel . AUSA Craig A. Benedict advises Court of charges of Violation of pretrial release. Judge Munson inquires as to deft's position relative to pending violations of pretrial release and Govt Counsel advise the Court that the parties are prepared to adjourn matter to a further date with all previously established conditions. Judge Munson, upon deft's and Government's statements adjourns this matter to Tuesday May 13, 2003 at 2:00pm in USDC Syracuse, New York with the deft to appear with counsel. Deft shall continue to comply with all previously established conditions set by the Court and the Probation Officer. Probation Officer shall monitor deft's compliance and advise this Court in writing prior to May 13, 2003. (ptm) (Entered: 04/15/2003)
04/17/2003	135	MOTION by Craig Benedict, AUSA for USA as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. to Quash subpoena duces tectum and to Compel reciprocal discccovery ; Attached Exhibits 1 and 2 (kcl) (Entered: 04/21/2003)
04/17/2003	136	SUPPLEMENTAL MEMORANDUM OF LAW by Craig Benedict, AUSA for USA as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. in support of [135-1] motion to Quash subpoena duces tectum and to Compel reciprocal discccovery; Attached Exhibits 1-3 (kcl) Modified on 04/21/2003

		(Entered: 04/21/2003)
04/17/2003	137	SECOND SUPPLEMENTAL MEMORANDUM OF LAW by Craig Benedict, AUSA for USA as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. in support of [135-1] motion to Quash subpoena duces tectum and to Compel reciprocal discovery; Attached Exhibit 1 (kcl) (Entered: 04/21/2003)
04/17/2003	138	ORDER TO SHOW CAUSE by USA as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc.; Parties shall appear on 4/25/03 at 2:00 in Syracuse before Judge Munson for LET David Bernfeld, Esq. and Emil Rossi, Esq. to show cause why an order should not be issued quashing an over-broad subpoena issued to a civilian employee of the U.S. dept. of Army at the Watervliet Arsenal, and to be compelled to provide reciprocal discovery forthwith or face suppression of all non-produced discovery; It is ordered that the USA shall serve this Order to Show cause by 4/21/03 to David Bernfeld, Esq. and Emil Rossi, by; Any opposition shall be served by 4/23/03 at 5:00pm to AUSA Benedict; So Ordered (Signed by Judge Munson 4/17/03) , Response deadline 4/23/03 for Alexander Salvagno, for Raul Salvagno, for AAR Contractor, Inc. (Signed by Senior Judge Howard G. Munson on 4/17/03) (kcl) (Entered: 04/21/2003)
05/02/2003	139	Minute entry as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc.: Return of Orders To Show Cause. Judge Munson hears argument as to all pending Motions to Quash Defense Subpoenas as filed by USA and Nonparty applicants City of Albany and SES, Inc. and GRANTS GOVT'S Motion as to Quash and for Reciprocal discovery and directs Govt to submit appropriate Orders [138-1] and takes non party applications and motions to quash under advisement as to Alexander Salvagno (1), Raul Salvagno (3), AAR Contractor, Inc. (10) Court Reporter/ECRO: Jodi Hibbard. Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq. for defts Alexander Salvagno, AAR, Peter Barber, Esq. for non party SES, Inc., Tara Wells, Esq. for non-party City of Albany. (ptm) (Entered: 05/02/2003)
05/15/2003	140	MEMORANDUM, DECISION AND ORDER; It is hereby ordered that the Government's motions to quash defendants subpoenas directed at P. Senecal, The custodian of Records for the Watervliet Arsenal, Thomas Friedman, Edward Kucskar, and the Custodian of Records at the Veterans' Administration Hospital are granted; Further, SEA's motion to quash defts. subpoenas directed at the Custodian of Records, Spectrum Environmental is granted; The City's motion to quash defts. subpoenaeas directed to the City's Custodian of Records and Charles Williams is granted; Any party/non-party seeking to quash any other subpoenas at issue in this action shall file such motions w/ the Court no later than one week prior to trial, scheduled to commence 6/9/03; So Ordered (Signed by Senior Judge Howard G. Munson on 5/15/03) (kcl) (Entered: 05/19/2003)
05/30/2003	141	MOTION by John Parkinson, Esq. for defts. Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. to Quash subpoena duces tectum , Hearing set for 11:00 6/30/03 Inc. in Albany before Judge Munson, Response

		deadline 6/16/03 for USA (kcl) (Entered: 06/02/2003)
06/04/2003	142	MOTION by Richard Reed, Esq. for Movant Office of General Counsel as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. to Quash 4 subpoenas duces tectum issue to employees of the Office of General Counsel , Hearing set for 6/30/03 in Albany before Judge Munson, Response deadline 6/16/03; Attached Exhibits A-E (kcl) (Entered: 06/04/2003)
06/20/2003	143	STIPULATION AND ORDER as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc., to Continue in Interests of Justice; Time Excluded from Speedy Trial calculations is from 6/9/03 to 10/8/03 (Signed by Senior Judge Howard G. Munson on 6/9/03) (kcl) (Entered: 06/23/2003)
07/23/2003	144	ORDER: It is hereby ordered that all reciprocal discovery in the possession of the defts. (Alexander Salvagno, Raul Salvagno and AAR Contractor) as of 4/30/03 that has not been disclosed to the USA is excluded from being offered into evidence at trial by the defts pursuant to FRCP 16(d)(2)(C); All reciprocal discovery not possessed as of 4/30/03, but which comes into the possession of the defts. for the first time thereafter shall be forthwith disclosed to the United States or it shall be similarly excluded from being admitted into evidence pursuant to FRCP 16(d)(2)(C) (Signed by Senior Judge Howard G. Munson on 7/21/03) (kcl) (Entered: 07/24/2003)
07/24/2003	145	ORDER MODIFYING CONDITIONS OF RELEASE as to Michael Shanahan: It is hereby ordered that deft. shall reside for 30 days in a community corrections center or other suitable facility approved by the USPO and observe the rules of that facility; So Ordered (Signed by Senior Judge Howard G. Munson on 7/21/03) (kcl) (Entered: 07/25/2003)
09/17/2003	146	MOTION by Brian Haak, Esq. for movant Siena College as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. to Quash subpoena , Hearing set for 11:00 in Albany; Attached Exhibits A-C (kcl) (Entered: 09/17/2003)
09/17/2003	147	MEMORANDUM of Law by Siena College as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. in support of [146-1] motion to Quash subpoena (kcl) (Entered: 09/17/2003)
10/07/2003	148	Minute entry as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. : Conference in Chambers: Court and counsel meet and review pending trial schedule. Judge Munson sets November 3, 2003 at 2:00pm for commencement of Jury Selection and trial and directs parties to appear for review of all pending pre-trial evidentiary issues and motions at 2:00pm on Wednesday, October 29, 2003 in the U.S. District Court, Syracuse, NY. Final Pretrial Papers due October 27, 2003. Appearances: Craig A. Benedict, AUSA Craig A. Benedict for Govt. Emil Rossi, Esq. for Defts Raul Salvagno, David Bernfeld, Esq. for deft Alexander Salvagno, AAR (ptm) (Entered: 10/08/2003)
10/07/2003	149	PETITION/ORDER as to Sheon Dimaio; USPO Edward Cardinal petitions the Court to impose a requirement for deft. to report to the USPO more frequently and to attend another substance abuse treatment program; So

		Ordered (Signed by Senior Judge Howard G. Munson on 10/7/03) (kcl) (Entered: 10/09/2003)
10/21/2003	150	EXPERT WITNESS NOTIFICATION by USA as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. (kcl) (Entered: 10/21/2003)
10/21/2003	151	STIPULATION AND ORDER as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc., to Continue in Interests of Justice; Time Excluded from speedy trial calculations is from 10/8/03 to 11/3/03 , reset Jury Trial for 11/3/03 for Alexander Salvagno, for Raul Salvagno, for AAR Contractor, Inc. in Syracuse (Signed by Senior Judge Howard G. Munson on 10/21/03) (kcl) (Entered: 10/22/2003)
10/24/2003	152	SEALED DOCUMENT (Order Signed by Judge Munson) (kcl) (Entered: 10/27/2003)
10/24/2003	153	ORDER Sealing document [152-1] (Signed by Senior Judge Howard G. Munson on 10/24/03) (kcl) (Entered: 10/27/2003)
10/27/2003	154	Voir Dire Questions by Craig Benedict, AUSA for USA as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. (kcl) (Entered: 10/27/2003)
10/27/2003	155	Voir Dire Attachment by Craig Benedict, AUSA for USA as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. (kcl) (Entered: 10/27/2003)
10/27/2003	156	EXPERT WITNESS NOTIFICATION and SECOND DEMAND FOR RECIPROCAL EXPERT WITNESS NOTIFICATION by Craig Benedict, AUSA for USA as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. (kcl) (Entered: 10/27/2003)
10/27/2003	157	PRETRIAL MEMORANDUM by Craig Benedict, AUSA for USA as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc.; Attached Exhibits 1-3 (kcl) (Entered: 10/27/2003)
10/27/2003	158	Jury instructions by Craig Benedict, AUSA for USA as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. (kcl) (Entered: 10/27/2003)
10/27/2003	159	Jury instructions by Craig Benedict, AUSA for USA re: jury instruction on forfeiture as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. (kcl) (Entered: 10/27/2003)
10/27/2003	160	Exhibit list by Criag Benedict, AUSA for USA as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. (kcl) (Entered: 10/27/2003)
10/29/2003	164	Minute entry as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. : Conference in Chambers: Court and Counsel meet and review ongoing discovery and evidentiary issues. Court hears statements as to the health of deft Raul Salvagno and the production and filing of the deft's Witness and Exhibit lists pursuant to this Court's pretrial order and October 7, 2003 Conference in Chambers. Judge Munson directs deft Raul Salvagno to produce a statement from a medical provider as to deft's current prognosis, further directs all defts to file required pretrial submissions and orders all parties to appear in Court on November 5, 2003 at 2:00pm for further review

		of action. Trial Date set for November 12, 2003 at 10:00 with Jury Selection to commence at 2:00pm Appearances: Craig A. Benedict, AUSA, for Govt, David Bernfeld, Esq, for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno (ptm) (Entered: 11/06/2003)
10/31/2003	161	Letter MOTION dated 10/31/03 by Craig Benedict, AUSA for USA as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. for a Hearing to be held before Judge Munson ; Attached Exhibit 1 (kcl) (Entered: 11/03/2003)
11/05/2003	162	LETTER/NOTICE dated 11/4/03; Letter addressed to Judge Munson from David Bernfeld, Esq., counsel for defts. Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc.; Letter is in reply to Emil Rossi's 10/31/03 letter brief (kcl) (Entered: 11/05/2003)
11/05/2003	163	LETTER/NOTICE dated 11/5/03; LETTER addressed to Atty. Bernfeld from Craig Benedict, AUSA for USA; AUSA Benedict responds to Bernfeld's 11/4/03 letter to the Court (kcl) (Entered: 11/05/2003)
11/05/2003	165	Minute entry as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. : Court Reporter/ECRO: Eileen T. McDonough. Criminal Calendar:Pretrial Hearing on Evidentiary Issues. Judge Munson hears further statements from all parties and directs deft's file all remaining trial papers by 11/11/03. Trial date of November 12, 2003 at 10:00am remains unchanged. Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq, for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno h (ptm) (Entered: 11/06/2003)
11/06/2003	166	ORDER as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. (Signed by Senior Judge Howard G. Munson on 11/6/03) Final Trial Order Trial Set for November 14, 2003 at 10:00 for pretrial and and motions; 2:00pm for Jury Selection (ptm) (Entered: 11/06/2003)
11/10/2003	167	Voir Dire Attachment by David Bernfeld, Esq. for defts. Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. (kcl) (Entered: 11/12/2003)
11/10/2003	168	Exhibit list by David Bernfeld, Esq. for Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. (kcl) (Entered: 11/12/2003)
11/12/2003	169	Minute entry as to Alexander Salvagno, Gary Alvord, AAR Contractor, Inc. : Court Reporter/ECRO: Jodi Hibbard FINAL PRETRIAL CONFERENCE / MOTIONS IN LIMINE: Court and counsel meet and review pending pretrial issues. Judge Munson hears statements and positions relative to pretrial motions, motion to quash and scheduling of Jury Selection and trial, rules on pretrial motions and directs parties to proceed with Jury Selection and trial. JURY SELECTION: Court and counsel conduct extensive voir dire examination of prospective jurors and alternate jurors. Judge Munson directs Jury Selection to be continued on November 13, 2003 at 10:00am. Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq, for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno. (ptm) (Entered: 11/18/2003)

11/12/2003		Minute Entry for proceedings held before Judge Howard G. Munson :Voir Dire begun on 11/12/2003 AAR Contractor, Inc. (10) on Count 1,1ss,1s,2,2ss,2s,3,3ss,3s-11s,4ss,4,5ss-10ss,5,6,7,8,9,10,11,11ss and Alexander Salvagno (1) on Count 1,1ss,1s,2,2ss,2s,3,3ss,3s-11s,4,4ss,5,5ss-10ss,6,7,8,9,10,11ss,11,12s-14s,12-14, 12ss-14ss and Raul Salvagno (3) on Count 1,1s,1ss,2,2s,2ss,4,4s,4ss,11,11s,11ss (Court Reporter Eileen T. McDonough.) (ptm,) (Entered: 12/16/2003)
11/13/2003	170	Minute entry as to Alexander Salvagno, Gary Alvord, AAR Contractor, Inc. : Court Reporter/ECRO: Eileen T. McDonough. CONTINUED JURY SELECTION: Court and counsel conduct extensive voir dire examination of prospective jurors and alternate jurors. Judge Munson directs Jury Selection to be continued on November 17, 2003 at 10:00am. Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq, for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno. (ptm) (Entered: 11/18/2003)
11/17/2003	171	Minute entry as to Alexander Salvagno, Gary Alvord, AAR Contractor, Inc. : Court Reporter/ECRO: Jodi Hibbard CONTINUED JURY SELECTION: Court and counsel continue voir dire examination of prospective alternate jurors. After thorough examination of all prospective Jurors the following Jury was selected and sworn. 1) Ross Corrente, 2) Kenneth G. Chapman, 3) Donna M. Myers-Lockhart 4) John T. Marsh, 5) Marianne Vanhoute, 6) Frances F. Casscles, 7) Sharon A. Kawa, 8) Patricia Johnson, 9) John R. Bell, 10) Rachael E.Pelow, 11) Susan V. Page, 12) Carol A. Spicer Judge Munson directs further Jury Selection to be continued on November 18, 2003 at 10:00am. Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq, for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno. (ptm) (Entered: 11/18/2003)
11/18/2003	172	Minute entry as to Alexander Salvagno, Gary Alvord, AAR Contractor, Inc. : Court Reporter/ECRO: Jodi Hibbard CONTINUED JURY SELECTION: Court and counsel continue voir dire examination of prospective alternate jurors. After thorough examination of all prospective Alternate Jurors the following Jury was sworn and seated. 1) Ross Corrente 2) Kenneth G. Chapman 3) Donna M. Myers-Lockhart, 4) John T. Marsh, 5) Marianne Vanhoute, 6) Frances F. Casscles, 7) Sharon A. Kawa, 8) Patricia Johnson, 9) John R. Bell, 10) Rachael E.Pelow, 11) Susan V. Page, 12) Carol A. Spicer Alternate Jurors: 1) Robert J. Vrooman, 2) Dorothy A Atkinson, 3) Tracy A Ruger 4) Lawrence J. Fick, OPENING REMARKS FOR THE GOVERNMENT BY CRAIG A. BENEDICT, AUSA OPENING REMARKS FOR DEFENDANT ALEXANDER SALVAGNO BY DAVID BERNFELD, ESQ. OPENING REMARKS FOR DEFENDANT RAUL SALVAGNO BY EMIL ROSSI, ESQ. Judge Munson directs trial to be continued on November 19, 2003 at 10:00am. Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq, for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno. (ptm) (Entered: 11/18/2003)
11/18/2003		Minute Entry for proceedings held before Judge Howard G. Munson :Jury

		Selection as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 11/18/2003 (Court Reporter Eileen T. McDonough.) (ptm,) (Entered: 12/16/2003)
11/19/2003	178	Minute entry as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. : Court Reporter/ECRO: Jodi Hibbard. Witnesses for the Government: Justus Derx, RA, EPA, Court Adjourned: Judge Munson directs trial to be continued on November 20, 2003 at 10:00am. Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq, for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno. (ptm) (Entered: 12/02/2003)
11/20/2003	179	Minute entry as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. : Court Reporter/ECRO: Jodi Hibbard Witnesses for the Government: Justus Derx, RA, EPA, Court Adjourned: Judge Munson directs trial to be continued on December 2, 2003 at 10:00am. Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq, for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno (ptm) (Entered: 12/02/2003)
11/26/2003	173	TRANSCRIPT of Change of Plea hearing held before Judge Munson as to defts. Lindquist and Reed on 7/2/02; Court reporter Jodi Hibbard (kcl) Modified on 12/01/2003 (Entered: 12/01/2003)
11/26/2003	174	TRANSCRIPT of Change of Plea hearing filed for dates of 7/12/03 as to Sheon DiMaio before Judge Munson; Court Reporter Jodi Hibbard (kcl) (Entered: 12/01/2003)
11/26/2003	175	TRANSCRIPT of Jury Trial filed for dates of 11/18/03 before Judge Munson as to Alexander and Paul Salvagno; Court reporter: Jodi Hibbard (kcl) (Entered: 12/01/2003)
11/26/2003	176	TRANSCRIPT of Jury Trial excerpt filed in case as to Alexander and Raul Salvagno for date of 11/19/03 before Judge Munson; Court reporter: Jodi Hibbard (kcl) (Entered: 12/01/2003)
11/26/2003	177	TRANSCRIPT of Jury Trial filed for the date of 11/20/03 before Judge Munson; Court Reporter Jodi Hibbard (kcl) (Entered: 12/01/2003)
12/02/2003	180	Minute entry as to Alexander Salvagno, Thomas Reed, AAR Contractor, Inc. : Court Reporter/ECRO: Jodi Hibbard Witness for the Government: Justus Derx, RA, EPA, Judge Munson directs trial to be continued on December 3, 2003 at 10:00am. Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq, for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno. (ptm) (Entered: 12/02/2003)
12/03/2003	182	Minute entry as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. : Court Reporter/ECRO: Jodi Hibbard Witnesses for the Government: Justus Derx, RA, EPA, Philippe Goyeau. Judge Munson directs trial to be continued on December 4, 2003 at 10:00am. Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq, for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno. (ptm) (Entered: 12/03/2003)

		12/04/2003)
12/04/2003	181	TRANSCRIPT OF PROCEEDINGS (Pleas) filed in case as to Gary Alvord, Anthony Mongato, Robert O'Brey for the date of 4/26/02 before Judge Howard G. Munson in Albany. (jel) (Entered: 12/04/2003)
12/04/2003	183	TRANSCRIPT of Minutes of Change of Plea hearing filed in case as to Michael Shanahan for dates of 7/18/02 before Judge Munson; Court Reporter: Eileen McDonough (kcl) Modified on 12/05/2003 (Entered: 12/05/2003)
12/04/2003	184	Minute entry as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. : Court Reporter/ECRO: Jodi Hibbard. Witness for the Government: Philippe Goyeau.. Judge Munson directs trial to be continued on December 8, 2003 at 10:00am.Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq, for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno (ptm) (Entered: 12/08/2003)
12/08/2003	185	TRANSCRIPT of Jury trial excerpt filed in case as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. for dates of 12/3/03 before Judge Munson; Court reporter: Eileen McDonough (kcl) (Entered: 12/08/2003)
12/08/2003	186	NOTICE/MOTION By USA as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. requesting that the court impose reasonable time limitations on the examination of witnesses (kcl) (Entered: 12/10/2003)
12/08/2003	189	CERTIFICATE OF SERVICE by USA (tlp) (Entered: 12/11/2003)
12/08/2003	191	Jury Trial Minute Entry as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno Witness for the Government: Philippe Goyeau, George Peck Ide. Judge Munson directs trial to be continued on December 9, 2003 at 10:00am.Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq, for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno (ptm,) (Entered: 12/16/2003)
12/09/2003	192	Jury Trial Minute Entry as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno. Witness for the Government: George Peck Ide. Judge Munson directs trial to be continued on December 10, 2003 at 10:00am.Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq, for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno (ptm,) (Entered: 12/16/2003)
12/11/2003	187	TRANSCRIPT of Jury trial excerpt filed for dates of 12/4/03before Judge Munson; Court reporter Jodi Hibbard (kcl) (Entered: 12/11/2003)
12/11/2003	188	TRANSCRIPT of trial excerpt filed in case as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. for dates of 12/9/03 before Judge Munson; Court reporter Jodi Hibbard (kcl) (Entered: 12/11/2003)
12/11/2003	193	Jury Trial Minute Entry as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno. Witness for the Government: Eric Farbent. Judge Munson directs trial to be continued on December 15, 2003 at 10:00am.Appearances:

		Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq, for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno. (ptm,) (Entered: 12/16/2003)
12/12/2003	190	TRANSCRIPT of Proceedings as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 12/11/03 before Judge Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 12/15/2003)
12/15/2003	194	Jury Trial Minute Entry as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno. Witness for the Government: Kathleen Phelan. Judge Munson directs trial to be continued on December 16, 2003 at 10:00am. Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq, for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno. (ptm,) (Entered: 12/16/2003)
12/16/2003	195	Jury Trial Minute Entry as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno. Witness for the Government: Thomas C. Reed. Judge Munson directs trial to be continued on December 17, 2003 at 10:00am. Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq, for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno. (ptm,) (Entered: 12/16/2003)
12/17/2003	196	Jury Trial Minute Entry as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno: Witness for the Government: Thomas C. Reed, Judy Pagan. Judge Munson directs trial to be continued on December 18, 2003 at 10:00am. Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq, for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno. (ptm,) (Entered: 12/17/2003)
12/18/2003	197	TRANSCRIPT of Jury Trial Excerpt as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 12/16/03 before Judge Howard Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 12/23/2003)
12/18/2003	198	Minute Entryfor proceedings held before Judge Howard G. Munson :Jury Trial as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 12/18/200. Witness for the Government: Judy Pagan, Janis Abele, Gary A. Alvord Judge Munson directs trial to be continued on January 5, 2004 at 10:00am. Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq, for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno (Court Reporter Jodi Hibbard.) (ptm,) (Entered: 01/05/2004)
12/18/2003	199	TRANSCRIPT of Jury Trial Excerpt as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 12/18/03 before Judge Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 01/05/2004)
01/05/2004	200	Minute Entry for proceedings held before Judge Howard G. Munson : Jury Trial as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 1/5/2004. Witness for the Government: Gary A. Alvord Judge Munson directs trial to be continued on January 6, 2004 at 10:00am. Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq, for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno (Court

		Reporter Jodi Hibbard.) (ptm,) (Entered: 01/05/2004)
01/06/2004	201	Minute Entry for proceedings held before Judge Howard G. Munson :Jury Trial as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 1/6/2004. Witness for the Government: Eric Beeche, Anthony Mongato. Judge Munson directs trial to be continued on January 7, 2004 at 10:00am. Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq, for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno Court Reporter: Jodi Hibbard (Court Reporter Jodi Hibbard.) (ptm,) (Entered: 01/08/2004)
01/07/2004	202	Minute Entry for proceedings held before Judge Howard G. Munson :Jury Trial as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 1/7/2004. Judge Munson meets with counsel and agrees to adjourn the trial of this matter due to the unavailability of certain jurors in hazardous weather conditions. Judge Munson directs trial to be continued on January 8, 2004 at 10:00am. Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq, for defts Alexander Salvagno, AAR Emil Rossi, Esq. for deft Raul Salvagno (Court Reporter Jodi Hibbard.) (ptm,) (Entered: 01/08/2004)
01/08/2004	203	Minute Entry for proceedings held before Judge Howard G. Munson: Jury Trial as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 1/8/2004. Witness for the Government: Anthony Mongato, Ronald R. Martin, Jr. Judge Munson directs trial to be continued on January 12, 2004 at 10:00am. Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq, for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno Court Reporter: Jodi Hibbard (Court Reporter Jodi Hibbard.) (ptm,) (Entered: 01/08/2004)
01/09/2004	204	TRANSCRIPT of Jury Trial Excerpt as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 1/6/04 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 01/12/2004)
01/09/2004	205	TRANSCRIPT of Jury Trial excerpt as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 1/8/04 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 01/12/2004)
01/12/2004	206	DEFENDANT'S OBJECTION TO USA's REQUESTS TO CHARGE by David Bernfeld, Esq. and Emil Rossi, Esq. for defts. AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno (kcl,) (Entered: 01/12/2004)
01/12/2004	207	Proposed Jury Instructions by David Bernfeld, Esq. and Emil Rossi, Esq. for defts. AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno (kcl,) (Entered: 01/12/2004)
01/12/2004	208	Minute Entry for proceedings held before Judge Howard G. Munson :Jury Trial as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 1/12/2004 (Court Reporter Jodi Hibbard.) (ptm,) (Entered: 01/13/2004)
01/12/2004	209	Minute Entry for proceedings held before Judge Howard G. Munson : Jury Trial as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held

		on 1/12/2004 (Court Reporter Jodi Hibbard.)Witness for the Government: Ronald R. Martin, Jr., Timothy Morphy, John Massa?Richard D. Brown Judge Munson directs trial to be continued on January 13, 2004 at 10:00am. Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq, for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno (ptm,) (Entered: 01/13/2004)
01/13/2004	210	Minute Entry for proceedings held before Judge Howard G. Munson : Jury Trial as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 1/13/2004. (Court Reporter Jodi Hibbard.)Witness for the Government: Robert J. O'Brey, Albert J. DeRose, Donald W. Schultz,Jr., Alexander Robertson. Judge Munson directs trial to be continued on January 14, 2004 at 10:00am. Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq, for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno Court Reporter: Jodi Hibbard (ptm,) (Entered: 01/13/2004)
01/20/2004	211	TRANSCRIPT of Jury trial Proceedings as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 12/2/03 before Judge Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 01/21/2004)
01/20/2004	212	TRANSCRIPT of Jury trial Proceedings as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 12/17/03 before Judge Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 01/21/2004)
01/20/2004	213	TRANSCRIPT of Jury Trial Proceedings as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 1/5/04 before Judge Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 01/21/2004)
01/20/2004	214	TRANSCRIPT of jury trial Proceedings as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 1/6/04 before Judge Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 01/21/2004)
01/20/2004	215	TRANSCRIPT of jury trial Proceedings as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 1/8/04 before Judge Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 01/21/2004)
01/21/2004	216	Minute Entry for proceedings held before Judge Howard G. Munson :Jury Trial as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 1/21/2004. Witness for the Government: Alexander Robertson, Walter Daily, Kathleen Dennen, Curtis L. Hayner, Christine K. DeJulio. Judge Munson directs trial to be continued on January 22, 2004 at 10:00am. Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq, for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno Court Reporter: Jodi Hibbard (Court Reporter Jodi Hibbard.) (ptm,) (Entered: 01/21/2004)
01/22/2004	217	Minute Entry for proceedings held before Judge Howard G. Munson :Jury Trial as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 1/22/2004.Witness for the Government: Paul Cuda. Judge Munson directs trial to be continued on January 26, 2004 at 10:00am. Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq, for defts Alexander

		Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno Court Reporter: Jodi Hibbard. (Court Reporter Jodi Hibbard.) (ptm,) (Entered: 01/26/2004)
01/23/2004	241	Minute Entry for proceedings held before Judge Randolph F. Treece :Initial Appearance re Revocation of Pretrial release as to Michael Shanahan held on 1/23/2004 (Tape #CD: 04-T-14.) (cbm,) (Entered: 02/12/2004)
01/23/2004	242	CJA 23 Financial Affidavit by Michael Shanahan (jel,) (Entered: 02/13/2004)
01/26/2004	218	Minute Entry for proceedings held before Judge Howard G. Munson :Jury Trial as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 1/26/2004. Witness for the Government: Michael Kinnehan, SA, IRS/CID, Justus Derx, RA, EPA/CID Judge Munson directs trial to be continued on January 27, 2004 at 10:00am. Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq, for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno. (Court Reporter Jodi Hibbard.) (ptm,) (Entered: 01/27/2004)
01/27/2004	219	Minute Entry for proceedings held before Judge Howard G. Munson : Jury Trial as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 1/27/2004. Witness for the Government:, Justus Derx, RA, EPA/CID. GOVERNMENT RESTS. Jury Exits Court. Judge Munson hears Rule 29 Motions and RESERVES ON DEFENDANTS'MOTIONS. Judge Munson directs trial to be continued on January 28, 2004 at 10:00am. Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq, for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno (Court Reporter Jodi Hibbard.) (ptm,) (Entered: 01/27/2004)
01/27/2004	220	MEMORANDUM OF LAW by David Bernfeld and Emil Rossi, Esqs. for defts. AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno re: support of the motion to dismiss at the close of the Gov'ts case (kcl,) (Entered: 01/28/2004)
01/28/2004	221	Minute Entry for proceedings held before Judge Howard G. Munson :Jury Trial as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 1/28/2004. JUDGE MUNSON RULES ON DEFENDANTS' RULE 29 MOTIONS; DENIES ALL MOTIONS AND DIRECTS PARTIES TO PROCEED WITH DEFENSE CASE. Witness for the Defendants: Andy Kevin Pilgrim, Scott Barcomb. Jury Exits Court. Judge Munson hears argument as to various issues and defensive motions.Judge Munson directs trial to be continued on January 29, 2004 at 10:00am. Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq, for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno Court Reporter: Jodi Hibbard (Court Reporter Jodi Hibbard.) (ptm,) (Entered: 01/28/2004)
01/29/2004	222	Minute Entry for proceedings held before Judge Howard G. Munson :Jury Trial as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 1/29/2004. Jury trial cancelled due to weather conditions and missing jurors. Judge Munson meets with Counsel, reviews status of jurors and certain evidentiary matters and adjourns Court to January 30, 2004 at

		10:00am. Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq. for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno (Court Reporter Jodi Hibbard.) (ptm,) (Entered: 02/02/2004)
01/30/2004	223	Minute Entry for proceedings held before Judge Howard G. Munson :Jury Trial as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 1/30/2004. Jury trial cancelled due to weather conditions and missing jurors. Judge Munson meets with Counsel, reviews status of jurors and further evidentiary matters and further adjourns Court to February 2, 2004 at 10:00am. Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq. for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno (Court Reporter Jodi Hibbard.) (ptm,) (Entered: 02/02/2004)
02/02/2004	224	Minute Entry for proceedings held before Judge Howard G. Munson :Jury Trial as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 2/2/2004. Witnesses for Defendants: Scott D. Barcomb, Davd Lewis Marino, Michael Bruce Wolcott. Judge Munson continued to February 3, 2004 at 10:00am. Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq. for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno (Court Reporter Jodi Hibbard.) (ptm,) (Entered: 02/02/2004)
02/03/2004	225	TRANSCRIPT of Proceedings as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 12/3/03 (Jury Trial Excerpt) before Judge Munson. Court Reporter: J. Hibbard. [physically on file with the Clerk's Office] (jt,) (Entered: 02/03/2004)
02/03/2004	226	TRANSCRIPT of Proceedings as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 12/8/03 (Jury Trial Excerpt) before Judge Munson. Court Reporter: J. Hibbard. [physically on file with the Clerk's Office] (jt,) (Entered: 02/03/2004)
02/03/2004	227	TRANSCRIPT of Proceedings as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 12/9/03 (Jury Trial Excerpt) before Judge Munson. Court Reporter: J. Hibbard. [physically on file with the Clerk's Office] (jt,) (Entered: 02/03/2004)
02/03/2004	228	TRANSCRIPT of Proceedings as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 12/11/03 (Jury Trial) before Judge Munson. Court Reporter: J. Hibbard. [physically on file with the Clerk's Office] (jt,) Modified on 2/3/2004 (jt,). (Entered: 02/03/2004)
02/03/2004	229	TRANSCRIPT of Proceedings as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 12/15/03 (Jury Trial Excerpt) before Judge Munson. Court Reporter: J. Hibbard. [physically on file with the Clerk's Office] (jt,) (Entered: 02/03/2004)
02/03/2004	230	TRANSCRIPT of Proceedings as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 12/18/03 (Jury Trial Excerpt) before Judge Munson. Court Reporter: J. Hibbard. [physically on file with the Clerk's Office] (jt,) (Entered: 02/03/2004)

02/03/2004	231	TRANSCRIPT of Proceedings as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 1/12/04 (Jury Trial) before Judge Munson. Court Reporter: J. Hibbard. [physically on file with the Clerk's Office] (jt,) (Entered: 02/03/2004)
02/03/2004	232	TRANSCRIPT of Proceedings as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 1/13/04 (Jury Trial Excerpt) before Judge Munson. Court Reporter: J. Hibbard. [physically on file with the Clerk's Office] (jt,) (Entered: 02/03/2004)
02/03/2004	233	Minute Entry for proceedings held before Judge Howard G. Munson :Jury Trial as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 2/3/2004. Witness for the Defendants: Michael B. Walcott, Gregory Ruff, William Kinch, Jr. Judge Munson directs trial to be continued on February 4, 2004 at 10:00am. Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq, for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno Court Reporter Jodi Hibbard.) (ptm,) (Entered: 02/04/2004)
02/04/2004	234	Minute Entry for proceedings held before Judge Howard G. Munson :Jury Trial as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 2/4/2004. Witness for the Defendants: John Karl Lander, Barry Wixson, Sasha Percent, Joshua Garwood. Judge Munson directs trial to be continued on February 5, 2004 at 10:00am. Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq, for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno (Court Reporter Jodi Hibbard.) (ptm,) (Entered: 02/06/2004)
02/05/2004	235	Minute Entry for proceedings held before Judge Howard G. Munson :Jury Trial as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 2/5/2004. Witness for the Defendant: Keith Robinson. Judge Munson directs trial to be continued on February 6, 2004 at 10:00am. Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq, for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno. Preliminary Revocation Hearing as to Michael Shanahan. Deft appears with Atty Lisa A. Peebles. Judge Munson hears statements from AUSA Craig A. Benedict as to Probation Office request for Revocation of Pretrial Release. Judge Munson hears statements from both counsel as to deft's representation and alleged violations and ADJOURNRS REVOCATION HEARING UNTIL May 5, 2004 at 2:00pm in USDC Syracuse, NY. Deft released from custody on previously established conditions of pretrial release. (Court Reporter Jodi Hibbard.) (ptm,) (Entered: 02/06/2004)
02/06/2004	236	TRANSCRIPT of Jury Trial excerpt as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 1/21/04 before Judge Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 02/09/2004)
02/06/2004	237	TRANSCRIPT of Jury Trial excerpt as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 1/22/04 before Judge Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 02/09/2004)
02/06/2004	238	Minute Entry for proceedings held before Judge Howard G. Munson :Jury

		Trial as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 2/6/2004. Witnesses for the Defendants: Keith Robinson. Jury Exits Court. Judge Munson hears argument as to certain evidentiary matters and directs parties to further review records and report to Court on February 9, 2004. Judge Munson directs trial to be continued on February 9, 2004 at 10:00am. Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq. for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno. (Court Reporter Jodi Hibbard.) (ptm,) (Entered: 02/09/2004)
02/09/2004	240	Minute Entry for proceedings held before Judge Howard G. Munson :Jury Trial as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 2/9/2004. Trial Continued. In Chambers: Judge Munson hears further argument as to evidentiary matters and the Govt's motion for the preclusion of documents. Judge Munson RESERVES DECISION as to all issues. Judge Munson excuses Jury until February 10, 2004. Jury Exits Court. Court in Session: Judge Munson hears continued argument as to evidentiary matters and the Government's motion for the preclusion of the documents. Judge Munson RULES as to all issues, Grants Governments' motion for the preclusion of documents, admonishes Defts and Deft's Counsel as to the maintenance of documents and further RESERVES DECISION as to any Govt trial subpoena directed at documents in the possession of defts. 4:00 PM Court Adjourned: Judge Munson directs trial to be continued on February 11, 2004 at 10:00am. Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq. for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno (Court Reporter Jodi Hibbard.) (ptm,) (Entered: 02/11/2004)
02/10/2004	239	NOTICE OF ATTORNEY APPEARANCE: Lisa A. Peebles appearing for Michael Shanahan (Peebles, Lisa) (Entered: 02/10/2004)
02/10/2004	243	NOTICE of intention to use evidence by AUSA Craig Benedict as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno (kcl,) (Entered: 02/18/2004)
02/10/2004	250	Minute Entry for proceedings held before Judge Howard G. Munson :Jury Trial as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 2/10/2004. Trial Continued. Offer of Proof as to Witness Keith Robinson. Judge Munson rules and directs that witness testify. Witnesses for Defendants: Keith Robinson, Glen J. Campbell. Judge Munson directs trial to be continued on February 11, 2004 at 10:00am 5:00 PM Court Adjourned. Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq. for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno (Court Reporter Jodi Hibbard.) (ptm,) (Entered: 02/24/2004)
02/11/2004	251	Minute Entry for proceedings held before Judge Howard G. Munson :Jury Trial as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 2/11/2004. Trial Continued. Witnesses for Defendants: Roger D. Taft, Mark A. Simone, Michael Brockman. Judge Munson directs trial to be continued on February 12, 2004 at 10:00am 5:00 PM Court Adjourned. Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq. for

		defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno. (Court Reporter Jodi Hibbard.) (ptm,) (Entered: 02/24/2004)
02/13/2004	244	TRANSCRIPT of Jury trial excerpt as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 1/26/04 before Judge Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 02/18/2004)
02/13/2004	245	TRANSCRIPT of Jury Trial excerpt as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 1/27/04 before Judge Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 02/18/2004)
02/19/2004	249	MEMORANDUM DECISION AND ORDER . Signed by Judge Howard G. Munson on 2/19/04. (kcl,) (Entered: 02/20/2004)
02/20/2004	246	TRANSCRIPT of Jury trial excerpt Proceedings as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 2/28/04 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 02/20/2004)
02/20/2004	247	TRANSCRIPT of Jury trial excerpt Proceedings as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 2/2/04 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 02/20/2004)
02/20/2004	248	TRANSCRIPT of Jury trial Proceedings as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 2/3/04 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 02/20/2004)
02/23/2004	252	Minute Entry for proceedings held before Judge Howard G. Munson :Jury Trial as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 2/23/2004. Trial Continued. Witnesses for Defendants:. Jeffrey James Cintula, Anthony Chiffolo, James Howard Engle. Judge Munson directs trial to be continued on February 24, 2004 at 10:00am. 5:00 PM Court Adjourned. Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq, for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno. (Court Reporter Jodi Hibbard.) (ptm,) (Entered: 02/26/2004)
02/23/2004	259	MOTION to Exclude by Craig Benedict, AUSA for USA as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno; Return date to be set by PTM (kcl,) (Entered: 03/03/2004)
02/24/2004	253	Minute Entry for proceedings held before Judge Howard G. Munson :Jury Trial as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 2/24/2004. Trial Continued. Judge Munson hears argument as to motion to preclude defendant's witness Charles M. Carrow and DENIES Government's motion to preclude witness. Judge Munson further directs witness to take the stand. Witnesses for Defendants: Charles M. Carrow, Patrick James Kimbal, Victor C. Cinquino, Alan Corren. Judge Munson directs trial to be continued on February 25, 2004 at 10:00am. 5:00 PM Court Adjourned. Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq, for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno. (Court Reporter Jodi Hibbard.) (ptm,) (Entered: 02/26/2004)
02/25/2004	254	Minute Entry for proceedings held before Judge Howard G. Munson :Jury

		Trial as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 2/25/2004. Trial Continued. Witness for Defendants: Alan Corren. Judge Munson directs trial to be continued on February 26, 2004 at 10:00am. 5:00 PM Court Adjourned. Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq, for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno (Court Reporter Jodi Hibbard.) (ptm,) (Entered: 02/26/2004)
02/26/2004	255	Minute Entry for proceedings held before Judge Howard G. Munson :Jury Trial as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 2/26/2004. Trial Continued. Witnesses for Defendants: John Gooley, Kimberly Ann Daley, Patricia Dinklacker. Judge Munson directs trial to be continued on February 27, 2004 at 10:00am. 5:00 PM Court Adjourned. Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq, for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno (Court Reporter Jodi Hibbard.) (ptm,) (Entered: 02/26/2004)
02/27/2004	256	Minute Entry for proceedings held before Judge Howard G. Munson :Jury Trial as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 2/27/2004. Trial Continued. Witnesses for Defendants: Richard Heinz, Donna M. Karot, Timothy J. Brock, Allison Newman. Judge Munson directs trial to be continued on March 1, 2004 at 10:00am. 5:00 PM Court Adjourned. Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq, for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno. (Court Reporter Jodi Hibbard.) (ptm,) (Entered: 03/01/2004)
03/01/2004	257	Minute Entry for proceedings held before Judge Howard G. Munson :Jury Trial as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 3/1/2004. Conference in Chambers: Judge Munson hears statements from all counsel and Motion for a Mistrial based on prosecutorial misconduct related to the Govt's interview of witness James Cusack. Judge Munson states that the Court shall examine witness James Cusack. Jury Enters: Trial Continued. Witnesses for Defendants: Morris C. Warner. Jury Excused until 10:00am March 2, 2004. Court in Session / without Jury. Conference in Chambers: Judge Munson examines witness James Cusack. Judge Munson directs Govt to proceed with hearing limited to defts' production of relevant financial records. Witnesses for Government relative to Defts' Exhibit #6000.94: Justus Derx, Michael K. Dwyer, Witness for Defendants: James Savage. Judge Munson directs trial to be continued on March 2, 2004 at 10:00am. 5:00 PM Court Adjourned. Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq, for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno (Court Reporter Jodi Hibbard.) (ptm,) (Entered: 03/01/2004)
03/02/2004	258	Minute Entry for proceedings held before Judge Howard G. Munson :Jury Trial as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 3/2/2004. Conference in Chambers: Judge Munson rules from the bench as to various evidentiary matters and DENIES defts'motion for a mistrial based on prosecutorial misconduct related to the Govt's interview of witness James Cusack and directs defts to proceed with witnesses. Jury Enters:

		Witnesses for Defendants: Morris C. Warner, Elizabeth Good Mastro, Thomas F. Russo. Judge Munson entertains and denies Govt's motion to Strike testimony of Thomas F. Russo and directs trial to be continued on March 3, 2004 at 10:00am. 5:00 PM Court Adjourned. Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq, for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno (Court Reporter Jodi Hibbard.) (ptm,) (Entered: 03/02/2004)
03/03/2004	260	Minute Entry for proceedings held before Judge Howard G. Munson :Jury Trial as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 3/3/2004. Trial Continued: Judge Munson rules from the bench as to scope of examination of potential witnesses. Jury Enters: Witness for Defendants: Patrick J. Bulgaro. 11:11 A.M. All Defendants Rest. Jury Exits Court; Judge Munson entertains renewed Rule 29 Motion by the Defts and further motions to Strike Testimony by the Govt as to Thomas F. Russo; and reserves decision as to all motions. 1:00 P.M. Court Recessed. Judge Munson directs trial to be continued on March 4, 2004 at 10:00am. 5:00 PM Court Adjourned: Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq, for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno (Court Reporter Jodi Hibbard.) (ptm,) (Entered: 03/08/2004)
03/04/2004	261	Minute Entry for proceedings held before Judge Howard G. Munson :Jury Trial as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 3/4/2004. Trial Continued: Judge Munson rules from the bench and DENIES DEFTS Rule 29 Motions and RESERVES as to Govt Motion to strike certain testimony. Judge Munson directs Govt to proceed with Rebuttal Testimony. Jury Enters: Rebuttal Witness for Government: Timothy M. Carroll. Judge Munson directs trial to be continued on March 5, 2004 at 10:00am. 5:00 PM Court Adjourned: Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq, for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno (Court Reporter Jodi Hibbard.) (ptm,) (Entered: 03/08/2004)
03/05/2004	263	TRANSCRIPT of Jury trial Proceedings as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 2/4/04 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 03/09/2004)
03/05/2004	264	TRANSCRIPT of Jury trial Proceedings as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 2/5/04 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 03/09/2004)
03/05/2004	265	TRANSCRIPT of Jury trial Proceedings as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 2/6/04 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 03/09/2004)
03/05/2004	266	TRANSCRIPT of Jury trial Proceedings as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 2/10/04 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 03/09/2004)
03/05/2004	267	TRANSCRIPT of Jury trial Proceedings as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 2/11/04 before Judge Munson.

		Court Reporter: Jodi Hibbard. (kcl,) (Entered: 03/09/2004)
03/05/2004	268	MEMORANDUM OF LAW re: effect of subcontractor on Contractor's obligation to enforce strict independence with air monitoring/laboratory company (kcl,) (Entered: 03/10/2004)
03/05/2004	269	MEMORANDUM OF LAW re: to closing statement (kcl,) (Entered: 03/10/2004)
03/08/2004	262	Minute Entry for proceedings held before Judge Howard G. Munson :Jury Trial as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 3/8/2004. Trial Continued: Jury Enters: Rebuttal Witnesses for Government: Timothy M. Carroll, Eric Beeche, Scott M. Brown. Judge Munson directs trial to be continued on March 9, 2004 at 10:00am. 5:00 PM Court Adjourned: Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq, for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno. (Court Reporter Jodi Hibbard.) (ptm,) (Entered: 03/08/2004)
03/09/2004	272	REVISED Jury Instructions by Craig Benedict, AUSA for USA as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno (kcl,) (Entered: 03/11/2004)
03/09/2004	273	Minute Entry. for proceedings held before Judge Howard G. Munson :Jury Trial as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 3/9/2004. Trial Continued: Jury Enters: Rebuttal Witnesses for Government: Scott M. Brown, Brian Hladic, Craig Petreikis. Judge Munson directs trial to be continued on March 10, 2004 at 10:00am. 5:00 PM Court Adjourned: Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq, for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno. (Court Reporter Jodi Hibbard.) (ptm,) (Entered: 03/16/2004)
03/10/2004	270	LETTER/NOTICE dated 3/10/04 addressed to Judge Munson by Carig Benedict, AUSA for Usa as to defts. AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno (kcl,) (Entered: 03/11/2004)
03/10/2004	271	MOTION to imposed reasonable time limitations on the examination of witness by Craig Benedict USA as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno. (kcl,) (Entered: 03/11/2004)
03/10/2004	274	Minute Entry for proceedings held before Judge Howard G. Munson :Jury Trial as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 3/10/2004. Trial Continued: Jury Enters: Rebuttal Witnesses for Government: Craig Petreikis, Matthew Clarke, Bradford Hall. Judge Munson directs trial to be continued on March 11, 2004 at 10:00am. 5:00 PM Court Adjourned: Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq, for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno. (Court Reporter Jodi Hibbard.) (ptm,) (Entered: 03/16/2004)
03/11/2004	275	Minute Entry for proceedings held before Judge Howard G. Munson :Jury Trial as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 3/11/2004. Trial Continued: Jury Enters: Rebuttal Witnesses for

		Government: Bradford Hall. Judge Munson directs trial to be continued on March 15, 2004 at 10:00am. 5:00 PM Court Adjourned: Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq, for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno. (Court Reporter Jodi Hibbard.) (ptm,) (Entered: 03/16/2004)
03/15/2004	276	Minute Entry for proceedings held before Judge Howard G. Munson :Jury Trial as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 3/15/2004. Trial Continued: Jury Enters: Rebuttal Witnesses for Government: Bradford Hall, Nicholas R. Elphonsetti. Judge Munson directs trial to be continued on March 16, 2004 at 10:00am. Charge Conference: Judge Munson and counsel review proposed jury requests. 5:00 PM Court Adjourned: Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq, for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno. (Court Reporter Jodi Hibbard.) (ptm,) (Entered: 03/16/2004)
03/16/2004	277	Minute Entry for proceedings held before Judge Howard G. Munson :Jury Trial as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 3/16/2004. Trial Continued: Jury Enters: Rebuttal Witnesses for Government: Nicholas R. Elphonsetti, Justus Derx. 3:29 P.M. GOVERNMENT RESTS REBUTTAL CASE. Judge Munson directs trial to be continued on March 17, 2004 at 10:00am. Charge Conference: Judge Munson and counsel review proposed jury requests. 5:00 PM Court Adjourned: Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq, for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno. (Court Reporter Jodi Hibbard.) (ptm,) (Entered: 03/18/2004)
03/17/2004	278	Minute Entry for proceedings held before Judge Howard G. Munson :Jury Trial as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 3/17/2004. Trial Continued: Charge Conference: Judge Munson and counsel review proposed jury requests. Judge Munson directs trial to be continued on March 18, 2004 at 10:00am.. 5:00 PM Court Adjourned: Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq, for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno. (Court Reporter Jodi Hibbard.) (ptm,) (Entered: 03/18/2004)
03/18/2004	279	Proposed Additional Jury Instructions by deft. AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno (kcl,) (Entered: 03/18/2004)
03/18/2004	280	Minute Entry for proceedings held before Judge Howard G. Munson :Jury Trial as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 3/18/2004. Trial Continued: Charge Conference: Judge Munson and counsel review proposed jury requests. Summation for the Government by Craig A. Benedict, AUSA. Judge Munson directs trial to be continued on March 19, 2004 at 10:00am. 5:00 PM Court Adjourned: Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq, for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno. (Court Reporter Jodi Hibbard.) (ptm,) (Entered: 03/23/2004)
03/19/2004	281	Minute Entry for proceedings held before Judge Howard G. Munson :Jury

		Trial as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 3/19/2004. Trial Continued: Summation for Defendant Raul Salvagno by Emil M. Rossi, Esq. Judge Munson directs trial to be continued on March 22, 2004 at 10:00am. 5:00 PM Court Adjourned: Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq, for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno. (Court Reporter Jodi Hibbard.) (ptm,) (Entered: 03/23/2004)
03/22/2004	282	Minute Entry for proceedings held before Judge Howard G. Munson :Jury Trial as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 3/22/2004. Trial Continued: Summation for Defendants Alexander Salvagno, AAR Contracting Inc.,by David Bernfeld, Esq. Judge Munson directs trial to be continued on March 23, 2004 at 10:00am. 5:00 PM Court Adjourned: Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq, for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno. (Court Reporter Jodi Hibbard.) (ptm,) (Entered: 03/23/2004)
03/23/2004	283	TRANSCRIPT of Jury Trial Excerpt as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 2/23/04 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 03/23/2004)
03/23/2004	284	TRANSCRIPT of Jury trial excerpt as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 2/24/04 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 03/23/2004)
03/23/2004	285	TRANSCRIPT of Jury Trial excerpt as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 2/25/04 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 03/23/2004)
03/23/2004	286	TRANSCRIPT of Jury trial excerpt as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 2/26/04 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 03/23/2004)
03/23/2004	287	TRANSCRIPT of Jury trial excerpt as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 2/27/04 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 03/23/2004)
03/23/2004	288	TRANSCRIPT of Jury trial excerpt as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 3/1/04 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 03/23/2004)
03/23/2004	289	TRANSCRIPT of Jury trial excerpt as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 3/2/04 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 03/23/2004)
03/23/2004	290	TRANSCRIPT of excerpt of jury trial as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 3/3/04 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 03/23/2004)
03/23/2004	291	TRANSCRIPT of Jury trial excerpt as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 3/4/04 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 03/23/2004)

03/23/2004	292	TRANSCRIPT of jury trial excerpt as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 3/8/04 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 03/23/2004)
03/23/2004	293	TRANSCRIPT of Jury trial excerpt as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 3/9/04 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) Modified on 3/23/2004 (kcl,). (Entered: 03/23/2004)
03/23/2004	294	TRANSCRIPT of Jury trial excerpt as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 3/10/04 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 03/23/2004)
03/23/2004	295	Minute Entry for proceedings held before Judge Howard G. Munson :Jury Trial as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 3/23/2004. Trial Continued: Summation for Defendants Alexander Salvagno, AAR Contracting Inc., by David Bernfeld, Esq. Rebuttal Summation for the Government by Craig A. Benedict, AUSA Judge Munson directs trial to be continued on March 24, 2004 at 10:00am. 5:00 PM Court Adjourned: Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq. for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno. (Court Reporter Jodi Hibbard.) (ptm,) (Entered: 03/23/2004)
03/24/2004	302	Minute Entry for proceedings held before Judge Howard G. Munson :Jury Trial as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 3/24/2004. Trial Continued: JUDGE MUNSON CHARGES JURY. Jury Exits Court: Judge Munson hears Statements from Counsel: No Objections from Counsel as to Charge. Counsel for all Defts Request that the Court reconsider previously proposed instructions. Judge Munson DENIES further requests to charge and has Marshals sworn. Jury Begins Deliberations. Judge Munson directs Jury Deliberations be continued on March 25, 2004 at 9:00am 6:10 PM Court Adjourned: Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq. for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno. (Court Reporter Jodi Hibbard.) (ptm,) (Entered: 04/08/2004)
03/25/2004	303	Minute Entry for proceedings held before Judge Howard G. Munson :Jury Trial as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 3/25/2004. Trial Continued: Conference in Chamber: Court and counsel discuss further scheduling issues relative to Jury Deliberations. Jury Note No. 1. Jury Enters Court: Judge Munson reviews Jury Note No. 1 with Counsel and Jury. Jury Exits Court and Continues Deliberations. Jury Note No. 2. Jury Enters Court: Judge Munson reviews Jury Note No. 2 with Counsel and Jury. Jury Exits Court and Continues Deliberations. Jury Enters Court: Judge Munson directs Jury Deliberations be continued on March 26, 2004 at 9:00am. Court Adjourned: Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq. for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno. (Court Reporter Jodi Hibbard.) (ptm,) Modified on 4/14/2004 (ptm,). (Entered: 04/14/2004)

03/26/2004	296	DEFENDANTS' REQUESTED RESPONSE TO JURY QUESTION # 1 by AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno (kcl,) (Entered: 03/29/2004)
03/26/2004	304	Minute Entry for proceedings held before Judge Howard G. Munson :Jury Trial as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 3/26/2004Trial Continued:Jury Note No. 3 (Court Exhibit No. 3)Court in Session without Jury. Judge Munson reviews Jury Note with Counsel. Jury Enters Court: Judge Munson reviews Jury Note with Counsel and Jury.Judge Munson rules on read back of testimony and has testimony read. Jury Exits Court and Continues Deliberations. Jury Enters Court: Judge Munson reviews Jury Note with Counsel and Jury. Judge Munson has further testimony read back. Jury Exits Court and Continues Deliberations. Jury Enters Court: Judge Munson directs Jury Deliberations be continued on March 29, 2004 at 9:00am.Jury Exits Court. Court Adjourned: Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq, for defts Alexander Salvagno, AAR. Emil Rossi, Esq. for deft Raul Salvagno. (Court Reporter Jodi Hibbard.) (ptm,) (Entered: 04/13/2004)
03/29/2004	305	Minute Entry for proceedings held before Judge Howard G. Munson :Jury Trial as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on 3/29/2004. Trial Continued: Jury Continues Deliberations. Jury Note No. 4 (Court Exhibit No. 4)Jury Enters Court: Judge Munson reviews Jury Note with Counsel and Jury and directs that read back of certain portions of testimony be heard on March 30, 2004. Judge Munson directs Jury Deliberations be continued on March 30, 2004 at 9:00am.Jury Exits Court. Court Adjourned: Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq, for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno (Court Reporter Jodi Hibbard.) (ptm,) (Entered: 04/13/2004)
03/30/2004	306	Minute Entry for proceedings held before Judge Howard G. Munson :Jury Trial as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 3/30/2004.Conference in Chambers: Court and counsel meet and further review Jury Note No. 4 and proposed read back of testimony. Jury Enters Court: Judge Munson reviews Jury Note No. 4 (Court Exhibit No. 4) with Counsel and Jury and directs that read back of certain portions of testimony. Judge Munson directs Jury to continue deliberations. Jury Note No. 5; Jury Verdict (Court Exhibit No. 5) Jury Enters Court: Judge Munson reviews Jury Verdict Sheet (Court Exhibit No. 6). Clerk takes Verdict as stated by Jury Foreperson: As to Count 1 (Racketeering Conspiracy) Jury Finds: that deft ALEXANDER SALVAGNO was PROVEN as to 33 of 33 charged Racketeering Acts: That deft RAUL SALVAGNO was PROVEN as to 8 of 10 charged Racketeering Acts and UNPROVEN as to 2 charged Racketeering Acts : That deft AAR CONTRACTING, INC., was PROVEN as to 24 of 24 charged Racketeering Acts and that based upon all of these findings, Defts ALEXANDER SALVAGNO, RAUL SALVAGNO and AAR CONTRACTING, INC., are found GUILTY as to Count 1;?The Jury further finds that: deft ALEXANDER SALVAGNO is GUILTY as to Counts 2-14; deft RAUL SALVAGNO is GUILTY as to Counts 2, 4, 11; and that deft

		<p>AAR CONTRACTING, INC., is GUILTY as to Counts 2-11. ALL JURORS CONCUR WITH THE VERDICT AS GIVEN BY JURY FOREPERSON AND HAVE SIGNED THE JURY VERDICT SHEET (Court Exhibit No. 6 at page 11) Court enquires of Counsel and all Counsel DECLINE TO POLL JURORS. JUDGE MUNSON FURTHER CHARGES JURY AS TO SPECIAL VERDICT (FORFEITURE). Jury exits Court for further deliberations. Jury Note No. 6 (Court Exhibit No. 7). JUDGE MUNSON FURTHER CHARGES JURY AS TO SPECIAL VERDICT (FORFEITURE). Jury exits Court for further deliberations. Jury Note No. 6 (Court Exhibit No. 7). Jury Enters Court: Judge Munson reviews Jury Note No. 6 (Court Exhibit No. 7) with Counsel and Jury and directs continue deliberations. Jury Note No. 7 (Court Exhibit No. 8). Jury Enters Court: Judge Munson reviews Special Verdict(Forfeiture)(Court Exhibit No. 9). Clerk takes Verdict as stated by Jury Foreperson: Jury finds that deft ALEXANDER SALVAGNO shall forfeit \$2,033,457.70, that deft RAUL SALVAGNO shall forfeit \$1,707,156.40, and that deft AAR CONTRACTING, INC., shall forfeit \$2,033,457.70. Dated 3/30/2004. ALL JURORS CONCUR WITH THE VERDICT AS GIVEN BY JURY FOREPERSON AND HAVE SIGNED THE JURY SPECIAL VERDICT (FORFEITURE) (Court Exhibit No. 9) Court enquires of Counsel and all Counsel DECLINE TO POLL JURORS. Jury Exits Court. Judge Munson hears motion by the Govt pursuant to 18 USC 3146 to remand defts upon conviction. After extensive argument Judge Munson RESERVES DECISION and continues Remand Hearing to 3/31/20004 at 2:00pm. Court Adjourned: Appearances: Craig A. Benedict, AUSA for Govt, David Bernfeld, Esq, for defts Alexander Salvagno, AAR, Emil Rossi, Esq. for deft Raul Salvagno(Court Reporter Jodi Hibbard.) (ptm,) (Entered: 04/14/2004)</p>
03/31/2004	300	<p>MEMORANDUM OF LAW in Opposition to government's motion to remand and incarcerate Alexander and Raul Salvagno. Exhibits A through C attached. (jat) (Entered: 04/02/2004)</p>
03/31/2004	307	<p>Minute Entry for proceedings held before Judge Howard G. Munson :Remand Hearing as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 3/31/2004. Judge Munson hears motion by the Govt pursuant to 18 USC 3143 to remand defts upon conviction. After extensive argument Judge Munson further RESERVES DECISION and continues Remand Hearing to 4/6/2004 at 2:00pm. Judge Munson further releases defts on certain conditions and restrictions. Deft are directed to report to the US Probation Office immediately following this proceeding. (Court Reporter Jodi Hibbard.) (ptm,) (Entered: 04/16/2004)</p>
03/31/2004	308	<p>Appearance Bond Entered as to Alexander Salvagno posted by Alexander Salvagno and Raul Salvagno, in amount of \$ 1,000.000.00, (ptm,) (Entered: 04/16/2004)</p>
03/31/2004	309	<p>Appearance Bond Entered as to Raul Salvagno posted by Alexander Salvagno and Raul Salvagno, in amount of \$1,000,000.00, (ptm,) (Entered: 04/16/2004)</p>

04/01/2004	297	TRANSCRIPT of (Jury Trial) Proceedings as to Alexander Salvagno, Thomas Reed, Raul Salvagno, Gary Alvord, Anthony Mongato, Sheon Dimaio, Michael Shanahan, Robert O'Brey, Gerald Lindquist, AAR Contractor, Inc. held on March 18, 2004 before Judge Howard G. Munson. Court Reporter: Jodi L. Hibbard. Transcript not available for electronic view; on file in Clerk's Office. (jat) (Entered: 04/01/2004)
04/01/2004	298	TRANSCRIPT of (Jury Trial) Proceedings as to Alexander Salvagno, Thomas Reed, Raul Salvagno, Gary Alvord, Anthony Mongato, Sheon Dimaio, Michael Shanahan, Robert O'Brey, Gerald Lindquist, AAR Contractor, Inc. held on March 15, 2004 before Judge Howard G. Munson. Court Reporter: Jodi L. Hibbard. Transcript not available for electronic view; on file in Clerk's Office. (jat) (Entered: 04/01/2004)
04/01/2004	299	TRANSCRIPT of (Jury Trial) Proceedings as to Alexander Salvagno, Thomas Reed, Raul Salvagno, Gary Alvord, Anthony Mongato, Sheon Dimaio, Michael Shanahan, Robert O'Brey, Gerald Lindquist, AAR Contractor, Inc. held on March 11, 2004 before Judge Howard G. Munson. Court Reporter: Jodi L. Hibbard. Transcript not available for electronic view; on file in Clerk's Office. (jat) (Entered: 04/01/2004)
04/01/2004	310	ORDER Setting Conditions of Release as to Alexander Salvagno (1) \$1,000,000.00 with further conditions and restriction pending Remand Hearing set for 4/6/2004.Signed by Judge Howard G. Munson on 4/1/04. (ptm,) (Entered: 04/16/2004)
04/01/2004	311	ORDER Setting Conditions of Release as to Raul Salvagno (3) \$1,000,000.00 With certain conditions and restrictions pending Remand Hearing set for 4/6/2004.Signed by Judge Howard G. Munson on 4/1/2004. (ptm,) (Entered: 04/16/2004)
04/01/2004	312	Letter MOTION to Remand and to immediately place defts in custody pending sentncing by USA as to Alexander Salvagno, Raul Salvagno. (ptm,) (Entered: 04/16/2004)
04/01/2004	313	Receipt for Surrender of Passport as to Alexander Salvagno Passport Number Passport NO. 103385852 issued by United States (ptm,) (Entered: 04/16/2004)
04/01/2004	314	Receipt for Surrender of Passport as to Raul Salvagno Passport Number Passport NO. 202556455 issued by United States (ptm,) (Entered: 04/16/2004)
04/06/2004	301	TRANSCRIPT of Jury Trial Proceedings as to AAR Contractor, Inc., Alexander Salvagno, Raul Salvagno held on March 16, 2004 before Judge Howard G. Munson. Court Reporter: Jodi L. Hibbard. {Document on file with the Clerk, not available for electronic view} (jmb) (Entered: 04/06/2004)
04/06/2004	315	Minute Entry for proceedings held before Judge Howard G. Munson :Remand Hearing as to Alexander Salvagno, Raul Salvagno held on

		4/6/2004 (Court Reporter Jodi Hibbard.) (ptm,) (Entered: 04/16/2004)
04/06/2004	316	ORDER Setting Conditions of Release as to Alexander Salvagno (1) 1,000,000.00 With Certain Conditions and Restrictions. Sentencing set for 9/10/2004 in USDC Syracuse, NU at 2:00pm. . Signed by Judge Howard G. Munson on 4/6/2004. (ptm,) (Entered: 04/16/2004)
04/06/2004	317	ORDER Setting Conditions of Release as to Raul Salvagno (3) 1,000,000.00 With Certain conditions and restrictions. Sentencing set for 9/10/2004 in USDC Syracuse, NY.Signed by Judge Howard G. Munson on 4/6/2004. (ptm,) (Entered: 04/16/2004)
04/06/2004	318	GUIDELINE ORDER as to Alexander Salvagno Sentencing set for 9/10/2004 02:00 PM in Syracuse before Senior Judge Howard G. Munson.Signed by Judge Howard G. Munson on 4/6/2004. (ptm,) (Entered: 04/16/2004)
04/06/2004	319	GUIDELINE ORDER as to Raul Salvagno Sentencing set for 9/10/2004 02:00 PM in Syracuse before Senior Judge Howard G. Munson.Signed by Judge Howard G. Munson on 4/6/2004. (ptm,) (Entered: 04/16/2004)
04/15/2004	321	ORDER denying Gov'ts 312 Motion to Remand Raul Salvagno and Alexander Salvagno. that both defts execute and file with the Clerk of the Court a waiver of extradition applicable to any nation or foreign territory in which they may be found as a condition of their continued release by 4/23/04; the Alexander & Raul Salvagno, Rebecca O'Keefe, and Susan Salvagno and a surety execute a bond on the above-referenced parcels of property no later than 4/23/04; that the surety file an affidavit with the Clerk of the Court as described in this order no later that 4/23/04. Signed by Judge Howard G. Munson on 4/15/04. (jlm) (Entered: 04/20/2004)
04/16/2004	320	Jury Notes, Jury Verdict Sheet, Special Verdict (Forfeiture) as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. (ptm,) Modified on 11/30/2005 (ptm,). (Entered: 04/16/2004)
04/17/2004	322	Previously, pursuant to Rule 33(b)(2), the court granted defts' motion to further extend the filing date of their anticipated motion pursuant to Rule 29 (c) until 4/30/04; Any opposition papers the gov't opts to submit shall be filed no later than 5/14/04. If the parties require oral argument on the motion, they are to notify the court in writing, and the court will hear arguments on 6/11/04. Signed by Judge Howard G. Munson on 4/17/04. (jlm) (Entered: 04/20/2004)
04/28/2004	323	ORDER as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. GRANTING Letter Request to: a)that... the April 23, 2004 compliceance date be extended to May 10, 2004, and b) defendants' time to file Rule 29 motions be extended one week from April 30, 2004 to May 7, 2004, with the Govt to respond to May 21, 2004. . Signed by Judge Howard G. Munson on April 28, 2004. (ptm,) (jmb,). (Entered: 04/29/2004)
05/06/2004	325	REQUEST by David B. Bernfeld, Esq. and ORDER as to Alexander

		Salvagno, Raul Salvagno extending deadline to 5/18/04 for compliance w/additional bond/release conditions. Signed by Judge Howard G. Munson on 5/6/04. (Imp) (Entered: 05/12/2004)
05/11/2004	324	PRELIMINARY ORDER DIRECTING FORFEITURE OF PROPERTY as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc.. Signed by Judge Howard G. Munson on 5/11/04. (kcl,) (Entered: 05/11/2004)
05/17/2004	326	TRANSCRIPT of Jury Trial Proceedings as to Alexander Salvagno, Raul Salvagno, and AAR Contractor, Inc. held on March 22, 2004 before Judge Howard G. Munson. Court Reporter: Jodi Hibbard. (jlm) (Entered: 05/19/2004)
05/17/2004	327	TRANSCRIPT of Jury Trial Proceedings as to Alexander Salvagno, Raul Salvagno, and AAR Contractor, Inc. held on March 23, 2004 before Judge Howard G. Munson. Court Reporter: Jodi Hibbard. (jlm) (Entered: 05/19/2004)
05/21/2004	328	Letter dd 5/21/04 by Craig Benedict, AUSA for the Gov't requesting that the Court require the defts Alexander Salvagno, and Raul Salvagno to show cause why their release should not be revoked for failure to comply with the conditions as stated in this letter. (jlm) (Entered: 05/25/2004)
05/28/2004	329	Minute Entry for proceedings held before Judge Howard G. Munson :In Chambers Conference as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 5/28/2004 (ptm,) (Entered: 06/03/2004)
06/01/2004	330	Minute Entry for proceedings held before Judge Howard G. Munson :In Chambers Conference as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 6/1/2004 (Court Reporter Jodi Hibbard.) (ptm,) (Entered: 06/04/2004)
06/07/2004	331	ORDER as to Alexander Salvagno, Raul Salvagno, and AAR Contractor, Inc. ORDERED, that by July 1, 2004, the defts shall supply to the Court case law authority that establishes the defts need not post such bonds pursuant to Fed. R. Crim P 46(e) and LR 67.3; that if defts fail to provide case law to establish this Court's authority not to require a surety bond, then they shall by July 1, 2004 produce evidence, if any, to establish that they are unable to afford monies associated with the posting of this bond; Should the defts fail to establish to the Court's satisfaction either of the conditions set forth in this Order or have not posted the One Million Dollar surety bond by 7/1/04, an Order directing the arrest of the defts will immediately issue. Signed by Judge Howard G. Munson on 6/7/04. (jlm) (Entered: 06/10/2004)
06/23/2004	332	PETITION AND ORDER as to Alexander Salvagno; Letter addressed to Judge Munson from David Bernfeld, Esq.; Counsle requests that deft. be allowed to travel to the Eastern District of NY w/ his family; So Ordered . Signed by Judge Howard G. Munson on 6/23/04. (kcl,) (Entered: 06/28/2004)
06/29/2004	333	TRANSCRIPT of Jury Trial as to Alexander Salvagno, Raul Salvagno, AAR

		Contractor, Inc. held on March 19, 2004, before Judge Howard G. Munson. Court Reporter: Jodi L. Hibbard. (jlm) (Entered: 06/29/2004)
06/29/2004	334	TRANSCRIPT of Jury Trial as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on March 24, 2004, before Judge Howard G. Munson. Court Reporter: Jodi L. Hibbard. (jlm) (Entered: 06/29/2004)
06/29/2004	335	TRANSCRIPT of Jury Trial as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on March 25, 2004, before Judge Howard G. Munson. Court Reporter: Jodi L. Hibbard. (jlm) (Entered: 06/29/2004)
06/29/2004	336	TRANSCRIPT of Jury Trial as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on March 26, 2004, before Judge Howard G. Munson. Court Reporter: Jodi L. Hibbard. (jlm) (Entered: 06/29/2004)
06/29/2004	337	TRANSCRIPT of Jury Trial as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on March 30, 2004, before Judge Howard G. Munson. Court Reporter: Jodi L. Hibbard. (jlm) (Entered: 06/29/2004)
07/29/2004	338	LETTER/REQUEST AND ORDER as to Alexander Salvagno; Letter addressed to Judge Munson from David Bernfeld, Esq.; Counsel requests that deft. be allowed to travel to the Boston, M.A. area between the dates of 8/6/04 and 8/15/04; So Ordered . Signed by Judge Howard G. Munson on 7/29/04. (kcl,) (Entered: 08/02/2004)
08/02/2004	344	Minute Entry for proceedings held before Judge David R. Homer : AUSA Richard Hartunian; Deft unrepresented by counsel; Initial Appearance on Violation of Supervised Release as to Sheon Dimaio held on 8/2/2004; Deft advised of his rights, given a copy of Petition/Warrant; Govt moves for detention; Final Hearing re: Revocation of Supervised Release set for 8/11/2004 02:00 PM in Syracuse or Albany before Senior Judge Howard G. Munson; Deft remanded, order to be issued.(CRD/ECRO Cindy Mezooff.) (rzh,) (Entered: 08/23/2004)
08/10/2004	339	NOTICE By office of David Bernfeld, Esq. advising of correct mailing address for office and Phone number; Atty. Brenfeld represents defts. Alexander Salvagno, Raul Salvagno, and AAR Contractor, Inc.; Clerk updated information in system (kcl,) (Entered: 08/10/2004)
08/10/2004	340	MOTION to Quash, Modify, and/or Defer Enforcement of Subpoena Duces Tecum dated July, 13, 2004, addressed to Custodian of Records AAR, Contractor Inc. by AAR Contractor, Inc. Motion Hearing set for 9/2/2004 02:00 PM in Syracuse before Senior Judge Howard G. Munson. Response to Motion due by 8/16/2004. Reply to Response to Motion due by 8/23/2004. With Affirmation of David B. Bernfeld, Esq. dated August 10, 2004. (ptm,) (Entered: 08/16/2004)
08/11/2004	342	Minute Entry for proceedings held before Judge Howard G. Munson :Remand Hearing as to Sheon Dimaio held on 8/11/2004. Judge Munson orders deft remanded to the custody of USMS pending sentencing. (Court Reporter Khristine Sellin.) (ptm,) (Entered: 08/16/2004)

08/11/2004	343	ORDER as to Sheon Dimaio . Signed by Judge Howard G. Munson on 08/11/2004. (ptm,) (Entered: 08/17/2004)
08/11/2004	341	ORDER FOR ISSUANCE OF Arrest WARRANT as to Sheon Dimaio . Signed by Judge Howard G. Munson on 07/19/2004. (ptm,) Additional attachment(s) added on 6/19/2006 (ptm,). (Entered: 08/17/2004)
08/27/2004	345	TRANSCRIPT OF JURY TRIAL: (Volume XXXI - EXCERPT) as to Alexander Salvagno and AAR Contractor, Inc., held on February 6, 2004 before Judge Howard G. Munson. Court Reporter: Jodi L. Hibbard. (Document on file with the Clerk, not available for electronic viewing) (jmb) (Entered: 08/30/2004)
08/27/2004	346	TRANSCRIPT OF JURY TRIAL: (VOLUME XXXII) as to Alexander Salvagno and AAR Contractor, Inc., held on February 9, 2004 before Judge Howard G. Munson. Court Reporter: Jodi L. Hibbard. (Document on file with the Clerk, not available for electronic viewing) (jmb) (Entered: 08/30/2004)
09/02/2004	348	Minute Entry for proceedings held before Judge Howard G. Munson :Motion Hearing as to Alexander Salvagno, AAR Contractor, Inc. held on 9/2/2004 re 340 MOTION to Quash filed by AAR Contractor, Inc., Show Cause Hearing as to Alexander Salvagno, AAR Contractor, Inc. held on 9/2/2004 (Court Reporter Jodi Hibbard.) (ptm,) (Entered: 09/14/2004)
09/08/2004	347	Letter for Sheon Dimaio requesting detention review (Policelli, Frank) (Entered: 09/08/2004)
09/10/2004	349	ORDER as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc.; THE Court accepts the bail package and orders the Government to file Lis Pendens for properties described within this order . Signed by Judge Howard G. Munson on 9/10/04. (kcl,) (Entered: 09/15/2004)
09/10/2004	350	MEMORANDUM, DECISION AND ORDER granting USA's 82 Motion to Compel; denying 340 Motion to Quash; AAR is to comply w/ subpoena; deft. to produce materials by 9/17/04; Sentencing set for 10/28/04 at 2:00pm. Signed by Judge Howard G. Munson on 9/10/04. (kcl,) (Entered: 09/15/2004)
09/15/2004		Set/Reset Hearings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. : Sentencing set for 10/28/2004 02:00 PM in Syracuse before Senior Judge Howard G. Munson. (kcl,) (Entered: 09/15/2004)
09/17/2004		Set Hearing as to Sheon Dimaio : Pretrial Detention Hearing set for 9/21/2004 02:00 PM in Syracuse before Senior Judge Howard G. Munson. (ptm,) (Entered: 09/17/2004)
09/20/2004	351	Mail Returned as Undeliverable. re 349 Order, 350 Order on Motion to Compel,, Order on Motion to Quash, Sent to Emil Rossi Address sent to 108 West Jefferson St. Suite 500, Lowe's Landmark Office Bldg., Syraucse NY 13202 (kcl,) (Entered: 09/20/2004)

09/21/2004	355	Minute Entry for proceedings held before Judge Howard G. Munson :Remand Hearing as to Sheon Dimaio held on 9/21/2004 (Court Reporter Khristine Sellin.) (ptm,) (Entered: 10/05/2004)
09/22/2004	352	Letter from Assistant U.S. Attorney William H. Pease for USA requesting that the Court treat this Letter Request as an application for amendment and modification of the Court's Order of 9/10/04 (Pease, William) (Entered: 09/22/2004)
09/23/2004	353	TRANSCRIPT of Order to Show Cause Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 9/2/04 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 09/24/2004)
09/28/2004	354	Letter from Assistant U.S. Attorney William H. Pease (with attached certificate of service) for USA requesting the Court sign and file this proposed final Order as soon as possible after Wednesday, Sept. 29, 2004 (Attachments: # 1 Proposed Order/Judgment)(Pease, William) (Entered: 09/28/2004)
10/01/2004	357	ORDER re: Forfeiture as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. . Signed by Judge Howard G. Munson on 10/1/04. (kcl,) (Entered: 10/06/2004)
10/06/2004	356	Letter from AUSA William H. Pease (with attached certificate of service) for USA requesting that the Order of 9/24/04 be filed so that appropriate bail can be posted by defendants (Pease, William) (Entered: 10/06/2004)
10/06/2004		Reset Hearings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. : Sentencing set for Wednesday 10/27/2004 10:00 AM in Syracuse before Senior Judge Howard G. Munson. (ptm,) (Entered: 10/06/2004)
10/06/2004	358	GUIDELINE ORDER as to Sheon Dimaio Sentencing set for 2/11/2005 02:00 PM in Syracuse before Senior Judge Howard G. Munson.. Signed by Judge Howard G. Munson on 10/6/2004. (ptm,) (Entered: 10/06/2004)
10/06/2004	359	ORDER Setting Conditions of Release . Signed by Judge Howard G. Munson on 10/5/2004. (ptm,) (Entered: 10/06/2004)
10/12/2004		Attorney update : Attorney Richard M. Asche added for Alexander Salvagno. (Notice of Appearance forthcoming electronically) (jmb) (Entered: 10/12/2004)
10/12/2004		Attorney update : Attorney Richard M. Asche added for Raul Salvagno. (Notice of Appearance forthcoming electronically) (jmb) (Entered: 10/12/2004)
10/20/2004	360	NOTICE OF HEARING as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. Sentencing set for 10/27/2004 10:00 AM in Syracuse before Senior Judge Howard G. Munson. Judge Munson orders that all parties be present at 10:00AM in USDC Syracuse, NY for the commencement of Sentencing Hearing(ptm,) (Entered: 10/20/2004)
10/22/2004	361	ORDER DIRECTING EXCHANGE OF EXPERT INFORMATION as to

		Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. . Signed by Judge Howard G. Munson on 10/22/2004. (ptm,) (Entered: 10/22/2004)
10/22/2004	362	NOTICE OF ATTORNEY APPEARANCE: Russell M. Gioiella appearing for Alexander Salvagno, Raul Salvagno as Co-Counsel with/for Attorney: David Bernfeld Esq. and Emil Rossi, Esq. (Attachments: # 1 Affidavit of Service)(Gioiella, Russell) (Entered: 10/22/2004)
10/27/2004	363	Minute Entry for proceedings held before Judge Howard G. Munson :Sentencing Hearing held on 10/27/2004. (Court Reporter Vicky Theleman.) (ptm,) (Entered: 10/28/2004)
10/28/2004	366	Minute Entry for proceedings held before Judge Howard G. Munson :Sentencing Hearing held on 10/28/2004. (Court Reporter Vicky Theleman.) (ptm,) (Entered: 11/03/2004)
11/02/2004	364	Letter from Assistant U.S. Attorney William H. Pease for USA requesting filing of Notice of Lien (Attachments: #(1) Notice of Lien #(2) Certificate of Service)(Pease, William) Modified on 11/2/2004 to correct entry to reflect filed "for USA", not defendants (lmp). (Entered: 11/02/2004)
11/02/2004	365	Letter from Assistant U.S. Attorney William H. Pease for USA requesting filing of an Agreement to Forfeit Property with Deed & Corporate Resolution (Attachments: # 1 Agreement to Forfeit Property# 2 Certificate of Service) (Pease, William) Modified on 11/2/2004 to correct entry to reflect "for USA" not for defendant (lmp). (Entered: 11/02/2004)
11/02/2004		CLERK'S CORRECTION OF DOCKET ENTRY re 364 Letter Request, 365 Letter Request - both docket entries corrected to reflect filed "for USA", not for defendant(s). (lmp) (Entered: 11/02/2004)
11/03/2004	367	Minute Entry for proceedings held before Judge Howard G. Munson :Sentencing Hearing held on 11/3/2004. (Court Reporter Eileen T. McDonough.) (ptm,) (Entered: 11/04/2004)
11/05/2004	368	Minute Entry for proceedings held before Judge Howard G. Munson :Sentencing held on 11/5/2004. (Court Reporter Eileen T. McDonough.) (ptm,) (Entered: 11/08/2004)
11/09/2004	373	Minute Entry for proceedings held before Judge Howard G. Munson :Sentencing Hearing held on 11/9/2004. (Court Reporter Eileen T. McDonough.) (ptm,) (Entered: 11/16/2004)
11/10/2004	374	Minute Entry for proceedings held before Judge Howard G. Munson :Sentencing Hearing held on 11/10/2004. (Court Reporter Eileen T. McDonough.) (ptm,) (Entered: 11/17/2004)
11/12/2004	370	TRANSCRIPT of Minutes of sentenceing Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 11/10/04 before Judge Munson. Court Reporter: Eileen McDonough; Document on file with clerk, not available for electronic viewing (kcl,) (Entered: 11/16/2004)
11/15/2004	369	Letter from USA, [Plaintiff] for USA requesting Will victim affidavits be

		admitted, or addl proof required? (Benedict, Craig) (Entered: 11/15/2004)
11/16/2004	371	Letter from AUSA William H. Pease with attached certificate of service for USA requesting filing of Notice of Lien (Attachments: # 1 Notice of Lien recorded with Volusia County Clerk, State of Florida)(Pease, William) (Entered: 11/16/2004)
11/16/2004	372	Letter from Salvagno, Alexander (1), Salvagno, Raul (3) and AAR Contractor, Inc. (10) for Alexander Salvagno requesting Denial of Government's Proffer of Documents (Asche, Richard) (Entered: 11/16/2004)
11/17/2004	375	Letter from AUSA William H. Pease with attached Certificate of Service for USA requesting filing of Notice of Lien (Attachments: # 1 Notice of Lien on property at 310 Loudon Road, Loudonville, NY)(Pease, William) (Entered: 11/17/2004)
11/17/2004	376	Letter from AUSA William H. Pease with attached Certificate of Service for USA requesting filing of Notice of Lien (Attachments: # 1 Notice of Lien on property at 25 Warehouse Row, Colonie, N.Y.)(Pease, William) (Entered: 11/17/2004)
11/17/2004	377	Letter from AUSA William H. Pease with attached Certificate of Service for USA requesting filing of Notice of Lien (Attachments: # 1 Notice of Lien on property at 7 Interstate Ave., Colonie, N.Y.)(Pease, William) (Entered: 11/17/2004)
11/18/2004	378	REQUEST AND ORDER as to Alexander Salvagno; AUSA Craig Benedaict requests that the Court allow copies of deft's. prenuptual agreement be released to the Probation Department so it can be reviewed in the context with the restitution being ordered at the sentencing; So Ordered . Signed by Judge Howard G. Munson on 11/18/04. (kcl,) (Entered: 11/23/2004)
11/24/2004	379	Letter for USA requesting To Correct Misinformation in defenses' 11/17/04 letter (Attachments: # 1 # 2)(Benedict, Craig) (Entered: 11/24/2004)
11/29/2004	380	MOTION to Quash <i>Subpoena and Exclude Unidentified Witnesses</i> by USA as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc.. (Attachments: # 1 Exhibit 1 - 3)(Benedict, Craig) (Entered: 11/29/2004)
11/29/2004	381	First MOTION to Quash <i>Subpoena of Dr. Stephen Levin</i> by USA as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc.. (Benedict, Craig) (Entered: 11/29/2004)
11/29/2004	382	Certificate of Service by USA as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. re 381 First MOTION to Quash <i>Subpoena of Dr. Stephen Levin</i> (Benedict, Craig) (Entered: 11/29/2004)
11/30/2004	383	Supplemental MOTION to Quash <i>Subpoena - Dr. Lax</i> by USA as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc.. (Attachments: # 1 Certificate of Service)(Benedict, Craig) (Entered: 11/30/2004)
11/30/2004	384	TRANSCRIPT of Sentencing hearing of Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 11/5/04 before

		Judge Munson. Court Reporter: Eileen McDonough. (kcl,) (Entered: 11/30/2004)
11/30/2004	385	TRANSCRIPT of sentencing Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 11/9/04 before Judge Munson. Court Reporter: Eileen McDonough. (kcl,) (Entered: 11/30/2004)
11/30/2004	387	Minute Entry for proceedings held before Judge Howard G. Munson :Sentencing Hearing held on 11/30/2004. (Court Reporter Eileen T. McDonough.) (ptm,) (Entered: 12/02/2004)
12/01/2004	386	TRANSCRIPT of Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 11/30/04 before Judge Munson. Court Reporter: Eileen McDonough. Document on file w/ Clerk (kcl,) (Entered: 12/01/2004)
12/01/2004	388	Minute Entry for proceedings held before Judge Howard G. Munson :Sentencing Hearing held on 12/1/2004. (Court Reporter Eileen T. McDonough.) (ptm,) (Entered: 12/02/2004)
12/02/2004	389	Minute Entry for proceedings held before Judge Howard G. Munson :Sentencing Hearing held on 12/2/2004.(Court Reporter Eileen T.McDonough.) (ptm,) (Entered: 12/07/2004)
12/03/2004	390	Minute Entry for proceedings held before Judge Howard G. Munson :Sentencing Hearing held on 12/3/2004. (Court Reporter Eileen T. McDonough.) (ptm,) (Entered: 12/07/2004)
12/07/2004		Set Sentencing Hearings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. : Sentencing Hearing set for 12/21/2004 02:00 PM in Syracuse before Senior Judge Howard G. Munson. (ptm,) (Entered: 12/07/2004)
12/08/2004	391	TRANSCRIPT of sentencing Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 12/1/04 before Judge Munson. Court Reporter: Eileen McDonough. Document not available for electronic viewing, on file w/ Clerk (kcl,) (Entered: 12/09/2004)
12/08/2004	392	TRANSCRIPT of Sentencing Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 12/2/04 before Judge Munson. Court Reporter: Eileen McDonough. document not available for electronic viewing, on file w/ clerk. (kcl,) (Entered: 12/09/2004)
12/08/2004	393	TRANSCRIPT of Sentencing Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 12/3/04 before Judge Munson. Court Reporter: Eileen McDonough. document not available for electronic viewing, on file w/ Clerk (kcl,) (Entered: 12/09/2004)
12/14/2004	394	SENTENCING MEMORANDUM by USA as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. (Attachments: # 1 Part 2 of Sentencing Memo# 2 Sentencing Memo Addendum# 3 Exhibit Table of Contents and Ex 1# 4 Exhibit 2# 5 Exhibit 3# 6 Exhibit 4# 7 Exhibit 5# 8 Exhibit 6# 9 Exhibit

		7# 10 Exhibit 8# 11 Exhibit 9 (Part 1)# 12 Exhibit 9 (Part 2)# 13 Exhibit 10# 14 Exhibit 11# 15 Exhibit 12# 16 Exhibit Miscellaneous)(Benedict, Craig) (Entered: 12/14/2004)
12/14/2004	395	Joint SENTENCING MEMORANDUM by Alexander Salvagno as to Alexander Salvagno, Raul Salvagno (Asche, Richard) (Entered: 12/14/2004)
12/15/2004	396	ORDER to Allow Travel as to Deft Raul Salvagno. Signed by Judge Howard G. Munson on 12/15/2005. (ptm,) Additional attachment(s) added on 12/15/2004 (ptm,). (Entered: 12/15/2004)
12/15/2004	397	Order to Seal Document as to Alexander Salvagno, Raul Salvagno. . Signed by Judge Howard G. Munson on 12/15/2004. (ptm,) (Entered: 12/15/2004)
12/16/2004	398	EXHIBIT LIST by USA as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. (Benedict, Craig) (Entered: 12/16/2004)
12/20/2004	399	Supplemental SENTENCING MEMORANDUM by Alexander Salvagno as to Alexander Salvagno, Raul Salvagno (Attachments: # 1 Supplement Objection to Defense Hearing Exhibits)(Asche, Richard) (Entered: 12/20/2004)
12/21/2004	400	Minute Entry for proceedings held before Judge Howard G. Munson :Sentencing held on 12/21/2004 for 1. (Court Reporter Khristine Sellin.) (ptm,) (Entered: 12/22/2004)
12/23/2004	403	Minute Entry for proceedings held before Judge Howard G. Munson :Sentencing held on 12/23/2004 for Raul Salvagno (3), Count(s)1ss, 11ss, 2ss, 4ss, Deft Raul Salvagno shall be imprisoned for a term of 235 Months of Count 1 and 60 Months on Counts 2, 4 and 11. The Sentences on each of these counts shall run concurrently with one another for a total term of Imprisonment of 235 MONTHS. Supervised Release: 36 MONTHS on all counts to be served concurrently. Special Conditions. Restitution: \$22,875,575.46 to victims as outlined in PSR. Restitution due immediately, with any remaining payable at a minimum of 25% of gross while in prison and a minimum of \$500.00 per month or 10% whichever is greater upon release, payable to Clerk, USDC Syracuse, NY. Interest Waived. Special Assessment: \$400.00. Forfeiture: \$1,707,156.40. No Fine Imposed. Blakely Alternative: If guidelines are found unconstitutional sentence shall be 235 MONTHS on Count 1 and 60 MONTHS on Counts 2, 4 and 11, to be served concurrently. Court recommends to BOP that deft be placed in FCI Otisville, NY. (Entered: 01/26/2005)
12/23/2004	408	Minute Entry for proceedings held before Judge Howard G. Munson :Sentencing held on 12/23/2004 for Alexander Salvagno (1), Count (s) 11ss, Defendant sentenced on Counts 1, 2, 3-11 and 12-14 of the Second Superseding Indictment; Deft. sentenced to 20 yrs of prison on Count 1, 5 yrs. on count 2 through 11, and 3 yrs on Counts 12-14; Sentences on Counts 2-14 are to run concurrently, but consecutive on Count 1 for a total of 300 months (25 yrs); Deft. to surrender to BOP 2/8/05; Upon release from prison, deft. to serve Supervised release for 36 months with conditions; Special

		Assessment fee of \$1400; Restitution due in amount of \$23,039,607.30; Count(s) 12ss-14ss, Count(s) 1ss, Count(s) 2ss, Count(s) 3ss, Count(s) 4ss, Count(s) 5ss-10ss, (Court Reporter Khristine Sellin) (ptm,) (Entered: 02/02/2005)
12/27/2004	401	NOTICE OF APPEAL by Alexander Salvagno as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. <i>of Judgment of Conviction and Sentencing</i> (Asche, Richard) (Entered: 12/27/2004)
12/28/2004		USCA Appeal Fees received \$ 255, receipt number SYR1223 as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. re 401 Notice of Appeal - Final Judgment: (alh) (Entered: 12/28/2004)
01/20/2005	402	TRANSCRIPT of Sentencing Excerpt as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 12/23/04 before Judge Munson. Court Reporter: Khris Sellin. (kcl,) (Entered: 01/20/2005)
01/28/2005	404	JUDGMENT as to Raul Salvagno (3), Count(s) 11ss, 2ss, 4ss, Deft Raul Salvagno shall be imprisoned for a term of 235 Months of Count 1 and 60 Months on Counts 2,4 and 11. The Sentences on each of these counts shall run concurrently with one another for a total term of Imprisonment of 235 MONTHS. Supervised Release: 36 MONTHS on all counts to be served concurrently. Special Conditions. Restitution: \$22,875,575.46 to victims as outlined in PSR. Restitution due immediately, with any remaining payable at a minimum of 25% of gross while in prison and a minimum of \$500.00 per month or 10% whichever is greater upon release, payable to Clerk, USDC Syracuse, NY. Interest Waived. Special Assessment: \$400.00. Forfeiture: \$1,707,156.40. No Fine Imposed. Blakely Alternative: If guidelines are found unconstitutional sentence shall be 235 MONTHS on Count 1 and 60 MONTHS on Counts 2, 4 and 11, to be served concurrently. Court recommends FCI Otisville, NY to BOP.; Count(s) 1ss, Deft Raul Salvagno shall be imprisoned for a term of 235 Months of Count 1 and 60 Months on Counts 2,4 and 11. The Sentences on each of these counts shall run concurrently with one another for a total term of Imprisonment of 235 MONTHS. Supervised Release: 36 MONTHS on all counts to be served concurrently. Special Conditions. Restitution: \$22,875,575.46 to victims as outlined in PSR. Restitution due immediately, with any remaining payable at a minimum of 25% of gross while in prison and a minimum of \$500.00 per month or 10% whichever is greater upon release, payable to Clerk, USDC Syracuse, NY. Interest Waived. Special Assessment: \$400.00. Forfeiture: \$1,707,156.40. No Fine Imposed. Blakely Alternative: If guidelines are found unconstitutional sentence shall be 235 MONTHS on Count 1 and 60 MONTHS on Counts 2, 4 and 11, to be served concurrently. Court recommends FCI Otisville, NY to BOP. Deft shall surrender by 2:00pm on 2/8/2005. . Signed by Judge Howard G. Munson on 1/28/05. (kcl,) (Entered: 01/31/2005)
01/28/2005	405	JUDGMENT as to Alexander Salvagno (1), Count(s) 1ss, Defendant sentenced on Counts 1, 2, 3-11 and 12-14 of the Second Superseding Indictment; Deft. sentenced to 20 yrs of prison on Count 1, 5 yrs. on count 2

		through 11, and 3 yrs on Counts 12-14; Sentences on Counts 2-14 are to run concurrently, but consecutive on Count 1 for a total of 300 months (25 yrs); Deft. to surrender to BOP 2/8/05; Upon release from prison, deft. to serve Supervised release for 36 months with conditions; Special Assessment fee of \$1400; Restitution due in amount of \$23,039,607.30 . Signed by Judge Howard G. Munson on 1/28/05. (kcl,) (Entered: 01/31/2005)
01/31/2005		Minute Entry for proceedings held before Judge Howard G. Munson :Sentencing held on 1/31/2005 for Counts 1-14 of the Second Superseding Indictment. (kcl,) (Entered: 01/31/2005)
01/31/2005		Pre clerk's conversation with Clerk PTM, Image of Minutes of Sentencing as to ALEXANDER Salvagno will be uploaded to the system shortly (kcl,) (Entered: 01/31/2005)
01/31/2005	406	ELECTRONIC NOTICE as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. sent to US Court of Appeals re 401 Notice of Appeal - Final Judgment (kcl,) (Entered: 01/31/2005)
01/31/2005	407	Letter from AUSA C. Benedict for USA requesting March 8, 2005 be final date for defendants to report to correctional facilities (Benedict, Craig) (Entered: 01/31/2005)
02/02/2005	409	Letter from AUSA Benedict for USA requesting Imposition of sentence for cooperating defendants (Benedict, Craig) (Entered: 02/02/2005)
02/02/2005	410	SEALED DOCUMENT - maintained in Clerk's Office and not available for electronic viewing (ban) Additional attachment(s) added on 2/10/2005 (kcl,). (Entered: 02/03/2005)
02/03/2005	411	SEALED DOCUMENT - maintained in Clerk's Office and not available for electronic viewing (ban) Additional attachment(s) added on 6/27/2006 (kcl,). (Entered: 02/03/2005)
02/03/2005	412	Minute Entry for proceedings held before Judge David R. Homer :Initial Appearance re Revocation of Supervised Release as to Sheon Dimaio held on 2/3/2005. Robert Sharpe appears for government. Deft has retained counsel in Syracuse who are not present for this proceeding. Deft is detained pending a detention hearing on Monday, February 7, 2005 in Syracuse NY before Hon. Gustave DiBianco at 3:00 PM. Deft remanded. (CRD: Cindy Mezzoff) (cjm,) (Entered: 02/04/2005)
02/03/2005	413	ORDER APPROVING Clerks request for disposition of Passport as to Raul Salvagno; Passport shall be returned to the Dept. of State by Certified mail . Signed by Judge Howard G. Munson on 2/3/05. (kcl,) (Entered: 02/04/2005)
02/04/2005	414	ORDER Approving Clerks request for disposition of passport as to Alexander Salvagno; Passport to be sent to the Department of State by Certified mail . Signed by Judge Howard G. Munson on 2/3/05. (kcl,) (Entered: 02/04/2005)
02/07/2005	415	Warrant for Arrest of Defendant Returned Executed on 2/3/05, as to Sheon

		Dimaio. (ban) (Entered: 02/07/2005)
02/07/2005	417	Order to Unseal Document as to Sheon Dimaio. 410 Sealed Document . Signed by Judge Gustave J. DiBianco on 2/7/05. (kcl,) (Entered: 02/10/2005)
02/07/2005	418	Minute Entry for proceedings held before Judge Gustave J. DiBianco :Initial Appearance re Revocation of Pretrial Release as to Sheon Dimaio held on 2/7/2005 Appearance entered by Frank Policelli for Sheon Dimaio on behalf of defendant. (Tape or CD #1513) (kcl,) (Entered: 02/10/2005)
02/09/2005	416	ORDER Adjourning Surrender Date to March 8, 2005 for Alexander Salvagno, and Raul Salvagno as designated by the US/BOP . Signed by Judge Howard G. Munson on 2/3/2005. (ptm,) (Entered: 02/09/2005)
02/09/2005	419	ORDER re: Detention as to Sheon Dimaio . Signed by Judge Gustave J. DiBianco on 2/9/05. (kcl,) (Entered: 02/10/2005)
02/10/2005	420	NOTICE OF APPEAL by USA as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. <i>CROSS-APPEAL BY USA</i> (Benedict, Craig) (Entered: 02/10/2005)
02/11/2005	421	ELECTRONIC NOTICE as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. sent to US Court of Appeals re 420 Notice of Cross Appeal - Final Judgment (kcl,) (Entered: 02/11/2005)
02/11/2005	422	AMENDED JUDGMENT as to Raul Salvagno (3), Count(s) 11ss, 2ss, 4ss, Deft Raul Salvagno shall be imprisoned for a term of 235 Months of Count 1 and 60 Months on Counts 2,4 and 11. The Sentences on each of these counts shall run concurrently with one another for a total term of Imprisonment of 235 MONTHS. Supervised Release: 36 MONTHS on all counts to be served concurrently. Special Conditions. Restitution: \$22,875,575.46 to victims as outlined in PSR. Restitution due immediately, with any remaining payable at a minimum of 25% of gross while in prison and a minimum of \$500.00 per month or 10% whichever is greater upon release, payable to Clerk, USDC Syracuse, NY. Interest Waived. Special Assessment: \$400.00. Forfeiture: \$1,707,156.40. No Fine Imposed. Blakely Alternative: If guidelines are found unconstitutional sentence shall be 235 MONTHS on Count 1 and 60 MONTHS on Counts 2, 4 and 11, to be served concurrently. Court recommends FCI Otisville, NY to BOP.; Count(s) 1ss, Deft Raul Salvagno shall be imprisoned for a term of 235 Months of Count 1 and 60 Months on Counts 2,4 and 11. The Sentences on each of these counts shall run concurrently with one another for a total term of Imprisonment of 235 MONTHS. Supervised Release: 36 MONTHS on all counts to be served concurrently. Special Conditions. Restitution: \$22,875,575.46 to victims as outlined in PSR. Restitution due immediately, with any remaining payable at a minimum of 25% of gross while in prison and a minimum of \$500.00 per month or 10% whichever is greater upon release, payable to Clerk, USDC Syracuse, NY. Interest Waived. Special Assessment: \$400.00. Forfeiture: \$1,707,156.40. No Fine Imposed. Blakely Alternative: If guidelines are found unconstitutional sentence shall be 235 MONTHS on Count 1 and 60

		MONTHS on Counts 2, 4 and 11, to be served concurrently. Court recommends FCI Otisville, NY to BOP. Deft shall surrender by 2:00pm on 2/8/2005. . Signed by Judge Howard G. Munson on 2/11/05. (kcl,) (Entered: 02/14/2005)
02/18/2005	423	USCA Scheduling Order as to 401 Notice of Appeal - Final Judgment filed by Alexander Salvagno. USCA Case No. 05-0544-cr. Appealed to: 2nd Circuit Court of Appeals. Appeal Record due by 3/7/2005. (Imp) (Entered: 02/18/2005)
02/23/2005	424	ELECTRONIC CERTIFICATION of Record on Appeal as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. sent to US Court of Appeals re 401 Notice of Appeal - Final Judgment (kcl,) (Entered: 02/23/2005)
02/25/2005	425	United States Ex Parte Application for Post Conviction, Post Forfeiture Restraining Order. (originally filed under seal on 2/25/2005) Unsealed by Order of the Court on 3/1/2005 at Doc #431. (Entered: 02/28/2005)
02/25/2005	429	JUDGMENT as to AAR Contractor, Inc.; Organizational defendat found guilty on Counts 1ss-11ss; Defendant organization ordered to pay a Special assessment fee of \$4,400 and restitution is due in the amount of \$22,875.575.46. Signed by Judge Howard G. Munson on 2/25/05. (kcl,) (Entered: 03/01/2005)
02/28/2005	426	POST CONVICTION, POST FORFEITURE RESTRAINING ORDER as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. . Signed by Judge Howard G. Munson on 2/25/2005. (ptm,) (Entered: 02/28/2005)
02/28/2005	427	PROCESS RECEIPT AND RETURN of US EPA Returned Executed as to Hon. Howard G. Munson on 2/28/2005 Temporary Restraining Order filed by USA (Benedict, Craig) (Entered: 02/28/2005)
02/28/2005	428	Certificate of Service by USA as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. re 427 Process Receipt and Return Form (Benedict, Craig) (Entered: 02/28/2005)
03/01/2005	430	TRANSCRIPT of Proceedings as to Alexander Salvagno, Raul Salvagno held on 10/28/04 before Judge Munson. Court Reporter: V. Theleman. (sfp,) (Entered: 03/01/2005)
03/01/2005	431	Order to Unseal Document as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. 425 US Ex Parte Application for Post Conviction, Post Forfeiture Restraining Order (Originally filed under seal 2/25/2005). Signed by Judge Howard G. Munson on 3/1/2005. (ptm,) (Entered: 03/01/2005)
03/04/2005	432	SCHEDULING ORDER as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. Briefing Schedule set for Post Conviction, Post Forfeiture Restaining Order: Opposition Briefs Due 3/18/2005, Government Reply due 3/25/2005, Counsel to appear for Oral Argument set for 3/31/2005 at 2:00pm in USDC Syracuse, NY. Signed by Judge Howard G. Munson on 3/4/2005. (ptm,) (Entered: 03/07/2005)

03/04/2005	433	ORDER Setting March 18, 2005 as to Alexander Salvagno, Raul Salvagno to supply a sworn financial disclosure statement setting forth all funds paid to all attys after April 20, 2004. . Signed by Judge Howard G. Munson on 3/4/2005. (ptm,) (Entered: 03/07/2005)
03/04/2005	434	ORDER Adjourning Surrender Date as to Alexander Salvagno, Raul Salvagno. Alexander Salvagno and Raul Salvagno are to surrender to the BOP facility designated on April 12, 2005. Signed by Judge Howard G. Munson on 3/4/2005. (ptm,) (Entered: 03/07/2005)
03/18/2005	435	NOTICE OF ATTORNEY APPEARANCE Thomas A. Capezza appearing for USA as co-counsel for criminal forfeiture aspect of case with/for Attorney: with AUSA Craig Benedict (Capezza, Thomas) (Entered: 03/18/2005)
03/21/2005	436	Letter from AUSA Thomas A. Capezza for USA requesting Extension of Time (to 3/28/05) to File Reply Brief to Memorandum in Opposition to Restraining Order (Capezza, Thomas) (Entered: 03/21/2005)
03/21/2005	437	MEMORANDUM OF LAW in Opposition to Post Conviction Posta Forfeiture Restraining Order: re 426 Order (ptm,) (Entered: 03/21/2005)
03/23/2005	438	MEMORANDUM OF LAW in opposition to 437 Memorandum of Law re: forfeiture issues (kcl,) (Entered: 03/23/2005)
03/25/2005	441	USCA Scheduling Order as to 420 Notice of Appeal - Final Judgment filed by USA. USCA Case No. 05-0544-cr. Appealed to: 2nd Circuit. Appeal Record/clerk's certificate due by 4/12/2005. (kcl,) (Entered: 03/29/2005)
03/28/2005	439	MEMORANDUM OF LAW <i>In Response To Defendants' Memorandum Opposing Seizure of Attorney's Fees</i> (Attachments: # 1 Exhibit(s) Preliminary Order of Forfeiture# 2 Exhibit(s) Net Worth Statement of Raul Salvagno# 3 Exhibit(s) Affirmation of Richard Asche# 4 Exhibit(s) Sworn Statement of Alex Salvagno# 5 Exhibit(s) Sworn Statement of Raul Salvagno# 6 Exhibit(s) Letter of Attorney Steven Kessler# 7 Cert. of Service)(Capezza, Thomas) (Entered: 03/28/2005)
03/28/2005	440	Order to Seal Government's Response to Defendant's Memorandum Opposing Seizure of Attorney's Fees as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. Signed by Judge Howard G. Munson on 3/28/2005. (ptm,) (Entered: 03/28/2005)
03/29/2005	442	ELECTRONIC CERTIFICATION of Record on Appeal as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. sent to US Court of Appeals re 420 Notice of Appeal - Final Judgment in compliance with the 441 sched order (kcl,) (Entered: 03/29/2005)
03/29/2005	443	TRANSCRIPT of sentencing Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 12/21/04 before Judge Munson. Court Reporter: Khris Sellin. (kcl,) (Entered: 03/29/2005)
03/29/2005	444	TRANSCRIPT of continuation of sentencing Proceedings as to Alexander

		Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 12/23/04 before Judge Munson. Court Reporter: Khris Sellin. (kcl,) (Entered: 03/29/2005)
03/31/2005	445	REPLY MEMORANDUM by Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. (ptm,) (Entered: 03/31/2005)
04/06/2005	446	PROCESS RECEIPT AND RETURN of United States of America Returned Executed as to Rebecca O'Keefe Salvagno on March 21, 2005 Deposition Subpoena with attachment filed by USA (Pease, William) (Entered: 04/06/2005)
04/20/2005	447	Judgment Returned Executed re 404 Judgment as to Raul Salvagno on 4/12/05. (kcl,) (Entered: 04/21/2005)
04/20/2005	448	Judgment Returned Executed re 405 Judgment, as to Alexander Salvagno on 4/12/05. (kcl,) (Entered: 04/21/2005)
04/25/2005	449	OBJECTION TO PRESENTENCE INVESTIGATION REPORT by Gary Alvord (Coffey, Stephen) (Entered: 04/25/2005)
04/25/2005	450	Letter from Robyn B. Nicoll, Esq. for Gary Alvord requesting A sentencing conference and enclosing Notice of Presentence Report/Waiver Form (Coffey, Stephen) (Entered: 04/25/2005)
05/04/2005	451	Letter from William H. Pease for USA requesting Release of bail collateral (Pease, William) (Entered: 05/04/2005)
05/05/2005	452	TRANSCRIPT of Jury Trial Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 11/18/03 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 05/06/2005)
05/05/2005	453	TRANSCRIPT of Jury trial Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 11/19/03 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 05/06/2005)
05/05/2005	454	TRANSCRIPT of Jury Trial Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 11/20/03 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 05/06/2005)
05/05/2005	455	TRANSCRIPT of Jury trial Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 12/2/03 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 05/06/2005)
05/05/2005	456	TRANSCRIPT of Jury Trial Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 12/3/03 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 05/06/2005)
05/05/2005	457	TRANSCRIPT of Jury Trial Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 12/4/03 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 05/06/2005)
05/05/2005	458	TRANSCRIPT of Jury Trial Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 12/8/03 before Judge Munson.

		Court Reporter: Jodi Hibbard. (kcl,) (Entered: 05/06/2005)
05/05/2005	459	TRANSCRIPT of jury trial Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 12/9/03 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 05/06/2005)
05/05/2005	460	TRANSCRIPT of Jury trial Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 12/11/03 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 05/06/2005)
05/05/2005	461	TRANSCRIPT of Jury trial Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 12/15/03 before Judge Mordue. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 05/06/2005)
05/05/2005	462	TRANSCRIPT of Jury trial Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 12/16/03 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 05/06/2005)
05/05/2005	463	TRANSCRIPT of jury trial Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 12/17/03 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 05/06/2005)
05/05/2005	464	TRANSCRIPT of jury trial Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 12/18/03 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 05/06/2005)
05/05/2005	465	TRANSCRIPT of Jury trial Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 1/5/04 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 05/06/2005)
05/05/2005	466	TRANSCRIPT of jury trial Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 1/6/04 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 05/06/2005)
05/05/2005	467	TRANSCRIPT of Jury trial Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 1/8/04 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 05/06/2005)
05/05/2005	468	TRANSCRIPT of Jury trial Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 1/12/04 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 05/06/2005)
05/05/2005	469	TRANSCRIPT of Jury trial Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 1/13/04 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 05/06/2005)
05/05/2005	470	TRANSCRIPT of Jury Trial Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 1/21/04 before Judge Munson. Court Reporter: Jodi Hibberd. (kcl,) (Entered: 05/06/2005)
05/05/2005	471	TRANSCRIPT of Jury trial Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 1/22/04 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 05/06/2005)

05/05/2005	472	TRANSCRIPT of Jury trial Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 1/26/04 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 05/06/2005)
05/05/2005	473	TRANSCRIPT of Jury trial Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 1/27/04 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 05/06/2005)
05/05/2005	474	TRANSCRIPT of Jury trial Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 1/28/04 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 05/06/2005)
05/05/2005	475	TRANSCRIPT of Jury trial Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 2/2/04 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 05/06/2005)
05/05/2005	476	TRANSCRIPT of Jury trial Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 2/3/04 before Judge Munson. Court Reporter: Munson. (kcl,) (Entered: 05/06/2005)
05/05/2005	477	TRANSCRIPT of Jury trial Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 2/4/04 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 05/06/2005)
05/05/2005	478	TRANSCRIPT of jury trial Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 2/5/04 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 05/06/2005)
05/05/2005	479	TRANSCRIPT of Jury trial Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 2/6/04 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 05/06/2005)
05/05/2005	480	TRANSCRIPT of Jury trial Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 2/9/04 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 05/06/2005)
05/05/2005	481	TRANSCRIPT of Jury trial Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 2/10/04 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 05/06/2005)
05/05/2005	482	TRANSCRIPT of Jury trial Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 2/11/04 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 05/06/2005)
05/05/2005	483	TRANSCRIPT of Jury trial Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 2/23/04 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 05/06/2005)
05/05/2005	484	TRANSCRIPT of Jury trial Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 2/24/04 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 05/06/2005)
05/05/2005	485	TRANSCRIPT of jury trial Proceedings as to Alexander Salvagno, Raul

		Salvagno, AAR Contractor, Inc. held on 2/25/04 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 05/06/2005)
05/05/2005	486	TRANSCRIPT of Jury trial Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 2/26/04 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 05/06/2005)
05/05/2005	487	TRANSCRIPT of jury trial Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 2/27/04 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 05/06/2005)
05/05/2005	488	TRANSCRIPT of Jury trial Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 3/1/04 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 05/06/2005)
05/05/2005	489	SEALED TRANSCRIPT of excerpt of Jury trial Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 3/1/04 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 05/06/2005)
05/05/2005	490	TRANSCRIPT of Jury trial Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 3/2/04 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 05/06/2005)
05/05/2005	491	TRANSCRIPT of Jury trial Proceedings as to Alexander Salvagno, Gary Alvord, AAR Contractor, Inc. held on 3/3/04 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 05/06/2005)
05/05/2005	492	TRANSCRIPT of Jury trial Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 3/4/04 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 05/06/2005)
05/05/2005	493	TRANSCRIPT of Jury trial Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 3/8/04 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 05/06/2005)
05/05/2005	494	TRANSCRIPT of Jury trial Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 3/9/04 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 05/06/2005)
05/05/2005	495	TRANSCRIPT of Jury trial Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 3/10/05 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 05/06/2005)
05/05/2005	496	TRANSCRIPT of Jury trial Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 3/11/04 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 05/06/2005)
05/05/2005	497	TRANSCRIPT of Jury trial Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 3/15/04 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 05/06/2005)
05/05/2005	498	TRANSCRIPT of Jury trial Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 3/16/04 before Judge Munson.

		Court Reporter: Jodi Hibbard. (kcl,) (Entered: 05/06/2005)
05/05/2005	499	TRANSCRIPT of Jury trial Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 3/18/04 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 05/06/2005)
05/05/2005	500	TRANSCRIPT of Jury trial Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 3/19/04 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 05/06/2005)
05/05/2005	501	TRANSCRIPT of Jury trial Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 3/22/05 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 05/06/2005)
05/05/2005	502	TRANSCRIPT of Jury trial Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 3/23/04 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 05/06/2005)
05/05/2005	503	TRANSCRIPT of Jury trial Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 3/24/04 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 05/06/2005)
05/05/2005	504	TRANSCRIPT of Jury trial Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 3/25/04 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 05/06/2005)
05/05/2005	505	TRANSCRIPT of Jury trial Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 3/26/04 before Judge Munson. Court Reporter: 3/26/04. (kcl,) (Entered: 05/06/2005)
05/05/2005	506	TRANSCRIPT of jury trial Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 3/30/04 before Judge Munson. Court Reporter: Jodi Hibbard. (kcl,) (Entered: 05/06/2005)
05/16/2005	507	ORDER as to Alexander Salvagno, Raul Salvagno: After Conviction, defendants posted various properties as bail securing their sentencing by the Court and surrender to the USBOP. On 4/12/2005 defendants reported to FCI Otisville, NY rendering any further maintenance of bail security moot. With respect to items that were pledged as bail security for the defendants, the Court ORDERS the Government to release such items and remove any and all liens and/or lis pendis it filed in relation to this action. The Court further ORDERS the Government to complete such release by May 31,2005. The Court further ORDERS the United States to notify the Court upon completion of same. (Original on file with Court and served upon parties to effect necessary releases). . Signed by Judge Howard G. Munson on 05/13/2005. (ptm,) (Entered: 05/16/2005)
05/17/2005	508	Letter from AUSA Benedict for USA requesting Schedule for briefing re resentencing issue (Benedict, Craig) (Entered: 05/17/2005)
05/23/2005	509	Letter from Lisa A. Peebles, Esq. for Michael Shanahan requesting Defendant's sentencing be rescheduled for June 22, 2005 (Peebles, Lisa)

		(Entered: 05/23/2005)
05/26/2005		Set/Reset Hearings as to Thomas Reed, Michael Shanahan: Sentencing set for 6/22/2005 02:00 PM in Syracuse before Senior Judge Howard G. Munson. (ptm,) (Entered: 05/26/2005)
05/31/2005	510	Letter from AUSA Craig A. Benedict for USA requesting Resentencing (Benedict, Craig) (Entered: 05/31/2005)
06/01/2005	511	Letter from AUSA Craig A. Benedict for USA requesting review of new case re atty fee forfeiture (Benedict, Craig) (Entered: 06/01/2005)
06/02/2005	512	MANDATE of USCA (certified copy) as to Alexander Salvagno, Thomas Reed, Raul Salvagno, AAR Contractor, Inc. re 401 Notice of Appeal - Final Judgment, 420 Notice of Appeal - Final Judgment; Case remanded to District Court for further proceedings (kcl,) (Entered: 06/02/2005)
06/02/2005		Case Reopened as to Alexander Salvagno, Thomas Reed, Raul Salvagno, AAR Contractor, Inc; District Court to hold further proceedings (kcl,) (Entered: 06/02/2005)
06/03/2005	513	Letter from Richard M. Asche for Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. requesting review of Federal Trade Commission v. Assail in response to letter of AUSA Benedict (Asche, Richard) (Entered: 06/03/2005)
06/03/2005	514	Letter from Richard M. Asche for Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. requesting conference call concerning Second Circuit remand (Asche, Richard) (Entered: 06/03/2005)
06/09/2005	515	SENTENCING MEMORANDUM by Michael Shanahan (Attachments: # 1 Exhibit(s) Support Letter From Boss# 2 Exhibit(s) Various Support Letters) (Peebles, Lisa) (Entered: 06/09/2005)
06/14/2005	516	SENTENCING MEMORANDUM by Sheon Dimaio (Attachments: # 1 Exhibit(s) Letters in Support# 2 Exhibit(s) Letters in support 2)(Policelli, Frank) (Entered: 06/14/2005)
06/14/2005	517	TRANSCRIPT of Jury trial minutes as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 12/16/03 before Judge Munson, Court Reporter: Eileen McDonough - maintained in Clerk's Office and not available for electronic viewing. (kcl,) (Entered: 06/15/2005)
06/22/2005	520	Minute Entry for proceedings held before Judge Howard G. Munson :Sentencing held on 6/22/2005 for Thomas Reed (2), Count(s) 1-10, 15-18, Deft sentenced to a term of imprisonment of 60 MONTHS on Counts 1 through 10 and 36 MONTHS on Counts 15 through 18. The sentences on each count shall run concurrent with one another for a total term of 60 MONTHS. Supervised Release: 36 MONTHS on counts 1-10 and 12 MONTHS on counts 15-18. These term of supervised release shall run concurrently for a total term of 36 MONTHS. Special Conditions. Restitution is ordered in the amount of \$23,039,607.30 to victims as directed. Deft shall surrender to the US/BOP by 2:00pm on August 2, 2005. (Court Reporter

		Khristine Sellin) (ptm,) (Entered: 07/22/2005)
06/22/2005	521	Minute Entry for proceedings held before Judge Howard G. Munson :Sentencing held on 6/22/2005 for Michael Shanahan (7), Count(s) 2, 3, Deft is hereby sentenced to imprisonment for a term of 24 MONTHS on each of counts 2 and 3, to run concurrently with each other for a total term of 24 MONTHS. Supervised Release: 2 Years on each of counts 2 and 3 to run concurrently with special conditions. Special Assessment. \$200.00. Deft shall surrender to the US/BOP by 2:00pm on August 2, 2005.(Court Reporter Khristine Sellin) (ptm,) (Entered: 07/22/2005)
07/07/2005	518	ORDER as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc.; It is ordered that attorneys are to submit their views in writing as to whether the Court should resentence defendants in light of the currently applicable statutory requirements as explicated in Booker/Fanfan and Crosby by 8/12/05. Signed by Judge Howard G. Munson on 7/6/05. (kcl,) (Entered: 07/07/2005)
07/11/2005	519	STATUS REPORT <i>per court's 5/13/05 Order</i> by USA as to Alexander Salvagno, Raul Salvagno (Pease, William) (Entered: 07/11/2005)
07/21/2005	522	TRANSCRIPT of in Court Proceeding as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. held on 3/31/05 before Judge Munson, Court Reporter: Jodi Hibbard - maintained in Clerk's Office and not available for electronic viewing. (kcl,) (Entered: 07/25/2005)
07/27/2005	523	JUDGMENT as to Thomas Reed (2), Count(s) 1, 10, 15-18, 2, 3, 4, 5, 6, 7, 8, 9, Deft sentenced to a term of imprisonment of 60 MONTHS on Counts 1 through 10 and 36 MONTHS on Counts 15 through 18. The sentences on each count shall run concurrent with one another for a total term of 60 MONTHS. Supervised Release: 36 MONTHS on counts 1-10 and 12 MONTHS on counts 15-18. These term of supervised release shall run concurrently for a total term of 36 MONTHS. Special Conditions. Restitution is ordered in the amount of \$23,039,607.30 to victims as directed. Deft shall surrender to the USBOP by 2:00pm on August 2, 2005. Special Assessment fee of \$1,400.00 due. Signed by Judge Howard G. Munson on 7/19/05. (kcl,) (Entered: 07/27/2005)
07/27/2005	524	JUDGMENT as to Michael Shanahan (7), Count(s) 2, 3, Deft is hereby sentenced to imprisonment for a term of 24 MONTHS on each of counts 2 and 3, to run concurrently with each other for a total term of 24 MONTHS. Supervised Release: 2 Years on each of counts 2 and 3 to run concurrently with special conditions. Special Assessment. \$200.00. Deft shall surrender to the US/BOP by 2:00pm on August 2, 2005. . Signed by Judge Howard G. Munson on 7/19/05. (kcl,) (Entered: 07/27/2005)
07/27/2005	525	Letter from Craig A. Benedict for USA requesting Amendment of J&C to reflect Reed's joint and several liability for restitution under restitution portion of J&C (Benedict, Craig) (Entered: 07/27/2005)
08/09/2005	526	Judgment Returned Executed re 523 Judgment,, as to Thomas Reed on

		8/2/05. (kcl,) (Entered: 08/11/2005)
08/11/2005	527	Letter from Richard M. Asche for Alexander Salvagno, Raul Salvagno requesting Extension of Time to File Suggestions Re: Re-sentencing (Asche, Richard) (Entered: 08/11/2005)
08/15/2005	528	TRANSCRIPT of Proceedings as to Michael Shanahan held on 6/22/05 before Judge Munson, Court Reporter: Khristine Sellin - maintained in Clerk's Office and not available for electronic viewing. (kcl,) (Entered: 08/16/2005)
08/15/2005	529	TRANSCRIPT of sentencing Proceedings as to Thomas Reed held on 6/22/05 before Judge Munson, Court Reporter: Khristine Sellin - maintained in Clerk's Office and not available for electronic viewing. (kcl,) (Entered: 08/16/2005)
08/19/2005	530	SENTENCING MEMORANDUM by Alexander Salvagno, Raul Salvagno (Attachments: # 1 Exhibit(s) Exhibit A# 2 Exhibit(s) Exhibit B# 3 Exhibit(s) Exhibit C# 4 Exhibit(s) Exhibit D)(Asche, Richard) (Entered: 08/19/2005)
11/23/2005	531	MOTION for Forfeiture of Property by USA as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc.. Motion Hearing set for 1/13/2006 10:00 AM in Syracuse before Senior Judge Howard G. Munson. Response to Motion due by 12/27/2005 Reply to Response to Motion due by 1/3/2006. (Attachments: # 1 Memorandum of Law # 2 Exhibit 1# 3 Exhibit 2# 4 Exhibit 3# 5 Exhibit 4# 6 Exhibit 5# 7 Exhibit 6# 8 Certificate of Service) (Capezza, Thomas) (Entered: 11/23/2005)
12/07/2005	532	NOTICE SETTING SENTENCING DATE AS TO Sheon Dimaio: Per Order of Senior Judge Munson sentencing set for 12/15/2005 at 2:00pm in USDC Syracuse, NY. (ptm,) Modified on 12/7/2005 (ptm,). Additional attachment (s) added on 12/8/2005 (ptm,). (Entered: 12/07/2005)
12/13/2005	533	Letter from Frank Policelli for Sheon Dimaio requesting sentencing adjournment (Policelli, Frank) (Entered: 12/13/2005)
12/14/2005	534	ORDER as to Sheon Dimaio; Sentencing reset for 1/18/2006 02:00 PM in Syracuse before Senior Judge Howard G. Munson; Signed by Judge Howard G. Munson on 12/14/05. (kcl,) (Entered: 12/15/2005)
12/15/2005	535	Letter from Frank Policelli for Sheon Dimaio requesting re:sentencing (Policelli, Frank) (Entered: 12/15/2005)
01/03/2006	536	Letter addressed to Judge Munson by Alexander Salvagno, Raul Salvagno requesting that the Court issue an order of abeyance (kcl,) (Entered: 01/04/2006)
01/04/2006	537	Pro Se-MOTION to Hold Forfeiture Motion Hearing in Abeyance do to conflict of between defendants and their attorneys. Attached letters of defendants Alex Salvagno and Raul Salvagno in support of pro se motion by Alexander Salvagno, Raul Salvagno. (ptm,) (Entered: 01/04/2006)
01/09/2006	538	Letter from AUSA Craig A. Benedict for USA requesting that the defendants

		not be allowed to file any further pro se motions. (ptm,) (Entered: 01/09/2006)
01/18/2006	539	ORDER ON CROSBY REMAND as to Alexander Salvagno, Raul Salvagno. Sentencing set for 3/16/2006 02:00 PM in Syracuse before Senior Judge Howard G. Munson. Signed by Judge Howard G. Munson on 1/18/2006. (ptm,) (Entered: 01/18/2006)
01/18/2006	545	Minute Entry for proceedings held before Judge Howard G. Munson :Sentencing held on 1/18/2006 for Sheon Dimaio (6), Judge Munson, upon deft's plea of guilty to Count 2 and 7 of Indictment 2002-CR-0051-006 hereby orders the deft sentenced to a term of imprisonment of 42 MONTHS. The sentences on each of the counts are to run concurrent with one another for a total term of imprisonment of 42 MONTHS. Supervised Release 2 YEARS with special conditions: Special Assessment: \$200.00. No Fine Ordered. Deft is further ordered remanded to the custody of the USMS in accordance with the sentence. Parties advised of appeal. (Court Reporter Jodi Hibbard) (ptm,) Additional attachment(s) added on 6/21/2006 (ptm,). Modified on 6/21/2006 (ptm,). Additional attachment(s) added on 6/21/2006 (ptm,). (Entered: 01/27/2006)
01/23/2006	540	ORDER as to Alexander Salvagno, Raul Salvagno RESCHEDULING ORDER: Sentencing rescheduled for 2/2/2006 02:00 PM in Syracuse before Senior Judge Howard G. Munson. Signed by Judge Howard G. Munson on 1/23/2006. (ptm,) (Entered: 01/23/2006)
01/26/2006		Re-Sentencing Hearings as to Alexander Salvagno, Raul Salvagno: Re-Sentencing pursuant to Crosby remand set for 2/2/2006 02:00 PM in Syracuse before Senior Judge Howard G. Munson. (ptm,) (Entered: 01/26/2006)
01/26/2006	541	ORDER Re: Letter Requests dated 1/25/2006 as to Alexander Salvagno, Raul Salvagno. Court Rules: Counsel request to be relieved in DENIED; Counsel request to adjourn Re-Sentencing is DENIED. Court orders 1/26/2006 letter of Littman Ashe and Gioiella, LLP. filed on ECF. Counsel are directed to appear on 2/2/2006 (in USDC Syracuse, NY) for Re-Sentencing. Signed by Judge Howard G. Munson on 1/26/2006. (ptm,) (Entered: 01/26/2006)
01/26/2006	542	ORDER Re: Letter of David B. Bernfeld dated 1/25/2006 as to Alexander Salvagno. Court Rules: David B. Bernfeld, Esq. is ordered to appear on 2/2/2006 for Re-Sentencing of Alexander Salvagno. Court orders 1/25/2006 letter filed. Signed by Judge Howard G. Munson on 1/26/2006. Order further served on atty Bernfeld by e-mail on counsel by address on docket: Email: dbblaw@hotmail.com; and by fax and regular mail to postal address on 1/25/2006 letter to Court: Bernfeld, DeMatteo & Bernfeld, LLP., 600 Third Avenue, 15th Floor, New York, New York 10016. (212) 661-1661, fax: (212)557-9610. (ptm,) (Entered: 01/26/2006)
01/27/2006	543	Letter from AUSA Craig Benedict for USA requesting That Sentencing not be delayed (Attachments: # 1 Exhibit(s) 1)(Benedict, Craig) (Entered: 01/27/2006)

		01/27/2006)
01/27/2006	544	Letter from AUSA Craig A. Benedict for USA requesting Continuation of request for resentencing to go forth (Benedict, Craig) (Entered: 01/27/2006)
01/30/2006	546	Copy of NOTICE from AUSA Benedict advising atty. David Bernfeld of an ORder directing his appearance in the Court 2/2/06 (kcl,) (Entered: 01/30/2006)
01/30/2006	547	Certificate of Service by USA as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. re 543 Letter Request (Benedict, Craig) (Entered: 01/30/2006)
01/30/2006	548	Certificate of Service by USA as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. re 544 Letter Request <i>w/additional information re re-sentencing date</i> (Benedict, Craig) (Entered: 01/30/2006)
01/30/2006	549	Pro Se MOTION to for An Order of Abeyance, to Appoint Counsel, and to be allowed to Submit Submission filed by defendants Alexander and Raul Salvagno by Alexander Salvagno, Raul Salvagno. (ptm,) Modified on 3/13/2006 (tjm,). (Entered: 01/31/2006)
02/01/2006	550	NOTICE OF APPEAL by Sheon Dimaio (Policelli, Frank) (Entered: 02/01/2006)
02/01/2006	551	RESPONSE in Opposition by USA as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. re 549 MOTION to Appoint Counsel (<i>Letter Response</i>) (Benedict, Craig) (Entered: 02/01/2006)
02/01/2006	552	Certificate of Service by USA as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. re 551 Response in Opposition (Benedict, Craig) (Entered: 02/01/2006)
02/01/2006	553	RESPONSE in Opposition by USA as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. re 549 MOTION to Appoint Counsel <i>responding to Bernfeld's 2/1/06 letter</i> (Benedict, Craig) (Entered: 02/01/2006)
02/01/2006	554	Certificate of Service by USA as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. re 553 Response in Opposition <i>re Bernfeld's 2/1/06 letter</i> (Benedict, Craig) (Entered: 02/01/2006)
02/01/2006	555	Letter dated February 1, 2006 from Atty David B. Bernfeld stating that he is no longer involved in this action but will appear in USDC Syracuse, NY at 2:00pm on February 2, 2006 as ordered. With attached copy of Defts Pro Se Motion for an Order of Abeyance per Rule 47 dated January 30, 2006 (ptm,) (Entered: 02/01/2006)
02/01/2006	556	Letter dated February 1, 2006 from Rebecca O'Keefe Salvagno for Alexander Salvagno, Raul Salvagno, requesting this court hold a conflict hearing. With attached copy of Defts Pro Se Motion for an Order of Abeyance per Rule 47 dated January 30, 2006 (ptm,) (ptm,) (Entered: 02/01/2006)

02/02/2006	557	Minute Entry for proceedings held before Judge Howard G. Munson :Motion Hearing as to Alexander Salvagno, Raul Salvagno held on 2/2/2006 re 537 MOTION to Hold Forfeiture Motion Hearing in Abeyance do to conflict. filed by Alexander Salvagno,, 549 MOTION to Appoint Counsel filed by Alexander Salvagno,, 531 MOTION for Forfeiture of Property filed by USA. Judge Munson hears argument from all counsel and deft Alexander Salvagno and Raul Salvagno on all pending motions and representation issues. Judge Munson Rules as to representation and orders that Attorneys David Bernfeld and Emil Rossi are relieve of duty and are excused from further service. Judge Munson further RESERVES DECISION as to all further motions and continues this matter to 2/3/2006. Appearances: Craig A. Benedict for Govt, Richard Asche, Russell Gioiella, David Bernfeld, for deft Alexander Salvagno, Richard Asche, Russell Gioiella and Emil M. Rossi for deft Raul Salvagno. (Court Reporter Jodi Hibbard) (Entered: 02/06/2006)
02/03/2006	559	Minute Entry for proceedings held before Judge Howard G. Munson :Attorney Appointment Hearing as to Alexander Salvagno, Raul Salvagno held on 2/3/2006, Motion Hearing as to Alexander Salvagno, Raul Salvagno held on 2/3/2006 re 537 MOTION filed by 549 MOTION to Appoint Counsel 531 MOTION for Forfeiture of Property filed by USA. Judge Munson hears further statements from counsel and defts Alexander Salvagno and Raul Salvagno, again RESERVES DECISION and refers matter to Magistrate Judge Lowe to conduct a further review of the conflicts of interest asserted by the defts, set a briefing schedule and rule on pending MOTION for Forfeiture of Property filed by USA. Judge Munson then exits the bench to allow Magistrate Judge Lowe to proceed with conflict review while all parties are present. Magistrate Judge Lowe sets the briefing schedule; with respondents LAG to respond by 2/24/2006, and the Government to reply by 3/3/2006. Hearing date to be set by the Court. Magistrate Lowe then hears statements from defts Alexander Salvagno, Raul Salvagno, Attorneys Asche, Gioiella and AUSA Benedict and directs that all parties shall be notified of further hearing dates and procedures pursuant to the order of reference. Appearances: Defts Alexander Salvagno, Raul Salvagno. Richard Asche, Esq. and Russell Gioiella, Esq. and Craig A. Bendict, AUSA. (Court Reporter Jodi Hibbard) (ptm,) (Entered: 02/06/2006)
02/06/2006	558	ORDER Directing the USM to return defts. Alexander Salvagno and Raul Salvagno to Otisville Correctional Facility . Signed by Judge George H. Lowe on 2/6/06. (kcl,) (Entered: 02/06/2006)
02/06/2006	560	LETTER/NOTICE by AUSA re: 553 letter of Response in Opposition (kcl,) (Entered: 02/06/2006)
02/06/2006	561	LETTER/ORDER dated 2/6/06; Letter addressed to AUSA Benedict in response to his 560 letter to the Court. Signed by Judge George H. Lowe on 2/6/06. (kcl,) (Entered: 02/06/2006)
02/07/2006	562	JUDGMENT as to Sheon Dimaio (6), Count(s) 2, Judge Munson, upon deft's plea of guilty to Count 2 and 7 of Indictment 2002-CR-0051 hereby orders the deft sentenced to a term of imprisonment of 42 MONTHS. The sentences

		on each of the counts are to run concurrent with one another for a total term of imprisonment of 42 MONTHS. Supervised Release 2 YEARS with special conditions: Special Assessment: \$200.00. No Fine Ordered. Deft is further ordered remanded to the custody of the USMS in accordance with the sentence. Parties advised of appeal; Signed by Judge Howard G. Munson on 2/3/06. (kcl,) (Entered: 02/07/2006)
02/07/2006	563	ELECTRONIC NOTICE as to Sheon Dimaio sent to US Court of Appeals re 550 Notice of Appeal - Final Judgment (kcl,) (Entered: 02/07/2006)
02/07/2006	564	ELECTRONIC CERTIFICATION of Record on Appeal as to Sheon Dimaio sent to US Court of Appeals re 550 Notice of Appeal - Final Judgment (kcl,) (Entered: 02/07/2006)
02/10/2006	573	ORDER REASSIGNING CASE for all further proceedings to Magistrate Judge Lowe relating to any conflict of interest re: representation of defts Alexander and Raul Salvagno and for the pending motion for the forfeiture of certain fees related to the post conviction representation of defts Alexander and Raul Salvagno; Upon completion of any hearing conducted MJ Lowe shall provide a Report Recommendation to the District Judge for determination of the Conflict and forfeiture issues; Signed by Judge Howard G. Munson on 2/10/06. (kcl,) (Entered: 02/22/2006)
02/13/2006	566	Letter from AUSA Craig A. Benedict for USA requesting Court's review of sealed PSR (Benedict, Craig) (Entered: 02/13/2006)
02/13/2006	567	Certificate of Service by USA as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. re 566 Letter Request <i>re providing copy of PSR</i> (Benedict, Craig) (Entered: 02/13/2006)
02/14/2006		Attorney update in case as to Alexander Salvagno, Raul Salvagno. Attorney Dennis B. Schlenker for Alexander Salvagno, Adam R. Shaw for Raul Salvagno added. (tjm) (Entered: 02/14/2006)
02/14/2006	568	SCHEDULING ORDER and letter as to representation of Alexander Salvagno, Raul Salvagno. A Pretrial Telephone Conference is set for 2/23/2006 at 08:30 AM before Magistrate Judge George H. Lowe to discuss how to proceed and the scheduling for doing so. AUSA Craig Benedict is to place the call using AT&T or any other teleconference service, and should call the chambers of Magistrate Judge Lowe at 315-234-8618, a dedicated conference line which may not be used for any other purposes. Signed by Judge George H. Lowe on 2/14/06. (tjm) (Entered: 02/14/2006)
02/15/2006	569	TEXT NOTICE OF HEARING as to Gerald Lindquist: Sentencing set for 3/9/2006 02:00 PM in Syracuse before Senior Judge Howard G. Munson. (ptm,) (Entered: 02/15/2006)
02/21/2006	571	Letter from AUSA Craig Benedict as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. requesting Recusal of Mag. Judge Lowe (Benedict, Craig) (Entered: 02/21/2006)
02/22/2006	572	Letter from Richard M. Asche as to Alexander Salvagno, Raul Salvagno

		requesting grounds for the recusal of Magistrate Judge George Lowe (Asche, Richard) (Entered: 02/22/2006)
02/22/2006	574	LETTER/ORDER dated 2/22/06 as to Alexander Salvagno, Raul Salvagno; Letter advising parties that the matter referenced in the 573 order will be referred to MJ Treece shortly; Parties are also notified that the telephone conference set for tomorrow, 2/23/06 at 8:30 will still be held, presided over by MJ Treece; (Chambers gen. number listed) . Signed by Judge George H. Lowe on 2/22/06. *served* (kcl,) (Entered: 02/22/2006)
02/22/2006	575	ORDER as to Alexander Salvagno, Raul Salvagno; It is ordered that the matters previously referred to MJ Lowe as listed in the 573 order are now referred to MJ Treece per Fed.R.Crim.P. 59(a) . Signed by Judge Howard G. Munson on 2/22/06. (kcl,) (Entered: 02/22/2006)
02/22/2006	576	Letter from Dennis B. Schlenker, Esq., Conflict Counsel for Defendant Alexander Salvagno and Adam Shaw, Esq., Boies, Schiller & Flexner, LLP, Conflict Counsel for Defendant Raul Salvagno as to Alexander Salvagno, Raul Salvagno requesting Non-recusal of Magistrate Judge Lowe (Schlenker, Dennis) (Entered: 02/22/2006)
02/23/2006		Minute Entry for proceedings held before Judge Randolph F. Treece:Telephone Conference as to Alexander Salvagno, Thomas Reed, Raul Salvagno, Gary Alvord, Anthony Mongato, Sheon Dimaio, Michael Shanahan, Robert O'Brey, Gerald Lindquist, AAR Contractor, Inc. held on 2/23/2006. Conference in re: Joint representation. (sas/sn) (Entered: 02/23/2006)
02/23/2006	577	ORDER as to Alexander Salvagno, Raul Salvagno Show CauseConflict of Interest Hearing set for 3/22/2006 10:00 AM in Albany before Magistrate Judge Randolph F. Treece. Signed by Judge Randolph F. Treece on 2/23/06. (tab,) (Entered: 02/23/2006)
02/23/2006	578	First SENTENCING MEMORANDUM by Gerald Lindquist (Evangelista, Paul) (Entered: 02/23/2006)
02/24/2006	579	MEMORANDUM OF LAW re 531 Motion for Forfeiture of Property, <i>in Opposition to Government's Motion</i> (Asche, Richard) (Entered: 02/24/2006)
02/24/2006	580	AFFIDAVIT in Opposition by Alexander Salvagno, Raul Salvagno re 531 MOTION for Forfeiture of Property (<i>referred to as a Declaration</i>) (Attachments: # 1 Exhibit(s) A to Declaration# 2 Exhibit(s) B to Declaration) (Asche, Richard) (Entered: 02/24/2006)
02/27/2006	581	USCA Scheduling Order as to 550 Notice of Appeal - Final Judgment filed by Sheon Dimaio; USCA Case No. 06-619-cr. Appealed to: Second Circuit. Appeal Record due by 3/6/2006. (kcl,) (Entered: 02/27/2006)
02/27/2006	582	ELECTRONIC CERTIFICATION of Record on Appeal as to Sheon Dimaio sent to US Court of Appeals re 550 Notice of Appeal - Final Judgment (kcl,) (Entered: 02/27/2006)

02/28/2006	583	SEALED DOCUMENT - maintained in Clerk's Office and not available for electronic viewing (ban) (Entered: 02/28/2006)
02/28/2006	584	ORDER as to Alexander Salvagno, Raul Salvagno. Signed by Judge Randolph F. Treece on 2/28/06. (ban) (Entered: 03/01/2006)
03/01/2006	585	Letter from AUSA Thomas A. Capezza as to Raul Salvagno requesting Extention of time to reply to defense counsel's Response to Government's Motion to Forfeit \$200,000 (Capezza, Thomas) (Entered: 03/01/2006)
03/01/2006	586	Letter from AUSA Tom Capezza dd 3/1/06 requesting extension of time to 3/13/06 to file reply papers. (wjg,) (Entered: 03/03/2006)
03/02/2006	587	ORDER granting 586 Letter Request filed by USA, Reply to Response to Motion due by 3/13/2006. Signed by Judge Randolph F. Treece on 3/2/06. [service to Defendants Alex and Raul Salvagno at FCI Otisville included with standard service] (wjg,) (Entered: 03/03/2006)
03/07/2006	589	SEALED DOCUMENT/ORDER - maintained in Clerk's Office and not available for electronic viewing; Clerk directed to serve copies upon MJ Treece, Atty Asche, Atty. Guioiella, Attys Schlenker and Shaw (kcl,) (Entered: 03/07/2006)
03/09/2006	595	Minute Entry for proceedings held before Judge Howard G. Munson :Sentencing held on 3/9/2006 for Gerald Lindquist (9), Count(s) 2, 21, 3, 5, Deft sentenced to a term of imprisonment of 30 months on each of counts 2, 3, 5, and 21 which are to run concurrent with one another for a total term of imprisonment of 30 MONTHS. Supervised Release for a term of 2 YEARS on all counts to run concurrently with special conditions. Special Assessment: Total of \$400.00. No Fine Ordered. Deft shall surrender to the BOP as advised by the USMS by 2:00pm on April 25, 2006. (Court Reporter Khristine Sellin) (ptm,) (Entered: 03/16/2006)
03/10/2006	593	Mail Returned as Undeliverable. re 584 Order, 587 Order sent to David Bernfeld, Esq. (Attachments: # 1 additional returned mail to atty Bernfeld) (wjg,) (Entered: 03/14/2006)
03/13/2006	590	REPLY TO RESPONSE to Motion by USA as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. re 531 MOTION for Forfeiture of Property <i>Government's Reply to the Law Firm's Opposition to Forfeit \$200,000.00</i> (Attachments: # 1 Exhibit(s) Exhibit A# 2 Exhibit(s) Exhibit B# 3 Exhibit(s) Exhibit C# 4 Exhibit(s) Exhibit D)(Capezza, Thomas) (Entered: 03/13/2006)
03/13/2006	591	Letter from AUSA Michael Olmsted to USMJ Treece dd 3/9/06 seeking guidance on issue in case as to Alexander Salvagno, Raul Salvagno (wjg,). (Entered: 03/14/2006)
03/13/2006	592	ORDER as to Alexander Salvagno, Raul Salvagno on 591 Letter Request filed by USA, providing guidance to Government . Signed by Judge Randolph F. Treece on 3.13.06. (wjg,) (Entered: 03/14/2006)
03/14/2006	596	JUDGMENT as to Gerald Lindquist (9), Count(s) 2, 21, 3, 5, Deft sentenced

		to a term of imprisonment of 30 months on each of counts 2, 3, 5, and 21 which are to run concurrent with one another for a total term of imprisonment of 30 MONTHS. Supervised Release for a term of 2 YEARS on all counts to run concurrently with special conditions. Special Assessment: Total on each count of \$400.00. No Fine Ordered. Deft shall surrender to the BOP as advised by the USMS by 2:00pm on April 25, 2006. Signed by Judge Howard G. Munson on 3/14/06. (Imp) (Entered: 03/16/2006)
03/15/2006	594	Letter from Russell M. Gioiella as to Alexander Salvagno, Raul Salvagno requesting Participation in conference by telephone scheduled for 3/22/06 (Gioiella, Russell) (Entered: 03/15/2006)
03/17/2006	597	MEMORANDUM OF LAW <i>Submitted by Conflict Counsel for Defendant Alexander Salvagno</i> (Schlenker, Dennis) (Entered: 03/17/2006)
03/17/2006	598	Letter from Adam R. Shaw, Esq. as to Raul Salvagno requesting an opportunity to respond to the government's motion for forfeiture (Attachments: # 1 Exhibit(s) A)(Shaw, Adam) (Entered: 03/17/2006)
03/20/2006	599	MEMORANDUM OF LAW re 577 Order, (Attachments: # 1 Exhibit(s) #1# 2 Exhibit(s) #2 - Excerpt of Letter)(Benedict, Craig) Modified on 3/21/2006 (kcl,). (Entered: 03/20/2006)
03/20/2006	600	Certificate of Service by USA as to Alexander Salvagno, Raul Salvagno re 599 Memorandum of Law <i>dated 3/17/06</i> (Benedict, Craig) (Entered: 03/20/2006)
03/22/2006	601	Minute Entry for proceedings held before Judge Randolph F. Treece : AUSA's Craig Benedict, Michael Olmstead, and Thomas Capezza; Dennis Schlenker, Esq., Adam Shaw, Esq., Russell Gioiella, Esq.; Rule 44(c) Hearing as to Alexander Salvagno, Raul Salvagno held on 3/22/2006; Court states that this hearing is to address the joint representation/conflict of interest issue only and will not address the motion for forfeiture; Court concludes that conflict is found (actual or potential); Deft's decide they do not want continued joint representation; Financial Affidavits are issued to both defendants; Court to submit a Report Recommendation; Deft's remanded. (Court Reporter Theresa Casal) (rzh,) (Entered: 03/23/2006)
03/23/2006	602	TRANSCRIPT REQUEST by Alexander Salvagno as to Alexander Salvagno, Raul Salvagno for proceedings held on March 22, 2006 before Judge Randolph F. Treece. (tjc,) (Entered: 03/23/2006)
04/03/2006	603	TEXT ORDER as to Alexander Salvagno, Raul Salvagno. On March 22, 2006, at the conclusion of the hearing, the Court provided both Alexander and Raul Salvagno with a financial affidavit to determine if they are eligible for the appointment of an attorney. Dkt. No. 601 Rule 44(c) Hearing. Two weeks have passed and this Court has yet to receive the financial affidavit and information from either Alexander or Raul Salvagno. To expedite this process so that the Court can issue a Report and Recommendation to the District Court timely, this Court directs the respective conflict counsel,

		Dennis Schenkler and Adam Shaw, to secure from their respective counsel the financial affidavit and information and file it under seal with this Court on or before April 10, 2006. SO ORDERED. Signed by Judge Randolph F. Treece on 4/3/06. (Treece, Randolph) (Entered: 04/03/2006)
04/05/2006	605	RECORD of Proceedings as to Alexander Salvagno, Raul Salvagno: Rule 44 (c) Hearing held on March 22, 2006 before Judge Randolph F. Treece, Court Reporter: Theresa J. Casal. IMPORTANT NOTICE - REDACTION OF TRANSCRIPTS: In order to remove personal identifier data from the transcript, a party must electronically file a Notice of Intent to Redact with the Clerk's Office within 5 business days of this date. The policy governing the redaction of personal information is located on the court website at www.nynd.uscourts.gov . <u>Read this policy carefully</u> . If no Notice of Intent to Redact is filed within 5 business days of this date, the court will assume redaction of personal data identifiers is not necessary and the transcript will be made available on the web. Notice of Intent to Redact due by 4/12/2006 (tjc,) (Entered: 04/05/2006)
04/11/2006	606	Letter from Dennis B. Schlenker, Esq. as to Alexander Salvagno requesting that Defendant Alexander Salvagno's position regarding appointment of CJA and forfeiture be noted by the Court (Schlenker, Dennis) (Entered: 04/11/2006)
04/11/2006	610	Judgment Returned Executed re 562 Judgment, as to Sheon Dimaio on 3/7/06. (kcl,) (Entered: 04/13/2006)
04/12/2006	607	Letter from Adam Shaw as to Raul Salvagno requesting that the forfeiture issue be decided before re-sentencing proceeds (Shaw, Adam) (Entered: 04/12/2006)
04/12/2006	608	NOTICE by the Clerk of the Court to Attorney David Bernfeld: You have (15) fifteen days from the date of this notice to complete all of the necessary steps to register and activate your electronic account. Failure to comply with the Court's requirements within (15) fifteen days, will result in the issuance of an Order to Show Cause, directing you to appear before the assigned Magistrate Judge of the case, to explain why you have failed to comply with the Court's General Order #22 and why such failure should not result in an order removing you from the bar of the Northern District of New York.(sal,) (Entered: 04/12/2006)
04/13/2006	609	TRANSCRIPT of Proceedings as to Alexander Salvagno, Raul Salvagno: Rule 44(c) held on March 22, 2006 before Judge Randolph F. Treece, Court Reporter: Theresa J. Casal. (tjc,) (Entered: 04/13/2006)
04/14/2006	611	Letter from AUSA Michael Olmsted as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. requesting Court to submit Report, continue with re-sentencing (Olmsted, Michael) (Entered: 04/14/2006)
04/14/2006	612	Certificate of Service by USA as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. re 611 Letter Request <i>asking Court to submit report, and continue re-sentencing</i> (Olmsted, Michael) (Entered: 04/14/2006)

04/14/2006	613	Letter from Dennis B. Schlenker, Esq. as to Alexander Salvagno requesting that Alexander Salvagno's CJA Financial Affidavit be noted as filed (Schlenker, Dennis) (Entered: 04/14/2006)
04/21/2006	614	REPORT AND RECOMMENDATIONS as to Alexander Salvagno, Raul Salvagno: no recommendation made as to 549 MOTION to Appoint Counsel; recommending a finding of potential conflict of interest; recommending that LAG be permitted to withdraw as counsel; recommending that Attorneys Schlenker and Shaw be relieved of any further duties. Objections to R&R due by 5/5/2006. Case Review Deadline 5/11/2006. Signed by Judge Randolph F. Treece on 4/20/06.(rlh) (Entered: 04/21/2006)
04/24/2006	615	MEMORANDUM OF LAW <i>in Response to Government's Reply Memorandum</i> (Asche, Richard) (Entered: 04/24/2006)
04/27/2006	616	NOTICE by Raul Salvagno of filing a Petition for Writ of Mandamus with the Court of Appeals (Attachments: # 1 Copy of Petition for Writ of Mandamus filed w/the Court of Appeals)(amt,) (Entered: 04/28/2006)
04/27/2006	617	LETTER RESPONSE by Magistrate Judge Treece to 616 Notice by Raul Salvagno (amt,) (Entered: 04/28/2006)
05/04/2006	618	Letter from AUSA Craig A. Benedict as to Alexander Salvagno, Raul Salvagno requesting Court Proceed with Re-sentencing (Benedict, Craig) (Entered: 05/04/2006)
05/04/2006	619	Certificate of Service by USA as to Alexander Salvagno, Raul Salvagno re 618 Letter Request <i>to proceed with Re-sentencing</i> (Benedict, Craig) (Entered: 05/04/2006)
05/04/2006	620	REPLY TO RESPONSE to Motion by USA as to Alexander Salvagno, Raul Salvagno re 531 MOTION for Forfeiture of Property (Attachments: # 1 attachment)(Capezza, Thomas) (Entered: 05/04/2006)
05/05/2006	621	Certificate of Service by USA as to Alexander Salvagno, Raul Salvagno re 618 Letter Request <i>(service by mail on defendants)</i> (Benedict, Craig) (Entered: 05/05/2006)
05/05/2006	622	Letter from Richard M. Asche as to Alexander Salvagno, Raul Salvagno requesting response to Government's letter of May 4, 2006 regarding fees (Asche, Richard) (Entered: 05/05/2006)
05/16/2006	623	RECORD of Proceedings as to Sheon Dimaio: Pretrial Violation Hearing held on 08/11/2004 before Judge Munson, Court Reporter: Khristine D. Sellin. IMPORTANT NOTICE - REDACTION OF TRANSCRIPTS: In order to remove personal identifier data from the transcript, a party must electronically file a Notice of Intent to Redact with the Clerk's Office within 5 business days of this date. The policy governing the redaction of personal information is located on the court website at www.nynd.uscourts.gov . Read this policy carefully. If no Notice of Intent to Redact is filed within 5 business days of this date, the court will assume redaction of personal data

		identifiers is not necessary and the transcript will be made available on the web. Notice of Intent to Redact due by 5/23/2006 (kds) (Entered: 05/16/2006)
05/16/2006	624	RECORD of Proceedings as to Sheon Dimaio: Pretrial Detention Hearing held on 09/21/2004 before Judge Munson, Court Reporter: Khristine D. Sellin. IMPORTANT NOTICE - REDACTION OF TRANSCRIPTS: In order to remove personal identifier data from the transcript, a party must electronically file a Notice of Intent to Redact with the Clerk's Office within 5 business days of this date. The policy governing the redaction of personal information is located on the court website at www.nynd.uscourts.gov. Read this policy carefully. If no Notice of Intent to Redact is filed within 5 business days of this date, the court will assume redaction of personal data identifiers is not necessary and the transcript will be made available on the web. Notice of Intent to Redact due by 5/23/2006 (kds) (Entered: 05/16/2006)
05/16/2006	625	RECORD of Proceedings as to Sheon Dimaio: Sentencing held on 01/18/2006 before Judge Munson, Court Reporter: Khristine D. Sellin. IMPORTANT NOTICE - REDACTION OF TRANSCRIPTS: In order to remove personal identifier data from the transcript, a party must electronically file a Notice of Intent to Redact with the Clerk's Office within 5 business days of this date. The policy governing the redaction of personal information is located on the court website at www.nynd.uscourts.gov. Read this policy carefully. If no Notice of Intent to Redact is filed within 5 business days of this date, the court will assume redaction of personal data identifiers is not necessary and the transcript will be made available on the web. Notice of Intent to Redact due by 5/23/2006 (kds) (Entered: 05/16/2006)
05/18/2006		Receipt for proceeds of sale of real property as to Thomas Reed, \$ 9,000.00, receipt number SYR007361 (alh) (Entered: 05/18/2006)
05/19/2006	626	MOTION For a Hearing to adjudicate interest in property by Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. (kcl,) (Entered: 05/19/2006)
05/24/2006	627	TRANSCRIPT of Proceedings as to Sheon Dimaio: Pretrial Violation Hearing held on 08/11/04 before Judge Munson, Court Reporter: Khristine D. Sellin. (kds) (Entered: 05/24/2006)
05/24/2006	628	TRANSCRIPT of Proceedings as to Sheon Dimaio: Pretrial Detention Hearing held on 09/21/04 before Judge Munson, Court Reporter: Khristine D. Sellin. (kds) (Entered: 05/24/2006)
05/24/2006	629	TRANSCRIPT of Proceedings as to Sheon Dimaio: Sentencing held on 01/18/06 before Judge Munson, Court Reporter: Khristine D. Sellin. (kds) (Entered: 05/24/2006)
05/26/2006		Minute Entry for proceedings held before Judge Randolph F. Treece: Scheduling Conference as to Alexander Salvagno and Raul Salvagno regarding Motion for Forfeiture held on 5/26/2006. Appearances by Richard

		Asche, Russell Gioiella, Tom Capezza, and Craig Benedict. Court to conduct Oral Argument/Hearing on June 12, 2006, which may carry over to June 13, 2006. An Order will follow. Conference Time: 1 Hour. (rlh) (Entered: 05/26/2006)
05/26/2006	630	ORDER as to Alexander Salvagno, Raul Salvagno setting Hearing re: 531 Forfeiture Motion; Motion Hearing set for 6/12/2006 and 6/13/06 at 10:00 AM in Albany before Magistrate Judge Randolph F. Treece; Directing the Govt to submit an Order to Produce for Alex and Raul Salvagno. Signed by Judge Randolph F. Treece on 5/26/06. (amt,) (Entered: 05/30/2006)
05/26/2006	631	SEALED DOCUMENT (LETTER/ORDER)- maintained in Clerk's Office and not available for electronic viewing (kcl,) (Entered: 05/31/2006)
05/31/2006	632	SEALING ORDER, sealing document 631 . Signed by Judge Howard G. Munson on 5/26/06. (kcl,) (Entered: 05/31/2006)
06/05/2006	633	Mail Returned as Undeliverable. re 630 Order sent to Atty David Bernfeld Address sent to 122 East 42nd Street Suite 606 New York, NY (sfp,) (Entered: 06/05/2006)
06/12/2006	634	Minute Entry for proceedings held before Judge Randolph F. Treece :Forfeiture Hearing as to Alexander Salvagno, Raul Salvagno held on 6/12/2006 (Court Reporter Bonnie Buckley) (tab) (Entered: 06/13/2006)
06/16/2006	635	Letter from Richard M. Asche and Russell M. Gioiella as to Alexander Salvagno, Raul Salvagno requesting Order Denying Government's Motion for Forfeiture (Attachments: # 1 Exhibit(s) Excerpt from Jury Trial# 2 Exhibit(s) Excerpt from Jury Trial)(Asche, Richard) (Entered: 06/16/2006)
06/19/2006	636	Letter from Alexander Salvagno dated 6/15/06 requesting a transfer back to FCI Otisville (amt,) (Entered: 06/19/2006)
06/21/2006		Certified and Transmitted Record on Appeal as to Sheon Dimaio to US Court of Appeals re 550 Notice of Appeal - Final Judgment consisting of the following original documents, Docket No(s): 174 (kcl,) (Entered: 06/21/2006)
06/22/2006	637	Letter from AUSA Thomas A. Capezza as to Alexander Salvagno, Thomas Reed, Raul Salvagno, Gary Alvord, Anthony Mongato, Sheon Dimaio, Michael Shanahan, Robert O'Brey, Gerald Lindquist, AAR Contractor, Inc. requesting the Court to consider our letter response to an unauthorized submission by the Law Firm as to forfeiture issues only (Capezza, Thomas) (Entered: 06/22/2006)
06/22/2006	638	Order to Seal Document as to Sheon Dimaio. Signed by Judge Howard G. Munson on 6/22/2006. Document to be Maintained in Chambers File unless Unsealed by Further Order of the Court. (ptm,) (Entered: 06/23/2006)
06/22/2006	639	SEALED DOCUMENT - maintained in Clerk's Office and not available for electronic viewing. This Document to be Maintained in Chambers File unless Unsealed by Further Order of the Court. (ptm,) (Entered: 06/23/2006)

06/26/2006	640	SEALED DOCUMENT/LETTER from AUSA Benedict re: Deft. Reed - maintained in Clerk's Office and not available for electronic viewing (kcl,) (Entered: 06/28/2006)
06/26/2006	641	Order to Seal Document 640 . Signed by Judge Howard G. Munson on 6/23/06. (kcl,) (Entered: 06/28/2006)
06/26/2006	642	SEALED DOCUMENT/ LETTER from AUSA Benedict Re; deft. DeMaio - maintained in Clerk's Office and not available for electronic viewing (kcl,) (Entered: 06/28/2006)
06/26/2006	643	Order to Seal Document 642 . Signed by Judge Howard G. Munson on 6/23/06. (kcl,) (Entered: 06/28/2006)
06/26/2006	644	SEALED DOCUMENT/LETTER from AUSA Benedict as to deft. Lindquist - maintained in Clerk's Office and not available for electronic viewing (kcl,) (Entered: 06/28/2006)
06/26/2006	645	Order to Seal Document 644 . Signed by Judge Howard G. Munson on 6/23/06. (kcl,) (Entered: 06/28/2006)
06/26/2006	648	SEALED DOCUMENT/LETTER from AUSA Benedict as to deft. Shanahan - maintained in Clerk's Office and not available for electronic viewing (kcl,) (Entered: 06/28/2006)
06/26/2006	649	Order to Seal Document 648 . Signed by Judge Howard G. Munson on 6/23/06. (kcl,) (Entered: 06/28/2006)
06/30/2006	650	ORDER as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. Re-Sentencing pursuant to US v Crosby Remand set for 9/13/2006 11:00 AM in Syracuse before Senior Judge Howard G. Munson. Stand by counsel are to be appointed for pro se defts Alexander Salvagno and Raul Salvagno. Signed by Judge Howard G. Munson on 6/30/2006. (ptm,) (Entered: 06/30/2006)
07/03/2006	651	ORDER Appointing Stand-By counsel for both Alexander and Raul Salvagno; Phillip G. Steck, Esq., appointed for Alexander Salvagno, Thomas Marcelle, Esq., appointed for Raul Salvagno. Signed by Judge Randolph F. Treece on 7/3/06. (amt,) (Entered: 07/05/2006)
07/05/2006		Copy of Court's 651 order served by regular mail upon Alexander Salvagno and Raul Salvagno (amt,) (Entered: 07/05/2006)
07/17/2006	652	MANDATE of USCA (certified copy dtd 7/14/06) as to Alexander Salvagno; the petition for a writ of mandamus is DENIED. (dmf) (Entered: 07/17/2006)
07/20/2006	653	Letter request addressed to USCA from Raul Salvagno requesting A Writ of Mandamus (kcl,) Modified on 7/20/2006 (kcl,). (Entered: 07/20/2006)
07/20/2006	654	ELECTRONIC NOTICE advising of request by Raul Salvagno sent to US Court of Appeals (kcl,) (Entered: 07/20/2006)
07/21/2006	656	REPORT AND RECOMMENDATIONS as to Alexander Salvagno, Raul Salvagno: recommending that govt's 531 MOTION for Forfeiture of Property

		be denied; recommending that 426 post-conviction, post-forfeiture order be vacated. Objections to R&R due by 8/4/2006 Case Review Deadline 8/10/2006. Signed by Judge Randolph F. Treece on 7/21/06. (ban) (Entered: 07/25/2006)
07/25/2006	655	AMENDED ELECTRONIC NOTICE advising of request by Raul Salvagno sent to US Court of Appeals (amended to reflect defendant's pro se status) (kcl,) (Entered: 07/25/2006)
08/02/2006	657	Mail Returned as Undeliverable. re 656 Report and Recommendations, sent to counsel for deft Alexander Salvagno (marked: "Return to Sender") (wjg,) (Entered: 08/03/2006)
08/08/2006		Attorney update in case as to Alexander Salvagno, Raul Salvagno. Attorney David Bernfeld terminated. (ban) (Entered: 08/08/2006)
08/15/2006	658	PROCESS RECEIPT AND RETURN of USM 285 Returned Executed as to Hudson River Bank and Trust on 8/9/06 re: Service of subpoena (amt,) (Entered: 08/16/2006)
08/17/2006	659	ORDER REASSIGNING CASE; Judge Howard G. Munson no longer assigned to case. Case reassigned to Judge Lawrence E. Kahn for all further proceedings . Signed by Judge Norman A. Mordue on 8/17/06. (amt,) (Entered: 08/17/2006)
08/22/2006	660	Letter from AUSA Craig Benedict as to Alexander Salvagno, Raul Salvagno requesting Resentencing Date (Benedict, Craig) (Entered: 08/22/2006)
08/23/2006	661	Request & ORDER as to Alexander Salvagno, Raul Salvagno: resentencing set for 8/30/2006 01:30 PM in Albany before Judge Lawrence E. Kahn. Signed by Judge Lawrence E. Kahn on 8/23/06 [served]. (wjg,) (Entered: 08/23/2006)
08/24/2006	662	STATUS REPORT <i>advising Court of compliance with instructions regarding notifying defendants of new appearance date in Court and date for filing sentencing memorandum, if any</i> , by USA as to Alexander Salvagno, Raul Salvagno (Benedict, Craig) (Entered: 08/24/2006)
08/24/2006	663	Mail Returned as Undeliverable. re 659 Order Reassigning Case sent to David Bernfeld, Esq. Address sent to Skolnick, Hochberg Law Firm, 122 East 42nd St, Suite 606, New York, NY (sfp,) (Entered: 08/24/2006)
08/24/2006	664	MOTION FOR CORRECTION OF JUDGEMENT PURSUANT TO RULE 36 OF FED R. OF CRIM P. AND MOTION TO OBJECT TO JUDGE'S ORDER SCHEDULING SENTENCE FOR SEPTEMBER 13TH 2006 PURSUANT TO RULE 51 OF FED R. OF CRIM P. by Alexander Salvagno, Raul Salvagno. (ptm,) (Entered: 08/24/2006)
08/25/2006	665	RESPONSE in Opposition by USA as to Alexander Salvagno, Raul Salvagno re 664 MOTION for Hearing - <i>Sentencing Delay</i> (Benedict, Craig) (Entered: 08/25/2006)
08/25/2006	666	Certificate of Service by USA as to Alexander Salvagno, Raul Salvagno re

		665 Response in Opposition (Benedict, Craig) (Entered: 08/25/2006)
08/28/2006	667	SENTENCING MEMORANDUM by USA as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. (Attachments: # 1 Exhibit(s) # 2 Exhibit(s) # 3 Exhibit(s))(Benedict, Craig) (Entered: 08/28/2006)
08/28/2006	668	Certificate of Service by USA as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc. re 667 Govt. Sentencing Memorandum (Benedict, Craig) (Entered: 08/28/2006)
08/28/2006	671	Letter from Raul and Alexander Salvagno as to Alexander Salvagno, Raul Salvagno requesting Stay of Order regarding resentencing and request to retain counsel. (ban) (Entered: 08/30/2006)
08/28/2006	674	DECISION AND ORDER denying 531 Motion for Forfeiture of Property as to Alexander Salvagno (1), Raul Salvagno (3); adopting Report and Recommendations re 656 Report and Recommendations as to Alexander Salvagno (1), Raul Salvagno (3).The Post Conviction, Post Forfeiture Order (Dkt #426) is VACATED. Signed by Judge Lawrence E. Kahn on 8/28/06. (ban) (Entered: 09/01/2006)
08/29/2006		Attorney update in case as to Alexander Salvagno, Raul Salvagno. Attorney Richard M. Asche and Russell M. Gioiella terminated. Attorneys terminated upon order of Judge Munson on 6/30/06. Entry by S. Snyder. (sh) (Entered: 08/29/2006)
08/29/2006	669	RESPONSE in Opposition by USA as to Alexander Salvagno, Raul Salvagno re 664 MOTION for Hearing / <i>Resentencing and 8-24-06 letter alleging improper communications w/Court</i> (Benedict, Craig) (Entered: 08/29/2006)
08/29/2006	670	Certificate of Service by USA as to Alexander Salvagno, Raul Salvagno re 669 Response in Opposition and 8/24/06 Letter from defendants alleging improper contact w/court (Benedict, Craig) (Entered: 08/29/2006)
08/29/2006	675	DECISION AND ORDER denying 664 Motion for Hearing as to Alexander Salvagno (1), Raul Salvagno (3/. Signed by Judge Lawrence E. Kahn on 8/29/06. (ban) (Entered: 09/01/2006)
08/30/2006	672	Minute Entry for proceedings held before Judge Lawrence E. Kahn: RESENTENCINGSentencing held on 8/30/2006 for Raul Salvagno (3), Count(s) 11ss, 1ss, 2ss, 4ss, Deft Raul Salvagno is RESENTENCED to a term of 235 Months of Count 1 and 60 Months on Counts 2,4 and 11. The Sentences on each of these counts shall run concurrently with one another for a total term of Imprisonment of 235 MONTHS. Supervised Release: 36 MONTHS on all counts to be served concurrently. Special Conditions. Restitution: \$22,875,575.46 to victims as outlined in PSR. Restitution due immediately, with any remaining payable at a minimum of 25% of gross while in prison and a minimum of \$500.00 per month or 10% whichever is greater upon release, payable to Clerk, USDC Syracuse, NY. Interest Waived. Special Assessment: \$400.00. Forfeiture: \$1,707,156.40. The dft. is REMANDED. No Fine Imposed. Appearances: AUSA C. Benedict, Stand-

		by attorney T. Marcelle & Probation Officer E. Cox. Note: the minute entry states "16" months imprisonment on Counts 2, 4 & 11. It should read "60" months. (Court Reporter T. Casal & CRD S. Snyder) (sas) (Entered: 08/31/2006)
08/30/2006	673	Minute Entry for proceedings held before Judge Lawrence E. Kahn: Sentencing held on 8/30/2006 for Alexander Salvagno (1), Defendant is RESENTENCED on Counts 1, 2-11 and 12-14 of the Second Superseding Indictment; Deft. sentenced to 20 yrs imprisonment on Count 1, 5 yrs. on count 2 through 11, and 3 yrs on Counts 12-14; Sentences on Counts 2-14 are to run concurrently, but consecutive to Count 1 for a total of 300 months (25 yrs); Upon release from prison, the deft. will be on Supervised Release for 36 months with special conditions; Special Assessment fee of \$1400; Restitution due in amount of \$23,039,607.30; Forfeiture in the amount of \$2,033,457.70. The Dft. Is REMANDED. Appearances: AUSA C. Benedict, Stand-by Attorney P. Steck & PO E. Cox. Court Reporter T. Casal & CRD S. Snyder) (sas) (Entered: 08/31/2006)
08/30/2006	678	Application to Proceed Without Prepayment of Fees and Affidavit by Raul Salvagno. (ban) (Entered: 09/06/2006)
08/30/2006	679	Application to Proceed without Prepayment of Fees and Affidavit by Alexander Salvagno. (ban) (Entered: 09/06/2006)
08/30/2006	684	NOTICE OF APPEAL by Alexander Salvagno re 8/30/06 Re-Sentencing 682 Amended Judgment. (ban) (Entered: 09/11/2006)
08/30/2006	685	NOTICE OF APPEAL by Raul Salvagno re 8/30/06 Re-Sentencing 683 Amended Judgment. (ban) (Entered: 09/11/2006)
08/31/2006	676	Order to Seal Document as to Alexander Salvagno, Raul Salvagno. Signed by Judge Lawrence E. Kahn on 8/31/06. (ban) (Entered: 09/01/2006)
08/31/2006	677	SEALED DOCUMENT - maintained in Clerk's Office and not available for electronic viewing (ban) (Entered: 09/01/2006)
09/06/2006	680	Letter from Phillip G. Steck as to Alexander Salvagno requesting Extension of time to file post-sentencing or post-judgment motions. (Steck, Phillip) (Entered: 09/06/2006)
09/07/2006	681	LETTER REQUEST/ORDER as to Alexander Salvagno, Raul Salvagno. The Defendants, Alexander and Raul Salvagno, are granted a 30 day extension to file an post-sentencing or post-judgment motions. Signed by Judge Lawrence E. Kahn on 9/7/06. (ban) (Entered: 09/08/2006)
09/07/2006	682	AMENDED JUDGMENT as to Alexander Salvagno (1), Count(s) 11ss, Defendant is RESENTENCED on Counts 1, 2-11 and 12-14 of the Second Superseding Indictment; Deft. sentenced to 20 yrs of prison on Count 1, 5 yrs. on count 2 through 11, and 3 yrs on Counts 12-14; Sentences on Counts 2-14 are to run concurrently, but consecutive to Count 1 for a total of 300 months (25 yrs); Upon release from prison, deft. to serve Supervised release for 36 months with conditions; Special Assessment fee of \$1400; Restitution

		<p>due in amount of \$23,039,607.30; Forfeiture in the amount of \$2,033,457.70; Count(s) 12ss-14ss, Defendant is RESENTENCED on Counts 1, 2-11 and 12-14 of the Second Superseding Indictment; Deft. sentenced to 20 yrs of prison on Count 1, 5 yrs. on count 2 through 11, and 3 yrs on Counts 12-14; Sentences on Counts 2-14 are to run concurrently, but consecutive to Count 1 for a total of 300 months (25 yrs); Upon release from prison, deft. to serve Supervised release for 36 months with conditions; Special Assessment fee of \$1400; Restitution due in amount of \$23,039,607.30; Forfeiture in the amount of \$2,033,457.70; Count(s) 1ss, Defendant is RESENTENCED on Counts 1, 2-11 and 12-14 of the Second Superseding Indictment; Deft. sentenced to 20 yrs of prison on Count 1, 5 yrs. on count 2 through 11, and 3 yrs on Counts 12-14; Sentences on Counts 2-14 are to run concurrently, but consecutive to Count 1 for a total of 300 months (25 yrs); Upon release from prison, deft. to serve Supervised release for 36 months with conditions; Special Assessment fee of \$1400; Restitution due in amount of \$23,039,607.30; Forfeiture in the amount of \$2,033,457.70; Count(s) 2ss, Defendant is RESENTENCED on Counts 1, 2-11 and 12-14 of the Second Superseding Indictment; Deft. sentenced to 20 yrs of prison on Count 1, 5 yrs. on count 2 through 11, and 3 yrs on Counts 12-14; Sentences on Counts 2-14 are to run concurrently, but consecutive to Count 1 for a total of 300 months (25 yrs); Upon release from prison, deft. to serve Supervised release for 36 months with conditions; Special Assessment fee of \$1400; Restitution due in amount of \$23,039,607.30; Forfeiture in the amount of \$2,033,457.70; Count(s) 3ss, Defendant is RESENTENCED on Counts 1, 2-11 and 12-14 of the Second Superseding Indictment; Deft. sentenced to 20 yrs of prison on Count 1, 5 yrs. on count 2 through 11, and 3 yrs on Counts 12-14; Sentences on Counts 2-14 are to run concurrently, but consecutive to Count 1 for a total of 300 months (25 yrs); Upon release from prison, deft. to serve Supervised release for 36 months with conditions; Special Assessment fee of \$1400; Restitution due in amount of \$23,039,607.30; Forfeiture in the amount of \$2,033,457.70; Count(s) 4ss, Defendant is RESENTENCED on Counts 1, 2-11 and 12-14 of the Second Superseding Indictment; Deft. sentenced to 20 yrs of prison on Count 1, 5 yrs. on count 2 through 11, and 3 yrs on Counts 12-14; Sentences on Counts 2-14 are to run concurrently, but consecutive to Count 1 for a total of 300 months (25 yrs); Upon release from prison, deft. to serve Supervised release for 36 months with conditions; Special Assessment fee of \$1400; Restitution due in amount of \$23,039,607.30; Forfeiture in the amount of \$2,033,457.70; Count(s) 5ss-10ss, Defendant is RESENTENCED on Counts 1, 2-11 and 12-14 of the Second Superseding Indictment; Deft. sentenced to 20 yrs of prison on Count 1, 5 yrs. on count 2 through 11, and 3 yrs on Counts 12-14; Sentences on Counts 2-14 are to run concurrently, but consecutive to Count 1 for a total of 300 months (25 yrs); Upon release from prison, deft. to serve Supervised release for 36 months with conditions; Special Assessment fee of \$1400; Restitution due in amount of \$23,039,607.30; Forfeiture in the amount of \$2,033,457.70 . Signed by Judge Lawrence E. Kahn on 9/7/06. (ban,) (Entered: 09/11/2006)</p>
09/07/2006	683	<p>AMENDED JUDGMENT as to Raul Salvagno (3), Count(s) 11ss, 1ss, 2ss, 4ss, Deft Raul Salvagno is RESENTENCED to a term of 235 Months of</p>

		Count 1 and 60 Months on Counts 2,4 and 11. The Sentences on each of these counts shall run concurrently with one another for a total term of Imprisonment of 235 MONTHS. Supervised Release: 36 MONTHS on all counts to be served concurrently. Special Conditions. Restitution: \$22,875,575.46 to victims as outlined in PSR. Restitution due immediately, with any remaining payable at a minimum of 25% of gross while in prison and a minimum of \$500.00 per month or 10% whichever is greater upon release, payable to Clerk, USDC Syracuse, NY. Interest Waived. Special Assessment: \$400.00. Forfeiture: \$1,707,156.40. No Fine Imposed. Signed by Judge Lawrence E. Kahn on 9/7/06. (ban) (Entered: 09/11/2006)
09/08/2006	690	ORDER as to Alexander Salvagno, Raul Salvagno, re 679 Notice (Other)IFP Application, 678 Notice (Other)IFP Application. IFP Applications DENIED without prejudice. Signed by Judge Lawrence E. Kahn on 9/8/06. (ban) (Entered: 09/12/2006)
09/11/2006	686	ELECTRONIC NOTICE as to Alexander Salvagno sent to US Court of Appeals re 684 Notice of Appeal - Final Judgment (ban) (Entered: 09/11/2006)
09/11/2006	687	ELECTRONIC CERTIFICATION of Record on Appeal as to Alexander Salvagno sent to US Court of Appeals re 684 Notice of Appeal - Final Judgment (ban) (Entered: 09/11/2006)
09/11/2006	688	ELECTRONIC NOTICE as to Raul Salvagno sent to US Court of Appeals re 685 Notice of Appeal - Final Judgment (ban) (Entered: 09/11/2006)
09/11/2006	689	ELECTRONIC CERTIFICATION of Record on Appeal as to Raul Salvagno sent to US Court of Appeals re 685 Notice of Appeal - Final Judgment (ban) (Entered: 09/11/2006)
09/14/2006	691	TRANSCRIPT REQUEST (<i>Sentencing</i>) by USA as to Alexander Salvagno for proceedings held on 8/30/06 before Judge Hon. Lawrence E. Kahn. (Benedict, Craig) (Entered: 09/14/2006)
09/14/2006	692	TRANSCRIPT REQUEST (<i>Sentencing</i>) by USA as to Raul Salvagno for proceedings held on 8/30/06 before Judge Hon. Lawrence E. Kahn. (Benedict, Craig) (Entered: 09/14/2006)
09/14/2006	693	NOTICE OF APPEAL by USA as to Alexander Salvagno (<i>CROSS APPEAL</i>) re 682 Amended Judgment,,,,,,,,,,,,, (Benedict, Craig) (Entered: 09/14/2006)
09/14/2006	694	NOTICE OF APPEAL by USA as to Raul Salvagno (<i>CROSS APPEAL</i>) re 683 Amended Judgment,,, (Benedict, Craig) (Entered: 09/14/2006)
09/14/2006	695	Certificate of Service by USA as to Alexander Salvagno re 693 Notice of Appeal - Final Judgment (<i>Resentencing</i>) (Benedict, Craig) (Entered: 09/14/2006)
09/14/2006	696	Certificate of Service by USA as to Raul Salvagno re 694 Notice of Appeal - Final Judgment (<i>Resentencing</i>) (Benedict, Craig) (Entered: 09/14/2006)
09/18/2006	697	Mail Returned as Undeliverable. re 682 Amended Judgment 687 Electronic

		Certification to USCA of Record on Appeal, 686 Electronic Notice to USCA of Appeal sent to David Bernfeld, Esq. Address sent to 122 East 42nd Street, Suite 606, New York, NY 10168. (ban) (Entered: 09/18/2006)
09/18/2006	698	Mail Returned as Undeliverable. re 681 Order sent to David Bernfeld, Esq. Address sent to 122 East 42nd Street, Suite 606, New York, NY 10168 (ban) (Entered: 09/18/2006)
09/19/2006	699	LETTER REQUEST/ORDER as to Raul Salvagno. Request to stay any post sentencing motion filings until after the transfer to Otisville take place is DENIED. The transcript of the sentencing has already been produced. Signed by Judge Lawrence E. Kahn on 9/19/06. (ban) (Entered: 09/19/2006)
09/19/2006	700	LETTER REQUEST/ORDER as to Alexander Salvagno, Raul Salvagno. Request is DENIED. It is the Court's understanding that the transfer will take place by the 22nd of September. Signed by Judge Lawrence E. Kahn on 9/19/06. (ban) (Entered: 09/19/2006)
09/20/2006	701	AMENDED ORDER as to Raul Salvagno re 699 Order. Request to stay any post sentencing motion filings until after the transfer to Otisville takes place is DENIED. The transcript of the sentencing has already been ordered. Signed by Judge Lawrence E. Kahn on 9/20/06. (ban) (Entered: 09/20/2006)
10/02/2006	702	USCA Mandate denying as moot Petition for Writ of Mandamus as to Raul Salvagno (amt,) (Entered: 10/02/2006)
10/03/2006	703	ELECTRONIC NOTICE as to Alexander Salvagno sent to US Court of Appeals re govt's 693 Notice of cross-Appeal.(cbm,) (Entered: 10/03/2006)
10/03/2006	704	ELECTRONIC NOTICE as to Raul Salvagno sent to US Court of Appeals re govt's 694 Notice of cross-Appeal.(cbm,) (Entered: 10/03/2006)
10/05/2006	705	Judgment Returned Executed as to Alexander Salvagno on 9/21/06. (amt,) (Entered: 10/05/2006)
10/05/2006	706	Judgment Returned Executed as to Raul Salvagno on 9/21/06. (amt,) (Entered: 10/05/2006)
10/10/2006	707	MOTION for Leave to Appeal In Forma Pauperis by Raul Salvagno. (amt,) (Entered: 10/11/2006)
10/11/2006	709	MOTION for Leave to Appeal In Forma Pauperis by Alexander Salvagno. (Attachments: # 1 IFP Application w/attached statement)(wjg,) (Entered: 10/17/2006)
10/12/2006	710	ORDER granting 709 Motion for Leave to Appeal In Forma Pauperis as to Alexander Salvagno (1), denying motion for appointment of CJA counsel without prejudice to renew before USCA. Signed by Judge Lawrence E. Kahn on 10/12/06 [served]. (wjg,) (Entered: 10/17/2006)
10/13/2006	708	ORDER granting in part and denying in part 707 Motion for Leave to Appeal In Forma Pauperis as to Raul Salvagno and Alexander Salvagno; Defts' renewed applications to proceed IFP dd 10/5/06 is granted; Defts' requests

		for appt of CJA counsel dd 10/5/06 is denied without prejudice to renew in appropriate forum before US Court of Appeals for Second Circuit . Signed by Judge Lawrence E. Kahn on 10/12/06. (sfp,) (Entered: 10/13/2006)
10/13/2006		Clerk traditionally served 708 Order upon Pro Se Defts Alexander Salvagno, Raul Salvagno and upon non ecf party. (sfp,) (Entered: 10/13/2006)
10/16/2006		USCA Case Number is 06-4618-cr for 693 govt's Notice of cross-Appeal [LEAD APPEAL NO. IS 06-4201-CR] (cbm,) (Entered: 10/16/2006)
10/16/2006		Reset Deadlines/Hearings as to Robert O'Brey: Sentencing is set for 11/30/2006 10:00 AM in Albany before Judge Lawrence E. Kahn. Sentencing memos are due on 11/17/06. (sas) (Entered: 10/16/2006)
10/16/2006		Set Deadlines/Hearings as to Gary Alvord: Sentencing is set for 11/30/2006 10:30 AM in Albany before Judge Lawrence E. Kahn. Sentencing memos are due on 11/17/06. (sas) (Entered: 10/16/2006)
10/16/2006		Set Deadlines/Hearings as to AAR Contractor, Inc.: Sentencing set for 11/30/2006 02:15 PM in Albany before Judge Lawrence E. Kahn. Sentencing memos are due on 11/17/06. (sas) (Entered: 10/16/2006)
10/17/2006	711	SUPPLEMENTAL ELECTRONIC CERTIFICATION of Record on Appeal as to Alexander Salvagno, Raul Salvagno sent to US Court of Appeals re 685 Notice of Appeal - Final Judgment, 684 Notice of Appeal - Final Judgment (noting Court's granting of Defendants' Motions for IFP and denial of Defts' Motions to appoint CJA Counsel). (wjg,) (Entered: 10/17/2006)
10/25/2006	712	USCA Scheduling Order as to 685 and 684 Notices of Appeal - Final Judgment filed by Raul and Alexander Salvagno. USCA Case No. 06-4201. Appealed to: 2nd Circuit Court of Appeals. (amt,) (Entered: 10/26/2006)
11/08/2006		Chamber's Note as to AAR Contractor, Inc.: Notice of the 11/30/06 re-sentencing of AAR Construction was sent to Alexander Salvagno and to the NYS secretary of State on 11/08/06. (sas) (Entered: 11/08/2006)
11/08/2006	713	NOTICE OF HEARING as to AAR Contractor, Inc. Re-Sentencing set for 11/30/2006 02:15 PM in Albany before Judge Lawrence E. Kahn. Signed by Courtroom Deputy Scott Snyder on 11/8/06.(ban) (Entered: 11/08/2006)
11/13/2006	714	SEALED DOCUMENT - maintained in Clerk's Office and not available for electronic viewing (tab) (Entered: 11/14/2006)
11/13/2006	715	SEALED DOCUMENT - maintained in Clerk's Office and not available for electronic viewing (wjg,) (Entered: 12/18/2006)
11/24/2006	720	MOTION to Appoint Counsel by Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc.. (ban) (Entered: 12/05/2006)
11/30/2006	716	Minute Entry for proceedings held before Judge Lawrence E. Kahn: Sentencing held on 11/30/2006 for AAR Contractor, Inc. (10), Count(s) 1. AAR Contractor Incorporated is sentenced on Counts 1-11. The Company is to forfeit \$2,033,457,70, is to pay restitution in the amount of \$22,875,575.46

		(Restitution is joint with Alexander & Raul Salvagno) and a special assessment of \$4,400.00. Judge Kahn denies, on the record, A. Salvagno's request for appointment of counsel for AAR. Appearances: AUSA C. Benedict, only. (Court Reporter B. Buckley & CRD S. Snyder) (sas) (Entered: 12/01/2006)
11/30/2006	717	Minute Entry for proceedings held before Judge Lawrence E. Kahn: Sentencing held on 11/30/2006 for Gary Alvord (4). Count(s) 19, 2, 4, 5. Mr. Alvord is sentenced to: 15 months imprisonment on counts 2,4,5,& 19 to run concurrently to each other; 2 years supervised release - post incarceration to run concurrently to each other, special conditions, 200 hours of community service & \$400.00 special assessment. Mr. Alvord is given a BOP reporting date of 1/16/07 at 2:00 P.M. Appearances: AUSA C. Benedict, Attys. S. Coffey & A. Sabo and PO E. Cox. (Court Reporter B. Buckley & CRD S. Snyder) (sas) (Entered: 12/01/2006)
11/30/2006	718	Minute Entry for proceedings held before Judge Lawrence E. Kahn: Sentencing held on 11/30/2006 for Robert O'Brey (8), Count(s) 2, 3, 9. Mr. O'Brey is sentenced to: 15 months imprisonment on each count to run concurrently to each other, 2 years supervised release - post imprisonment, to run concurrently to each other, special conditions, 200 hours community service & \$300.00 special assessment. Mr. O'Brey is given a BOP reporting date of 1/16/07 at 2:00 P.M. The Court recommends placement near his family in Scotia, NY. Appearances: AUSA C. Benedict, Atty. C. Wilcox & PO E. Cox. (Court Reporter B. Buckley & CRD S. Snyder) (sas) (Entered: 12/01/2006)
12/01/2006	719	NOTICE OF ATTORNEY APPEARANCE: Andrew R. Safranko appearing for Gary Alvord (Safranko, Andrew) (Entered: 12/01/2006)
12/01/2006	721	AMENDED JUDGMENT as to AAR Contractor, Inc. (10), Count(s) 1, AAR Contractor Incorporated is sentenced on Counts 1-11. The Company is to forfeit \$2,033,457,70, is to pay restitution in the amount of \$22,875,575.46 (Restitution is joint with Alexander & Raul Salvagno) and a special assessment of \$4,400.00; Signed by Judge Lawrence E. Kahn on 11/30/06. (ban) (Entered: 12/05/2006)
12/07/2006	722	RECOMMENDATION/ORDER as to Gary Alvord. RECOMMENDED that the Bureau of Prisons place Defendant at the Fort Devins Correctional Facility, or a similar minimum security facility for the duration of Defendants incarceration. Signed by Judge Lawrence E. Kahn on 12/7/06. (ban) (Entered: 12/08/2006)
12/08/2006	723	JUDGMENT as to Gary Alvord (4), Count(s) 19, 2, 4, 5, Mr. Alvord is sentenced to: 15 months imprisonment on counts 2,4,5,& 19 to run concurrently to each other; 2 years supervised release - post incarceration, special conditions, 200 hours of community service & \$400.00 special assessment. Signed by Judge Lawrence E. Kahn on 12/8/06. (ban) (Entered: 12/11/2006)
12/08/2006	724	JUDGMENT as to Robert O'Brey (8), Count(s) 2, 3, 9, Mr. O'Brey is

		sentenced to: 15 months imprisonment on each count to run concurrently to each other, 2 years supervised release - post imprisonment, special conditions, 200 hours community service & \$300.00 special assessment Signed by Judge Lawrence E. Kahn on 11/30/06. (ban) (Entered: 12/11/2006)
12/11/2006	725	NOTICE OF APPEAL by AAR Contractor, Inc. re 721 Amended Judgment. (ban) (Entered: 12/13/2006)
12/13/2006		CLERK'S CORRECTION OF DOCKET ENTRY: Deleted Document #725 (Appeal) b/c it was filed incorrectly without the document. Notice of Appeal to be refiled correctly. (ban) (Entered: 12/13/2006)
12/13/2006	726	ELECTRONIC NOTICE as to AAR Contractor, Inc. sent to US Court of Appeals re 725 Notice of Appeal - Final Judgment. (ban) (Entered: 12/13/2006)
12/13/2006	727	ELECTRONIC CERTIFICATION of Record on Appeal as to AAR Contractor, Inc. sent to US Court of Appeals re 725 Notice of Appeal - Final Judgment (ban) (Entered: 12/13/2006)
12/18/2006		CLERK'S CORRECTION OF DOCKET ENTRY re 715 Sealed Document: Clerk had to delete originally-filed document #715 due to an ECF system problem. Clerk re-filed document as #728 and renumbered to its original number of 715. No additional documents have been filed regarding this matter. (wjg,) (Entered: 12/18/2006)
12/19/2006	728	ORDER as to AAR Contractor, Inc. re 725 Notice of Appeal - Final Judgment filed by AAR Contractor, Inc. Defendants Motion to Proceed in forma pauperis is DENIED. Defendant's motion for appointment of counsel is DENIED. Signed by Judge Lawrence E. Kahn on 12/19/06. (ban) (Entered: 12/20/2006)
01/03/2007	729	DOCUMENT REJECTION ORDER as to AAR Contractor, Inc., returning Motion to Proceed IFP. Signed by Judge Lawrence E. Kahn on 12/22/06 [served]. (wjg,) (Entered: 01/04/2007)
01/04/2007	730	NOTICE by AUSA Olmstead advising his appearance on the docket should be terminated. (amt,) (Entered: 01/08/2007)
01/08/2007		Attorney update in case; Attorney Michael C. Olmsted terminated per 730 notice. (amt,) (Entered: 01/08/2007)
01/12/2007	731	IFP Application by AAR Contractor, Inc. (labeled as "Notice of Appeal", appealing 728 USDC Order denying IFP; appeal already filed on 12/11/06 & certification of appeal sent to USCA on 12/13/06). (wjg,) (Entered: 01/12/2007)
01/12/2007	732	1st SUPPLEMENTAL ELECTRONIC CERTIFICATION of Record on Appeal as to AAR Contractor, Inc. sent to US Court of Appeals re 725 Notice of Appeal - Final Judgment (includes #731 IFP application to USCA, which was filed under the heading Notice of Appeal ; Appeal already filed

		with original certification sent 12/13/06; USDC denied Appellants IFP application on 12/19/06)[served] (wjg,) (Entered: 01/12/2007)
01/24/2007	733	USCA Scheduling Order: as to Appellants Raul Salvagno and Alexander Salvagno re: 694 Notice of Appeal - Final Judgment filed by USA. USCA Case No. 06-4201-cr. Appeal Record due by 1/30/2007. (dmf) (Entered: 01/24/2007)
01/25/2007	734	ELECTRONIC CERTIFICATION of Record on Appeal as to Alexander Salvagno, Raul Salvagno sent to US Court of Appeals re 684 Notice of Appeal - Final Judgment, 693 Notice of Appeal - Final Judgment, 694 Notice of Appeal - Final Judgment, 685 Notice of Appeal - Final Judgment (amt,) (Entered: 01/25/2007)
02/21/2007	735	RECORD of Proceedings as to Alexander Salvagno: Re-Sentencing held on August 30, 2006 before Judge Lawrence E. Kahn, Court Reporter: Theresa J. Casal. IMPORTANT NOTICE - REDACTION OF TRANSCRIPTS: In order to remove personal identifier data from the transcript, a party must electronically file a Notice of Intent to Redact with the Clerk's Office within 5 business days of this date. The policy governing the redaction of personal information is located on the court website at www.nynd.uscourts.gov . <u>Read this policy carefully.</u> If no Notice of Intent to Redact is filed within 5 business days of this date, the court will assume redaction of personal identifiers is not necessary and the transcript will be made available on the web 90 days from today's date. Notice of Intent to Redact due by 2/28/2007 (tjc,) (Entered: 02/21/2007)
02/21/2007	736	RECORD of Proceedings as to Raul Salvagno: Re-Sentencing held on August 30, 2006 before Judge Lawrence E. Kahn, Court Reporter: Theresa J. Casal. IMPORTANT NOTICE - REDACTION OF TRANSCRIPTS: In order to remove personal identifier data from the transcript, a party must electronically file a Notice of Intent to Redact with the Clerk's Office within 5 business days of this date. The policy governing the redaction of personal information is located on the court website at www.nynd.uscourts.gov . <u>Read this policy carefully.</u> If no Notice of Intent to Redact is filed within 5 business days of this date, the court will assume redaction of personal identifiers is not necessary and the transcript will be made available on the web 90 days from today's date. Notice of Intent to Redact due by 2/28/2007 (tjc,) (Entered: 02/21/2007)
04/06/2007	737	Document/Motion Rejection ORDER as to Alexander Salvagno, AAR Contractor, Inc. rejecting Motion for New trial Pursuant to Rule 33 and 45 (b). Time to file a motion for a new trial has Expired. Signed by Judge Lawrence E. Kahn on 4/4/07. (ban) (Entered: 04/06/2007)
04/06/2007	738	Document/Motion REJECTION ORDER as to Raul Salvagno, AAR Contractor, Inc. rejecting Motion for a New Trial Pursuant to Rule 33 and 45 (b). The time to file a Motion for a new trial has Expired. Signed by Judge Lawrence E. Kahn on 4/4/07. (ban) (Entered: 04/06/2007)
04/12/2007		Certified and Transmitted Original Court Record on Appeal as to Alexander

		Salvagno, Thomas Reed, Raul Salvagno, Gary Alvord, Anthony Mongato, Sheon Dimaio, Michael Shanahan, Robert O'Brey, Gerald Lindquist, AAR Contractor, Inc. to US Court of Appeals, re 420 Notice of Appeal - Final Judgment, 684 Notice of Appeal - Final Judgment, 693 Notice of Appeal - Final Judgment, 694 Notice of Appeal - Final Judgment, 685 Notice of Appeal - Final Judgment, 725 Notice of Appeal - Final Judgment consisting of the entire Court file of original documents. (jmb,) (Entered: 04/12/2007)
04/17/2007	739	DOCUMENT/MOTION REJECTION ORDER as to Raul Salvagno. The clerk has been directed to return this document without filing by order of the court. Signed by Judge Lawrence E. Kahn on 4/17/07. (ban) (Entered: 04/18/2007)
04/17/2007	740	DOCUMENT/MOTION REJECTION ORDER as to Alexander Salvagno. The Clerk has been directed to return this document without filing by Order of the Court. Signed by Judge Lawrence E. Kahn on 4/17/07. (ban) (Entered: 04/18/2007)
04/26/2007	741	Letter Requeset/ORDER as to Raul Salvagno re 738 Order 739 Order. Request for Clarification is DENIED. Signed by Judge Lawrence E. Kahn on 4/26/07. (ban) (Entered: 04/27/2007)
04/26/2007	742	Mail Returned as Undeliverable. re 737 Order, 738 Order sent to Patrick J. Cunningham, Esq. Address sent to 333 East Onondage Street, Monroe Building, Syraucse, NY 13202. (ban) (Entered: 04/27/2007)
04/26/2007	743	Letter Request/ORDER as to Alexander Salvagno. Request for Clarification is DENIED. Signed by Judge Lawrence E. Kahn on 4/26/07. (ban) (Entered: 04/27/2007)
04/26/2007	744	NOTICE OF APPEAL by Raul Salvagno re 738 Order, 739 Order. (ban) (Entered: 04/27/2007)
04/26/2007	745	NOTICE OF APPEAL by Alexander Salvagno re 737 Order, 740 Order (ban) (Entered: 04/27/2007)
04/27/2007	746	ELECTRONIC NOTICE as to Alexander Salvagno sent to US Court of Appeals re 745 Notice of Appeal - Final Judgment (ban) (Entered: 04/27/2007)
04/27/2007	747	ELECTRONIC CERTIFICATION of Record on Appeal as to Alexander Salvagno sent to US Court of Appeals re 745 Notice of Appeal - Final Judgment. (ban) (Entered: 04/27/2007)
04/27/2007	748	ELECTRONIC NOTICE as to Raul Salvagno sent to US Court of Appeals re 744 Notice of Appeal - Final Judgment. (ban) (Entered: 04/27/2007)
04/27/2007	749	ELECTRONIC CERTIFICATION of Record on Appeal as to Raul Salvagno sent to US Court of Appeals re 744 Notice of Appeal - Final Judgment. (ban) (Entered: 04/27/2007)
06/12/2007	750	USCA Scheduling Order #3 as to 685 Notice of Appeal filed by Raul Salvagno and 684 Notice of Appeal filed by Alexander Salvagno. USCA

		Case No. 06-4201-cr(LEAD). (dmf) (Entered: 06/12/2007)
06/19/2007	751	TRANSCRIPT of Proceedings (Unredacted) as to Alexander Salvagno: Re-sentencing held on August 30, 2006 before Judge Lawrence E. Kahn, Court Reporter: Theresa J. Casal. (tjc,) (Entered: 06/19/2007)
06/19/2007	752	TRANSCRIPT of Proceedings (Unredacted) as to Raul Salvagno: Re-sentencing held on August 30, 2006 before Judge Lawrence E. Kahn, Court Reporter: Theresa J. Casal. (tjc,) (Entered: 06/19/2007)
09/24/2007	753	ORDER Modifying the Conditions or Term of Supervision with Consent of the Offender as to Michael Shanahan. Signed by Judge Lawrence E. Kahn on 9/24/07. (ban) (Entered: 09/27/2007)
10/18/2007	754	RECORD of Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc.: Order to Show Cause held on 5/2/03 before Judge Howard G. Munson, Court Reporter: Jodi L. Hibbard. IMPORTANT NOTICE - REDACTION OF TRANSCRIPTS: In order to remove personal identifier data from the transcript, a party must electronically file a Notice of Intent to Redact with the Clerk's Office within 5 business days of this date. The policy governing the redaction of personal information is located on the court website at www.nynd.uscourts.gov . <u>Read this policy carefully</u> . If no Notice of Intent to Redact is filed within 5 business days of this date, the court will assume redaction of personal identifiers is not necessary and the transcript will be made available on the web 90 days from today's date. Notice of Intent to Redact due by 10/25/2007 Transcript due by 1/16/2008. (jlh,) (Entered: 10/18/2007)
10/18/2007	755	RECORD of Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc.: Pretrial Conference held on 11/12/03 before Judge Howard G. Munson, Court Reporter: Jodi L. Hibbard. IMPORTANT NOTICE - REDACTION OF TRANSCRIPTS: In order to remove personal identifier data from the transcript, a party must electronically file a Notice of Intent to Redact with the Clerk's Office within 5 business days of this date. The policy governing the redaction of personal information is located on the court website at www.nynd.uscourts.gov . <u>Read this policy carefully</u> . If no Notice of Intent to Redact is filed within 5 business days of this date, the court will assume redaction of personal identifiers is not necessary and the transcript will be made available on the web 90 days from today's date. Notice of Intent to Redact due by 10/25/2007 Transcript due by 1/16/2008. (jlh,) (Entered: 10/18/2007)
10/18/2007	756	RECORD of Proceedings as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc.: Detention Hearing held on 3/31/04 before Judge Howard G. Munson, Court Reporter: Jodi L. Hibbard. IMPORTANT NOTICE - REDACTION OF TRANSCRIPTS: In order to remove personal identifier data from the transcript, a party must electronically file a Notice of Intent to Redact with the Clerk's Office within 5 business days of this date. The policy governing the redaction of personal information is located on the court website at www.nynd.uscourts.gov . <u>Read this policy carefully</u> . If no Notice

		of Intent to Redact is filed within 5 business days of this date, the court will assume redaction of personal identifiers is not necessary and the transcript will be made available on the web 90 days from today's date. Notice of Intent to Redact due by 10/25/2007 Transcript due by 1/16/2008. (jlh,) (Entered: 10/18/2007)
12/05/2007	757	MANDATE of USCA (certified copy) as to Sheon Dimaio re: 550 Notice of Appeal is AFFIRMED. (dmf) (Entered: 12/05/2007)
12/10/2007	759	*** Striken/Rejected*** MOTION to Correct or Modify the Record 746 Electronic Notice to USCA of Appeal, 745 Notice of Appeal - Final Judgment filed by Alexander Salvagno, 747 Electronic Certification to USCA of Record on Appeal by Alexander Salvagno. (Attachments: # 1 Memorandum of Law # 2 Affidavit in Support of Motion)(ban) Striken as per the order of Judge Lawrence E. Kahn dated 12/17/07. (Entered: 12/11/2007)
12/11/2007	758	*** Striken/Rejected*** MOTION to Correct or Modify the Record 744 Notice of Appeal - Final Judgment filed by Raul Salvagno, 749 Electronic Certification to USCA of Record on Appeal. 748 Electronic Notice to USCA of Appeal by Raul Salvagno. (Attachments: # 1 Memorandum of Law # 2 Affidavit in Support of Motion# 3 Letter)(ban) Striken as per the Order of Judge Lawrence E. Kahn filed on 12/17/07. (Entered: 12/11/2007)
12/11/2007	760	Letter from AUSA Craig A. Benedict as to Alexander Salvagno, Raul Salvagno requesting Rejection of defendants' pro se submissions filed 12/11/07 (Benedict, Craig) (Entered: 12/11/2007)
12/17/2007	761	ORDER rejecting/striking 759 Motion to Amend/Correct as to Alexander Salvagno (1); striking 758 Motion to Amend/Correct as to Raul Salvagno (3). Signed by Judge Lawrence E. Kahn on 12/17/07. (tab) (Entered: 12/17/2007)
12/17/2007	762	ORDER as to Raul Salvagno. Request is DENIED. Signed by Judge Lawrence E. Kahn on 12/17/07. (ban) (Entered: 12/18/2007)
12/17/2007	763	ORDER as to Alexander Salvagno. Request is DENIED. Signed by Judge Lawrence E. Kahn on 12/17/07. (ban) (Entered: 12/18/2007)
12/26/2007	764	Mail Returned as Undeliverable. re 761 Order on Motion to Amend/Correct, 762 Order sent to Patrick J. Cunningham Address sent to Office of Patrick J Cunningham, 333 East Onondaga St., Monroe Building, Syracuse, NY 13202. (ban) (Entered: 12/28/2007)
01/02/2008	765	LETTER NOTICE by AUSA Benedict dd 12-19-07 to Alexander Salvagno, Raul Salvagno with Copy of Govt Letter dd 12-11-07 (pta) (Entered: 01/04/2008)
01/02/2008	766	NOTICE OF APPEAL (Interlocutory) by Raul Salvagno as to 762 Order. (pta) (Entered: 01/04/2008)
01/02/2008	767	NOTICE OF APPEAL (Interlocutory) by Alexander Salvagno as to 763 Order. (pta) (Entered: 01/04/2008)

01/04/2008	768	ELECTRONIC NOTICE as to Raul Salvagno sent to US Court of Appeals re 766 Notice of Appeal - Interlocutory (pta) (Entered: 01/04/2008)
01/04/2008	769	ELECTRONIC NOTICE as to Alexander Salvagno sent to US Court of Appeals re 767 Notice of Appeal - Interlocutory (pta) (Entered: 01/04/2008)
01/07/2008	770	ORDER ON CLERK'S REQUEST FOR DISPOSITION OF PASSPORT: as to Thomas Reed, the US Passport shall be returned to the Department of State. Signed by Judge Lawrence E. Kahn on 1/5/08. (jmb) (Entered: 01/07/2008)
01/10/2008	771	Letter/NOTICE dated 1/6/08 by Raul Salvagno. (ban) (Entered: 01/11/2008)
01/10/2008	772	Letter/NOTICE dated 1/6/08 by Alexander Salvagno. (ban) (Entered: 01/11/2008)
01/18/2008	773	TRANSCRIPT of Proceedings (Unredacted) as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc.: Order to Show Cause held on 5/2/03 before Judge Howard G. Munson, Court Reporter: Jodi L. Hibbard. (jlh,) (Entered: 01/18/2008)
01/18/2008	774	TRANSCRIPT of Proceedings (Unredacted) as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc.: Pretrial Conference held on 11/12/03 before Judge Howard G. Munson, Court Reporter: Jodi L. Hibbard. (jlh,) (Entered: 01/18/2008)
01/18/2008	775	TRANSCRIPT of Proceedings (Unredacted) as to Alexander Salvagno, Raul Salvagno, AAR Contractor, Inc.: Detention Hearing held on 3/31/04 before Judge Howard G. Munson, Court Reporter: Jodi L. Hibbard. (jlh,) (Entered: 01/18/2008)
01/22/2008	776	MOTION to Withdraw Notice of Appeal/Motion to Correct or Modify Record 767 Notice of Appeal - Interlocutory by Alexander Salvagno. (ban) (Entered: 01/23/2008)
01/22/2008	777	MOTION to Withdraw Notice of Appeal/Correct or Modify the Record 766 Notice of Appeal - Interlocutory filed by Raul Salvagno by Raul Salvagno. (ban) (Entered: 01/23/2008)
04/22/2008	778	ELECTRONIC CERTIFICATION of Record on Appeal - Sealed Documents #714 and #715 sent by regular mail to the USCA to be added to the record/file. (dmf) (Entered: 04/22/2008)
05/16/2008	779	TRANSCRIPT of Proceedings as to Alexander Salvagno, Thomas Reed, Raul Salvagno, Gary Alvord, Anthony Mongato, Sheon Dimaio, Michael Shanahan, Robert O'Brey, Gerald Lindquist, AAR Contractor, Inc.: Pretrial Motion held on 11-5-03 before Judge Munson, Court Reporter/Transcriber: Eileen McDonough, Telephone number: 234-8546. IMPORTANT NOTICE - REDACTION OF TRANSCRIPTS: In order to remove personal identifier data from the transcript, a party must electronically file a Notice of Intent to Request Redaction with the Clerk's Office within 5 business days of this date. The policy governing the redaction of personal information is

		located on the court website at www.nynd.uscourts.gov . <u>Read this policy carefully.</u> If no Notice of Intent to Redact is filed within 5 business days of this date, the court will assume redaction of personal identifiers is not necessary and the transcript will be made available on the web 90 days from today's date. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 6/6/2008. Redacted Transcript Deadline set for 6/16/2008. Release of Transcript Restriction set for 8/14/2008. Notice of Intent to Redact due by 5/23/2008 (etm,) (Entered: 05/16/2008)
05/28/2008	780	TRANSCRIPT REQUEST by USA as to AAR Contractor, Inc. for proceedings held on 11/30/2006 before Judge Lawrence E. Kahn. (Benedict, Craig) (Entered: 05/28/2008)
07/03/2008	781	Defendant's NOTICE of Change of Address by Alexander Salvagno. (ban) (Entered: 07/03/2008)
07/03/2008	782	Defendant's NOTICE of Change of Address by Raul Salvagno. (ban) (Entered: 07/03/2008)
07/07/2008	783	MOTION FOR PRODUCTION OF RECORDS by Raul Salvagno. Motion Hearing set for 8/15/2008 at 09:30 AM in Albany before Senior Judge Lawrence E. Kahn. Response to Motion due by 7/29/2008. Reply to Response to Motion due by 8/4/2008. (Attachments: # 1 Cover Letter) (dpk) (Entered: 07/08/2008)
07/10/2008		Motion for Production of Records [docket 783] as to Raul Salvagno is taken on submit before Magistrate Judge Gustave J. DiBianco - there will be NO oral argument. (kmg) (Entered: 07/10/2008)
07/11/2008	784	RESPONSE to Motion by USA as to Raul Salvagno re 783 MOTION to Produce (Benedict, Craig) (Entered: 07/11/2008)
07/22/2008	785	TRANSCRIPT of Proceedings as to AAR Contractor, Inc.: sentencing held on 11/30/06 before Judge Lawrence E. Kahn, Court Reporter: Bonnie Buckley, Telephone number: 518-257-1898. IMPORTANT NOTICE - REDACTION OF TRANSCRIPTS: In order to remove personal identifier data from the transcript, a party must electronically file a Notice of Intent to Request Redaction with the Clerk's Office within 5 business days of this date. The policy governing the redaction of personal information is located on the court website at www.nynd.uscourts.gov . <u>Read this policy carefully.</u> If no Notice of Intent to Redact is filed within 5 business days of this date, the court will assume redaction of personal identifiers is not necessary and the transcript will be made available on the web 90 days from today's date. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 8/12/2008. Redacted Transcript Deadline set for 8/22/2008. Release of Transcript Restriction set for 10/20/2008. Notice of Intent to Redact due by 7/29/2008 (bjb,) (Entered: 07/22/2008)

07/24/2008	786	MANDATE of USCA as to Alexander Salvagno and Raul Salvagno re: # 693 Notice of Appeal - Final Judgment and re: # 694 Notice of Appeal - Final Judgment. (Copy served on Alexander Salvagno & Raul Salvagno via regular mail) (lmw) (Entered: 07/24/2008)
07/28/2008	787	REPLY TO RESPONSE to Motion by Raul Salvagno re 783 MOTION to Produce Records. (ban) (Entered: 07/28/2008)
08/28/2008	788	MANDATE of USCA as to AAR Contractor, Inc., issued 8/26/08, dismissing AAR's 725 Appeal for failure to prosecute.(cbm) (Entered: 08/28/2008)
09/02/2008	789	SEALED Emergency MOTION by the Pro Se Prisoner Petitioner for Release Pending Appeal Pursuant to 18 U.S.C. 3143(b)(1) by Alexander Salvagno. (ban) (Entered: 09/04/2008)
09/04/2008	790	ORDER granting in part and denying in part 789 Motion for Release pending Appeal as to Alexander Salvagno (1). ORDERED that the defendant's Motion for Release pending appeal is DENIED. ORDERED that the defendant's Motion to seal document #789 is GRANTED and the Clerk is directed to docket the instant motion under seal. Signed by Senior Judge Lawrence E. Kahn on 9/4/08. (ban) (Entered: 09/05/2008)
09/04/2008	791	SEALED Emergency MOTION by Pro Se Prisoner Petitioner for Release Pending Appeal by Raul Salvagno. (ban) (Entered: 09/09/2008)
09/10/2008	792	ORDER denying 791 Motion for Release from Custody as to Raul Salvagno (3). ORDERED that the Clerk is directed to docket the instant motion and accompanying papers under seal. Signed by Senior Judge Lawrence E. Kahn on 9/10/08. (ban) (Entered: 09/10/2008)
09/12/2008	793	Mail Returned as Undeliverable. re 790 Order on Motion for Miscellaneous Relief, sent to Patrick J. Cunningham Address sent to Office of Patrick J. Cunningham, 333 East Onondaga Street, Monroe Building, Syracuse, NY 13202 (ban) (Entered: 09/15/2008)
09/15/2008	794	MOTION for Extension of Time to File The Petitioner's Motion for Reconsideration by Raul Salvagno. (ban) (Entered: 09/15/2008)
09/15/2008	795	MOTION for Extension of Time to File Petitioner's Motion for Reconsideration by Alexander Salvagno. (ban) (Entered: 09/15/2008)
09/16/2008	797	ORDER granting 794 Motion for Extension of Time to File as to Raul Salvagno (3). Signed by Senior Judge Lawrence E. Kahn on 9/16/08. (ban) (Entered: 09/17/2008)
09/16/2008	798	ORDER granting 795 Motion for Extension of Time to File as to Alexander Salvagno (1). Signed by Senior Judge Lawrence E. Kahn on 9/16/08. (ban) (Entered: 09/17/2008)
10/06/2008	800	MOTION for Reconsideration/Motion Under Federal Rule 60(b) and 28 U.S.C. 2241 re 790 Order on Motion for Release by Alexander Salvagno. (Attachments: # 1 Joint Appendix, # 2 Certificate of Service)(ban)

		(Additional attachment(s) added on 10/8/2008: # 3 Memorandum of Law /Motion under F.R.Civ. P. Rule 60(b) and 28 U.S.C. 2241) (ban). Modified on 10/8/2008 (ban). (Entered: 10/07/2008)
10/08/2008		CLERK'S CORRECTION OF DOCKET ENTRY re 800 Motion for Reconsideration. The document labeled "Motion by the Pro Se Prisoner Defendant under Federal Civil Rules of Procedure 60(b) and 28 U.S.C. 2241..." was added to document #800 as the direction of Judge Kahn's Chambers. The motions will be addressed together. (ban) (Entered: 10/08/2008)
10/10/2008	801	MOTION for Reconsideration/Motion under Federal Civil Rules of Procedure 60(b) and 28 U.S.C. Section 2241 by Raul Salvagno. (Attachments: # 1 Motion by Pro Se Prisoner Defendant under Federal Civil Rules of Procedure 60(b) and 28 U.S.C. Section 2241, # 2 Appendix (Joint) to Defendant's Motion for Reconsideration for Release and Motion Pursuant to Federal Civil Rules of Procedure 60(b) and 28 U.S.C. Section 2241, # 3 Certificate of Service)(ban) (Entered: 10/10/2008)
10/14/2008	802	Letter from Alexander Salvagno as to Alexander Salvagno concerning motions for reconsideration of release and F.R.Civ.P. Rule 60(b) and 28 U.S.C. 2241. (ban) (Entered: 10/15/2008)
10/20/2008	803	NOTICE by Raul Salvagno re possible missing pages in 801 MOTION for Reconsideration. (ban) (Entered: 10/20/2008)
12/17/2008	804	ORDER granting in part and denying in part # 783 Motion to Produce documents: the Clerk shall send Defendant a copy of the Settlement Agreement filed in 5:05-CV-156 (Dkt. No. 19). Signed by Magistrate Judge Gustave J. DiBianco on 12/17/08. (lmw) (Copy served upon Pro Se Defendant via regular mail with a copy of Docket No. 19 in Civil Case No. 5:05-cv-156) (Entered: 12/17/2008)
12/19/2008	805	ORDERED, that Defendants Motions for reconsideration or for relief from judgment pursuant to Rule 60(b) of the Federal Rules of Civil Procedure (Dkt. Nos. 800, 801) are DENIED; and it is further ORDERED, that Defendants Motions to certify the issues raised in this Order for interlocutory appeal (Dkt. No. 800, 801) are DENIED; and it is further ORDERED, that Defendants Petitions under 28 U.S.C. § 2241 (Dkt. Nos. 800, 801) are DISMISSED without prejudice; and it is further ORDERED, that the Courts September 4, 2008 and September 10, 2008 Orders (Dkt. Nos. 790, 792) are AFFIRMED. Signed by Senior Judge Lawrence E. Kahn on 12/19/08. (sas) (Entered: 12/19/2008)
01/05/2009	806	NOTICE OF APPEAL by Alexander Salvagno re 805 Order on Motion for Reconsideration. (ban) (Entered: 01/06/2009)
01/05/2009	809	NOTICE OF APPEAL by Raul Salvagno re 805 Order on Motion for Reconsideration. (ban) (Entered: 01/06/2009)
01/06/2009	807	ELECTRONIC NOTICE as to Alexander Salvagno sent to US Court of

		Appeals re 806 Notice of Appeal. (ban) (Entered: 01/06/2009)
01/06/2009	808	ELECTRONIC CERTIFICATION of Record on Appeal as to Alexander Salvagno sent to US Court of Appeals re 806 Notice of Appeal. (ban) (Entered: 01/06/2009)
01/06/2009	810	ELECTRONIC NOTICE as to Raul Salvagno sent to US Court of Appeals re 809 Notice of Appeal. (ban) (Entered: 01/06/2009)
01/06/2009	811	ELECTRONIC CERTIFICATION of Record on Appeal as to Raul Salvagno sent to US Court of Appeals re 809 Notice of Appeal. (ban) Modified on 1/6/2009 (ban). (Entered: 01/06/2009)
01/06/2009		CLERK'S CORRECTION OF DOCKET ENTRY re 811 Electronic Certification to USCA of Record on Appeal as to Raul Salvagno: Document #811 was deleted b/c the wrong document was attached. Document #812 was changed to document #811 to maintain the numbering sequence. (ban) (Entered: 01/06/2009)
02/13/2009	813	MOTION for Leave to Appeal In Forma Pauperis by Raul Salvagno. (ban) (Entered: 02/17/2009)
02/17/2009	814	MOTION for Leave to Appeal In Forma Pauperis by Alexander Salvagno. (ban) (Entered: 02/17/2009)
02/24/2009	815	ORDER granting 814 Motion for Leave to Appeal In Forma Pauperis as to Alexander Salvagno (1); granting 813 Motion for Leave to Appeal In Forma Pauperis as to Raul Salvagno (3). Signed by Senior Judge Lawrence E. Kahn on 2/24/09. (ban) (Entered: 02/24/2009)
02/24/2009		Mailed copy of 815 as to Alexander Salvagno, Raul Salvagno to all Non-ECF parties. (ban) (Entered: 02/24/2009)
02/25/2009	816	AMENDED ELECTRONIC CERTIFICATION of Record on Appeal as to Alexander Salvagno sent to US Court of Appeals re 806 Notice of Appeal. [IFP Application Granted 2/24/09]. (ban) (Entered: 02/25/2009)
02/25/2009	817	AMENDED ELECTRONIC CERTIFICATION of Record on Appeal as to Raul Salvagno sent to US Court of Appeals re 809 Notice of Appeal - Final Judgment. [IFP Application granted 2/24/09]. (ban) (Entered: 02/25/2009)
02/26/2009		USCA Case Number is 09-0031-cr for 806 Notice of Appeal filed by Alexander Salvagno. (cbm) (Entered: 02/26/2009)
02/26/2009		USCA Case Number is 09-0043-cr for 809 Appeal filed by Raul Salvagno. (cbm) (Entered: 02/26/2009)
03/04/2009	818	Request and ORDER Modifying the Conditions or Term of Supervision with Consent of the Offender as to Michael Shanahan. Signed by Senior Judge Lawrence E. Kahn on 3/4/09. (ban) (Entered: 03/05/2009)
03/19/2009	819	Certified copy of ORDER of USCA, issued 3/16/09, deferring Alexander Salvagno's motion for bail to the panel that will consider the merits of the

		appeal. (cbm) (Entered: 03/19/2009)
08/28/2009	820	MOTION for Leave to File an emergency petition for habeas corpus by Alexander Salvagno. (Attachments: # 1 Emergency Petition under 28 USC 2241, # 2 Declaration of Alexander Salvagno, # 3 Appendix, # 4 Certificate of Service)(ban) (Entered: 09/01/2009)
09/11/2009	822	Supplement to Emergency Petition for Writ of Habeas Corpus by Alexander Salvagno re 820 MOTION for Leave to File. (ban) (Entered: 09/15/2009)
09/15/2009	821	ORDERED, that Petitioners Motion for leave to file an emergency Petition for writ of habeas corpus (Dkt. No. 820) is DENIED. Signed by Senior Judge Lawrence E. Kahn on September 15, 2009. (sas) (Entered: 09/15/2009)
09/21/2009	823	AMENDED ORDERED, that Petitioners Motion for leave to file an emergency Petition for writ of habeas corpus, (Dkt. No. 820), as supplemented by Petitioner, is DENIED. Signed by Senior Judge Lawrence E. Kahn on September 21, 2009. (sas) (Entered: 09/21/2009)
09/28/2009	824	MOTION for Extension of Time to File Request for Reconsideration of Court's Order dated 9/15/09, by Alexander Salvagno. (ban) (Entered: 09/29/2009)
09/28/2009	825	MOTION for Extension of Time to File a Motion/Request for Reconsideration of the Court's Order dated 9/15/09 and the Court's Amended order dated 9/21/09, by Alexander Salvagno. (ban) (Entered: 09/29/2009)
09/30/2009	826	ORDER granting 824 Motion for Extension of Time to File as to Alexander Salvagno (1); granting 825 Motion for Extension of Time to File as to Alexander Salvagno (1). Mr. Alex Salvagno has until 10/23/09 to file a motion for reconsideration. Signed by Senior Judge Lawrence E. Kahn on 9/30/09. (ban) (Entered: 09/30/2009)
09/30/2009		Mailed copy of 826 to all Non-ECF parties, as to Alexander Salvagno. (ban) (Entered: 09/30/2009)
10/22/2009	827	MOTION for Reconsideration re 823 Order dated 9/21/09 by Alexander Salvagno. (ban) (Entered: 10/22/2009)
10/26/2009	828	Supplement to Motion for Reconsideration of Court's Amended Order filed by Alexander Salvagno. (sg) (Entered: 10/27/2009)
10/29/2009	829	Letter from Alexander Salvagno as to Alexander Salvagno requesting a Court Inquiry regarding fraud. (ban) Modified on 11/3/2009 (ban). (Entered: 11/03/2009)
11/03/2009		TEXT NOTICE OF HEARING ON MOTION as to Alexander Salvagno 827 MOTION for Reconsideration re 823 Order, and 829 Letter Request/Motion for Court Inquiry: Response to Motions due by 11/17/2009, Motion Hearing set for 12/3/2009 in Albany before Magistrate Judge Randolph F. Treece. Motions will be decided on Submit, no personal appearances are necessary. (ban) (Entered: 11/03/2009)

11/10/2009		Reset Deadlines re Motion or Report and Recommendation in case as to Alexander Salvagno 827 MOTION for Reconsideration re 823 Order. Motion Hearing is reset for 12/4/2009 09:30 AM in Albany before Senior Judge Lawrence E. Kahn. Response to motion due 11/18/09. This motion will be considered on the submission of the motion papers, only. No oral arguments will be entertained. (sas) (Entered: 11/10/2009)
11/17/2009	830	Letter from Craig A. Benedict as to Alexander Salvagno requesting an extension of time to respond to Alex Salvagno's Motion for Inquiry Respecting Fraud Upon The Court (Benedict, Craig) (Entered: 11/17/2009)
11/17/2009	831	Letter from Craig A. Benedict as to Alexander Salvagno requesting an extension of time to respond to Alex Salvagno's Motion for Reconsideration (Attachments: # 1 Mailing Certificate of Service for both letters requesting an extension of time sent to Alex Salvagno via postal mail)(Benedict, Craig) (Entered: 11/17/2009)
11/18/2009	832	ORDER Granting 831 Letter Request, filed by USA. Request for an extension is Granted. Signed by Senior Judge Lawrence E. Kahn on 11/18/09. (ban) (Entered: 11/18/2009)
11/18/2009		Mailed a copy of 832 to Alexander Salvagno. (ban) (Entered: 11/18/2009)
12/02/2009	833	MOTION to Produce Specified Records by Alexander Salvagno. (Attachments: # 1 Appendix, # 2 Letter Addressed to Judge Treece regarding the Production of Record, # 3 Letter Addressed to Judge Kahn regarding the Production of Records, # 4 Certificate of Service)(ban) (Entered: 12/02/2009)
12/07/2009	836	MOTION for Order Requiring the Production of Specified Records as to Attorney David Bernfeld by Alexander Salvagno. (Attachments: # 1 Cover Letter)(ban) (Entered: 12/14/2009)
12/07/2009	837	MOTION for Unsealing Order and for Production of Records Filed During the Grand Jury Investigation by Alexander Salvagno. (Attachments: # 1 Cover Letter)(ban) (Entered: 12/14/2009)
12/10/2009	834	RESPONSE in Opposition by USA as to Alexander Salvagno re 827 MOTION for Reconsideration re 823 Order (Attachments: # 1 Certificate of Service)(Benedict, Craig) (Entered: 12/10/2009)
12/10/2009	835	Letter from Craig A. Benedict as to Alexander Salvagno requesting this letter serve as a response to Alex Salvagno's October 25, 2009 correspondence (Attachments: # 1 Certificate of Service)(Benedict, Craig) (Entered: 12/10/2009)
12/15/2009		TEXT ONLY NOTICE OF HEARING ON MOTION as to Alexander Salvagno 833 MOTION to Produce, 836 MOTION for Discovery, 837 MOTION to Unseal: Response to Motion due by 12/30/2009, Motion Hearing set for 1/15/2009 09:30 AM in Albany (ON SUBMIT)before Senior Judge Lawrence E. Kahn. The Motions will be decided on the submission of the papers only. No personal appearances are necessary. [copy of this text

		order mailed to Alexander Salvagno](ban) (Entered: 12/15/2009)
12/16/2009	838	RESPONSE in Opposition by USA as to Alexander Salvagno re 837 MOTION to Unseal Document, 836 MOTION for Discovery (Attachments: # 1 Attachment 1, # 2 Attachment 2, # 3 Certificate of Service)(Benedict, Craig) (Entered: 12/16/2009)
12/17/2009	839	MANDATE of USCA, issued 12/14/09, as to Alexander Salvagno, AFFIRMING judgment of the district court. (cbm) (Entered: 12/17/2009)
12/17/2009	840	MOTION Declaratory and injunctive Relief by Alexander Salvagno. (ban) (Entered: 12/17/2009)
12/17/2009		TEXT ONLY NOTICE OF HEARING ON MOTION as to Alexander Salvagno 840 MOTION Declaratory and injunctive Relief: Response to Motion due by 1/20/2009, Motion Hearing set for 2/5/2009 before Senior Judge Lawrence E. Kahn (ON SUBMIT). The Motion will be decided on the submission of the papers only. No personal appearances necessary. (ban) [copy of this Text Only Notice was mailed to Alexander Salvagno on 12/17/09] (Entered: 12/17/2009)
12/18/2009	841	MOTION to Amend Complaint/Motion and MOTION for Extension of Time to File Reply to Government's Opposition to Petitioner's Motion for Reconsideration by Alexander Salvagno. (ban) (Entered: 12/21/2009)
12/21/2009	842	RESPONSE in Opposition by USA as to Alexander Salvagno re 840 MOTION Declaratory and injunctive Relief (Attachments: # 1 Certificate of Service)(Benedict, Craig) (Entered: 12/21/2009)
12/21/2009	843	MOTION to Amend Complaint/Motion and MOTION for Extension of Time to File Reply by Alexander Salvagno. (ban) (Entered: 12/21/2009)
12/28/2009	844	MOTION for an Order to Produce Specified Records as to Attorney Joseph DeMatteo by Alexander Salvagno. (ban) (Entered: 12/28/2009)
12/28/2009	845	MOTION for Extension of Time to Reply as to 837 MOTION to Unseal Document by Alexander Salvagno. (ban) (Entered: 12/28/2009)
12/30/2009	846	TEXT ORDER: The Defendant's Motion to Amend his Complaint/Motion is DENIED. First, he has no Complaint pending before the Court which can be amended, as the instant case is a criminal matter at a post-conviction stage. Second, construing his Motion as an effort to amend his Motion for Reconsideration, the Defendant was already afforded a significant time extension to file his initial Motion, and he is now being given another extension to file a Reply to the Government's Responses, which affords an opportunity to further make his argument for Reconsideration; Accordingly, and because no justification for granting such a Motion has come before this Court, Defendant may not now file a new Motion for Reconsideration. Therefore, this court is DENYING 841 Motion to Amend/Correct as to Alexander Salvagno (1); GRANTING 841 Motion for Extension of Time to File Response/Reply as to Alexander Salvagno until 1/10/10 (1); DENYING 843 Motion to Amend/Correct as to Alexander Salvagno (1); GRANTING

		843 Motion for Extension of Time to File Response/Reply as to Alexander Salvagno until 1/17/10 (1); GRANTING 845 Motion for Extension of Time to File Response/Reply as to Alexander Salvagno (1) until 1/17/10. Signed by Senior Judge Lawrence E. Kahn on 12/30/09. (sas) (Entered: 12/30/2009)
12/30/2009	847	REPLY TO RESPONSE to Motion by Alexander Salvagno re 840 MOTION Declaratory and injunctive Relief. (Attachments: # 1 Certificate of Service) (ban) (Entered: 12/31/2009)
12/31/2009	848	SUPPLEMENTAL REPLY TO RESPONSE to Motion by Alexander Salvagno re 840 MOTION Declaratory and injunctive Relief and Request for Oral Argument. (ban) (Entered: 12/31/2009)
01/04/2010	849	MOTION to Preclude respondent from arguing that this Court does not have jurisdiction to provide the relief sought in petitioner's motion for declaratory and injunctive relief, by Alexander Salvagno. (ban) (Entered: 01/04/2010)
01/04/2010	850	ORDER denying 849 Motion Precluding respondent from arguing that this court does not have jurisdiction to provide the relief sought in Petitioner's motion for declaratory and injunctive relief as to Alexander Salvagno (1). Signed by Senior Judge Lawrence E. Kahn on 1/4/10. (ban) (Entered: 01/05/2010)
01/05/2010		Mailed copy of 850 as to Alexander Salvagno to All Non-ECF parties. (ban) (Entered: 01/05/2010)
01/08/2010	851	ORDERED, that Alexander Salvagno is enjoined from filing further legal actions, motions or appeals in regards to Case No. 5:02-CR-00051, other than responsive motions for which return dates have already been set, without first obtaining prior permission of this Court. Signed by Senior Judge Lawrence E. Kahn on January 08, 2010. (sas) (Entered: 01/08/2010)
01/11/2010	852	REPLY TO RESPONSE to Motion by Alexander Salvagno re 827 MOTION for Reconsideration re 823 Order. (ban) (Entered: 01/12/2010)
01/13/2010	853	Letter Request dated January 7, 2010 from Alexander Salvagno as to Alexander Salvagno. (ban) (Entered: 01/13/2010)
01/21/2010	854	REPLY TO RESPONSE to Motion by Alexander Salvagno re 829 MOTION. (ban) (Entered: 01/21/2010)
01/21/2010	855	Letter Request/MOTION dated January 17, 2010 requesting copies of records by Alexander Salvagno. (ban) (Entered: 01/22/2010)
01/22/2010	856	REPLY TO RESPONSE to Motion by Alexander Salvagno re 837 MOTION to Unseal Document, 836 MOTION for Discovery. (ban) (Entered: 01/22/2010)
01/25/2010	857	**STRICKEN Pursuant to Judge Kahn's 1/28/10 Strike Order** MOTION for an Order to Show Cause as to why AUSA Benedict should not be cited for contempt or subject to discipline for engaging in contemptuous conduct by Alexander Salvagno. (ban) Modified on 1/29/2010 (ban). (Entered: 01/26/2010)

01/28/2010	858	ORDER TO STRIKE as to Alexander Salvagno re 857 MOTION An Order to Show Cause as to why AUSA Benedict should not be cited for contempt or subject to discipline for engaging in contemptuous conduct filed by Alexander Salvagno. Signed by Senior Judge Lawrence E. Kahn on 1/27/10. (ban) Mailed copy of Strike Order to Alexander Salvagno. (Entered: 01/29/2010)
02/01/2010	859	**STRICKEN Pursuant to Judge Kahn's 2/2/10 Strike Order**MOTION for an Order requiring the Government to Produce Specified Records by Alexander Salvagno. (ban) Modified on 2/2/2010 (ban). (Entered: 02/01/2010)
02/01/2010	860	**STRICKEN Pursuant to Judge Kahn's 2/2/10 Strike Order** MOTION for an Order to Show Cause why AUSA Benedict and AUSA Olmsted should not be directed to comply with ABA Model Rule 3.3 by Alexander Salvagno. (ban) Modified on 2/2/2010 (ban). (Entered: 02/01/2010)
02/01/2010	862	MOTION for an Order to Show Cause Why AUSA Benedict and AUSA Olmsted should not be directed to comply with ABA Model Rule 3.3 by Raul Salvagno. (ban) (Entered: 02/03/2010)
02/01/2010	863	MOTION for an Order Requiring the Government to Produce Specified Records by Raul Salvagno. (ban) (Entered: 02/03/2010)
02/02/2010	861	ORDER TO STRIKE as to Alexander Salvagno re 859 MOTION for an Order Requiring the Government to Produce Specified Records filed by Alexander Salvagno, 860 MOTION for an Order to Show Cause why AUSA Benedict and AUSA Olmsted should not be directed to comply with ABA Model Rule 3.3 filed by Alexander Salvagno. Signed by Senior Judge Lawrence E. Kahn on 2/2/10. (ban) (Entered: 02/02/2010)
02/02/2010		Mailed copy of 861 to Alexander Salvagno. (ban) (Entered: 02/02/2010)
02/08/2010	864	Letter from Alexander Salvagno as to Alexander Salvagno requesting to voluntarily withdraw the motion for declaratory and injunctive relief and requesting to make a motion for appointment of counsel. (ban) (Entered: 02/08/2010)
02/10/2010	865	ORDER withdrawing 840 Motion Declaratory and Injunctive Relief as to Alexander Salvagno (1). ORDERED that defendants request to be allowed to move for the appointment of counsel is GRANTED. Signed by Senior Judge Lawrence E. Kahn on 2/10/10. [mailed copy of order to Alexander Salvagno]. (ban) (Entered: 02/10/2010)
02/10/2010	866	MANDATE of USCA, issued 2/4/10, Raul Salvagno's 685 and 809 Appeals; AFFIRMING judgment of the district court. (cbm) (Entered: 02/10/2010)
02/11/2010	867	ORDERED, that Defendants Motions for An Order To Show Cause Why AUSA Benedict and AUSA Olmsted Should Not Be Directed To Comply With ABA Model Rule 3.3 (Dkt. No. 862) and An Order Requiring The Government to Produce Specified Records (Dkt. No 863) are DENIED; and it is further ORDERED, that Raul Salvagno is enjoined from filing further

		legal actions, motions or appeals in regards to Case No. 5:02-CR-00051, without first obtaining prior permission of this Court. Signed by Senior Judge Lawrence E. Kahn on February 11, 2010. (sas) (Entered: 02/11/2010)
02/12/2010	868	**STRICKEN PURSUANT TO JUDGE KAHN'S 870 ORDER** MOTION for an Order Requiring the Government to Produce Specified Records by Raul Salvagno. (Attachments: # 1 Cover letter, # 2 Certificate of Service) (ban) Modified on 2/18/2010 (dpk). (Entered: 02/12/2010)
02/12/2010	869	**STRICKEN PURSUANT TO JUDGE KAHN'S 870 ORDER** MOTION for an Order to Show Cause why AUSA Benedict and AUSA Olmsted Should Not be Directed to Comply with ABA Model Rule 3.3 by Raul Salvagno. (Attachments: # 1 Cover letter, # 2 Certificate of Service)(ban) Modified on 2/18/2010 (dpk). (Entered: 02/12/2010)
02/17/2010	870	DOCUMENT REJECTION ORDER as to Raul Salvagno re 868 MOTION for Discovery filed by Raul Salvagno and 869 MOTION for an Order to Show Cause why AUSA Benedict and AUSA Olmsted Should Not be Directed to Comply with ABA Model Rule 3.3. ORDERED that the enclosed papers in the above entitled action have been rejected and returned herewith by the Court, for the following reason(s): As per document 867 Ordered that defendant is enjoined from filing further legal actions, motions or appeals in regards to case # 02-cr-51 without first obtaining prior permission of this Court. Signed by Senior Judge Lawrence E. Kahn on 2/17/2010. (Motions terminated as to Raul Salvagno: 869 MOTION for an Order to Show Cause and 868 MOTION for Discovery) (dpk) (Entered: 02/18/2010)
03/11/2010	872	MOTION to Appoint Counsel with attached Certificate of Service by Alexander Salvagno. (mnm) (Entered: 03/18/2010)
03/12/2010	871	MOTION to Appoint Counsel by Alexander Salvagno. (tab) (Entered: 03/15/2010)
04/01/2010	873	Letter from Alexander Salvagno requesting permission to file a 2255 Motion (tab) (Entered: 04/02/2010)
04/05/2010	874	ORDER as to Alexander Salvagno re: 873 Letter Request filed by Alexander Salvagno. Request to file a 2255 motion is GRANTED. Signed by Senior Judge Lawrence E. Kahn on April 5, 2010. (sas) (Entered: 04/05/2010)
06/03/2010	878	SEALED Order to Seal Documents #875, #876, #877 and referenced future filings as outlined in this order. Signed by Senior Judge Lawrence E. Kahn on 6/3/10. (tab) (Entered: 06/03/2010)
07/02/2010	879	MOTION to Vacate under 28 U.S.C. 2255 by Alexander Salvagno. (Attachments: # 1 Affidavit/Motion Part 1, # 2 Affidavit?Motion Part 2, # 3 Declaration, # 4 Appendix, # 5 certificate of service)(tab) Civil case 5:10-cv-00798-LEK opened. (Entered: 07/06/2010)
07/02/2010	880	MOTION to proceed in forma pauperis by Alexander Salvagno. (tab) (Entered: 07/06/2010)

07/07/2010	881	NOTICE OF HEARING ON MOTION as to Alexander Salvagno 879 MOTION to Vacate under 28 U.S.C. 2255 : Response to Motion due by 8/16/2010. Reply to Response to Motion due by 8/31/2010. Motion Hearing is set for 9/3/2010 at 09:30 AM in Albany before Senior Judge Lawrence E. Kahn. The petition will be considered on the submission of the motion papers, only. No oral arguments will be entertained. (sas) (Entered: 07/07/2010)
07/09/2010	882	ORDERED, that Petitioners Motion for leave to proceed in forma pauperis (Dkt. No. 880) is GRANTED. Signed by Senior Judge Lawrence E. Kahn on July 09, 2010. (sas) (Entered: 07/09/2010)
07/19/2010	883	Letter as to Alexander Salvagno (Attachments: # 1 Exhibit(s) 1, # 2 Exhibit(s) 2)(Benedict, Craig) (Entered: 07/19/2010)
07/20/2010	884	Letter as to Alexander Salvagno (Attachments: # 1 Exhibit(s) 1)(Benedict, Craig) (Entered: 07/20/2010)
07/20/2010	885	LETTER REQUEST & ORDER as to Alexander Salvagno re 883 Letter Request filed by USA. The AUSA is granted an extension of time until 60 days following completion of trials in another matter (09-cr-319), or 60 days from the date on which the last dft. in that case pleads guilty, whichever occurs 1st. A. Salvagno is directed to produce to the court & AUSA all asbestos project "sign-in sheets" referenced in his motion & declaration by 8/19/10 or explain why he can not do so by 8/19/10. Signed by Senior Judge Lawrence E. Kahn on July 20, 2010. (sas) (Entered: 07/20/2010)
07/20/2010		Terminate Deadlines and Hearings as to Alexander Salvagno: Expired deadlines terminated (sas) (Entered: 07/20/2010)
07/20/2010		Set/Reset Deadlines re 2255 Motion in case as to Alexander Salvagno. deadlines to be reset once AUSA responds to petition. See 885 letter request & order. (sas) (Entered: 07/20/2010)
07/21/2010	886	LETTER REQUEST and ORDER as to Alexander Salvagno re 884 Letter Request filed by USA. Petitioner has until August 21, 2010 to respond in opposition to the United States' request that Petitioner state his position with regard to the waiver of his attorney-client privilege related to the matters set forth in his 2255 filing; or, in the alternative, to voluntarily withdraw his Petition insofar as it asserts that his trial counsel was ineffective and bases that claim upon privileged communications. Failure to object or to withdraw shall result, without further Order by this Court, in an Order of this Court allowing the United States to discuss with Petitioner's former counsel, including David Bernfeld, Jeffrey Bernfeld, Russel Gioiella and Richard Ashe, matters related to their former representation to the extent it bears on issues set forth in Petitioner's filing, without regard to attorney-client privileges related thereto. If Petitioner does not object to the waiver, the United States may file such motions as it deems appropriate to dismiss relevant portions of the 2255 filing. Signed by Senior Judge Lawrence E. Kahn on July 21, 2010. (sas) (Entered: 07/21/2010)

07/28/2010	889	SEALED DOCUMENT - maintained in Clerk's Office and not available for electronic viewing (ban) (Entered: 08/02/2010)
07/29/2010	887	Letter from Alexander Salvagno dated July 26, 2010 advising the Court that defendant Salvagno will file his response to 886 Letter Request by 7/30/2010. (sg) (Entered: 07/30/2010)
08/02/2010		TEXT NOTICE OF HEARING ON MOTION as to Alexander Salvagno 888 MOTION for Reconsideration re 885 Order: Response to Motion due by 8/18/2010, Motion Hearing set for 9/3/2010 09:30 AM in Albany before Senior Judge Lawrence E. Kahn (ON SUBMIT). The motion will be decided on the submission of the papers, only. No personal appearances are necessary. (ban) (Entered: 08/02/2010)
08/02/2010		Mailed a copy of the 8/2/10 Text Notice to Alexander Salvagno. (ban) (Entered: 08/02/2010)
08/02/2010	890	MOTION to Appoint Counsel by Alexander Salvagno. (ban) (Entered: 08/03/2010)
08/02/2010	891	Letter/Notice from Alexander Salvagno dated July 26, 2010. (ban) (Entered: 08/03/2010)
08/03/2010	892	ORDER denying 871 Motion to Appoint Counsel as to Alexander Salvagno (1) & denying 872 Motion to Appoint Counsel as to Alexander Salvagno (1). Signed by Senior Judge Lawrence E. Kahn on August 03, 2010. (sas) (Entered: 08/03/2010)
08/03/2010	893	ORDER denying 890 Motion to Appoint Counsel as to Alexander Salvagno (1). Signed by Senior Judge Lawrence E. Kahn on August 03, 2010. (sas) (Entered: 08/03/2010)
08/05/2010	894	SEALED DOCUMENT (letter w/exhibits)- maintained in Clerk's Office and not available for electronic viewing. (ban) (Entered: 08/06/2010)
08/05/2010	895	Order to Seal Document as to Alexander Salvagno. Signed by Senior Judge Lawrence E. Kahn on 8/5/10. (ban) (Entered: 08/06/2010)
08/09/2010	896	Letter Request/Response from Alexander Salvagno re 886 Letter Request and Order, 892 Order, and 893 Order. (ban) (Entered: 08/10/2010)
08/12/2010	897	Letter from Alexander Salvagno requesting copies of the application and supporting papers by the USA, which resulted in the Court's 7/20/10 Order. (ban) (Entered: 08/13/2010)
08/13/2010	899	SUR-REPLY to Motion by Alexander Salvagno re 888 MOTION for Reconsideration re 885 Order. (ban) (Entered: 08/17/2010)
08/17/2010	898	Letter from Craig A. Benedict as to Alexander Salvagno requesting accepting documentation of second transmission of July 19, 2010 letter to Alex Salvagno (Attachments: # 1 Attachment: July 19, 2010 Letter to Judge Kahn from AUSA Craig A. Benedict)(Benedict, Craig) (Entered: 08/17/2010)

09/27/2010	900	**STRICKEN Pursuant to Judge Kahn's 10/4/10 Strike Order**SUPPLEMENTAL MOTION to Vacate under 28 U.S.C. 2255 by Alexander Salvagno. (Attachments: # 1 Cover letter)(ban) Modified on 10/5/2010 (ban). (Entered: 09/27/2010)
10/04/2010	901	STRIKE ORDER as to Alexander Salvagno re 900 Supplemental MOTION to Vacate under 28 U.S.C. 2255 filed by Alexander Salvagno. Signed by Senior Judge Lawrence E. Kahn on 10/4/10. (ban) (Entered: 10/05/2010)
10/05/2010		Mailed copy of 901 Strike Order as to 900 Supplemental Motion to Vacate, to all Non-ECF parties. (ban) (Entered: 10/05/2010)
10/14/2010	902	MOTION for Leave to File a Supplemental Motion to Vacate or Set Aside Conviction Pursuant to 28 U.S.C. Section 2255 by Alexander Salvagno. (ban) (Entered: 10/14/2010)
10/25/2010	903	Letter from Raul Salvagno as to Raul Salvagno requesting permission to file a 2255 motion and supporting papers. (ban) (Entered: 10/25/2010)
10/26/2010	904	ORDER GRANTING 903 Letter Request submitted by Raul Salvagno seeking permission to file a 2255. Signed by Senior Judge Lawrence E. Kahn on October 26, 2010. (sas) (Entered: 10/26/2010)
10/29/2010	905	SEALED MOTION seeking a temporary furlough - maintained in Clerk's Office and not available for electronic viewing (dpk) (Entered: 11/01/2010)
11/01/2010	906	ORDER as to Alexander Salvagno re 905 Sealed motion seeking a temporary furlough is DENIED. Signed by Senior Judge Lawrence E. Kahn on November 01, 2010. (sas) (Entered: 11/01/2010)
11/02/2010	907	Letter as to Alexander Salvagno (Benedict, Craig) (Entered: 11/02/2010)
11/03/2010	908	Letter from Alexander Salvagno as to Alexander Salvagno requesting to withdraw Motion for Temporary Furlough dated 10/26/10 without prejudice. (ban) (Entered: 11/03/2010)
11/03/2010	909	Letter as to Alexander Salvagno (Benedict, Craig) (Entered: 11/03/2010)
11/03/2010	910	ORDER as to Alexander Salvagno re 908 Letter Request filed by Alexander Salvagno. Request is denied as moot. Signed by Senior Judge Lawrence E. Kahn on November 03, 2010. (sas) (Entered: 11/03/2010)
11/04/2010	911	ORDER as to Alexander Salvagno re 909 Letter Request filed by USA. Compliance order in reference to this Court 7/20/2010 order directing Alexander Salvagno to submit with in 30 days "asbestos project sign-in sheets" or explain within that time frame why he could not do so. The new compliance deadline is 11/26/10. Signed by Senior Judge Lawrence E. Kahn on November 04, 2010. (sas) (Entered: 11/04/2010)
11/04/2010	912	ORDER granting 902 Motion for Leave to File as to Alexander Salvagno (1). ORDERED, that Petitioner's Motion for leave to file a supplemental Motion to vacate is GRANTED; and it is further ORDERED, that within Thirty (30) days of the filing date of this Order (by 12/6/10), Petitioner shall file and

		serve a Supplemental Motion to vacate or set aside Conviction Pursuant to 28 U.S.C. Section 2255, which shall substitute for Petitioner's Motion to Vacate under 28 U.S.C. 2255 (Dkt. No. 879). Petitioner is cautioned that no portion of any prior petition shall be incorporated into his Supplemental Motion by reference. Signed by Senior Judge Lawrence E. Kahn on November 04, 2010. (sas) (Entered: 11/04/2010)
11/10/2010	914	MOTION to Vacate under 28 U.S.C. 2255 by Raul Salvagno. (wbl,) Civil case 5:10-cv-01376-LEK opened. (Entered: 11/12/2010)
11/10/2010	915	MOTION to Proceed in Forma Pauperis re 914 MOTION to Vacate under 28 U.S.C. 2255 by Raul Salvagno. (wbl,) (Entered: 11/12/2010)
11/12/2010	913	Response/Letter from Alexander Salvagno re 911 Order as to Alexander Salvagno. (ban) (Entered: 11/12/2010)
11/15/2010		Set Deadlines in case as to Raul Salvagno 914 MOTION to Vacate under 28 U.S.C. 2255. Response to Motion due by 1/28/2011. Reply to Response to Motion due by 2/11/2011. Motion Hearing is set for 2/18/2011 at 09:30 AM in Albany before Senior Judge Lawrence E. Kahn. The petition will be considered on the submission of the motion papers, only. No oral arguments will be entertained. (sas) (Entered: 11/15/2010)
11/19/2010	916	Letter from Alexander Salvagno in response to Judge Kahn's Order 11/4/10 Order. (Attachments: # 1 Exhibit(s) 1, # 2 Certificate of Service)(ban) (Entered: 11/19/2010)
12/09/2010	917	Letter from Craig A. Benedict as to Raul Salvagno requesting an extension of time (Attachments: # 1 Certificate of Service)(Benedict, Craig) (Entered: 12/09/2010)
12/10/2010	918	ORDER as to Raul Salvagno re 917 Letter Request filed by USA. Within 30 days from the date of this order, R. Salvagno shall advise the court and US in writing whether he waives any claim of attorney client privilege. The US response will be due 60 days following the completion of trial in 09-cr-319 or 60 days from the date on which the last defendant in that case pleads guilty. Signed by Senior Judge Lawrence E. Kahn on December 10, 2010. (sas) (Entered: 12/10/2010)
12/10/2010	919	ORDERED, that Petitioners Motion to proceed in forma pauperis (Dkt. No. 915) is GRANTED. Signed by Senior Judge Lawrence E. Kahn on December 10, 2010. (sas) (Entered: 12/10/2010)
12/10/2010	920	SUPPLEMENTAL MOTION to Vacate under 28 U.S.C. 2255 by Alexander Salvagno. (Attachments: # 1 Appendix of Exhibits filed with Supplemental Motion to Vacate, # 2 Certificate of Service)(ban) (Entered: 12/13/2010)
12/30/2010	921	WAIVER/NOTICE of Attorney-Client Privilege by Alexander Salvagno. (ban) (Entered: 12/30/2010)
12/30/2010	922	MOTION for Leave to join in the issues raised and relief requested by co-defendant Raul Salvagno, by Alexander Salvagno. (ban) (Entered: 12/30/2010)

		12/30/2010)
01/03/2011	923	MOTION for Leave to File Objections and Request for Reconsideration of the Court's 12/10/10 Order, by Raul Salvagno. (ban) (Entered: 01/03/2011)
01/03/2011	924	NOTICE of Consent to Waive attorney client privilege, that is limited to the specific claims raised in 2255 filing by Raul Salvagno. (ban) (Entered: 01/04/2011)
01/03/2011	925	MOTION to Join in the issues raised by co-defendant Raul Salvagno, by Alexander Salvagno. (ban) (Entered: 01/04/2011)
01/04/2011	926	TEXT ORDER: Petitioner Raul Salvagno's Letter Requests (Dkt. No. 923) to file a motion for reconsideration of the Court's Order (Dkt. No. 918) granting the Government an extension of time to file its Response is DENIED. To the extent that Petitioner seeks reconsideration of the Court's Order (Dkt. No. 918) granting Petitioner 30 days to advise the Court and Government whether he waives any claim of attorney client privilege as to any attorney who either represented him directly or was involved in a joint defense agreement, as it relates to matters raised in his 2255 motion, his request is DENIED as moot, as Petitioner has already consented to such waiver (Dkt. No. 924). Petitioner Alexander Salvagno's Letter Request (Dkt. No. 922) seeking to join the issues raise in Petitioner Raul Salvagno's Letter Request (Dkt. No. 923) is DENIED as moot in light of the above. Signed by Senior Judge Lawrence E. Kahn on January 04, 2011. (sas) (Entered: 01/04/2011)
01/10/2011	927	MOTION for Order Requiring Trial Counsel to Respond to 28:2255 Claims by 1/31/11 by Alexander Salvagno, Raul Salvagno. (ban) (Entered: 01/11/2011)
01/19/2011	928	TEXT ORDER Petitioners Raul and Alexander Salvango's Motion for leave to request an order requiring trial counsel to respond to 28 U.S.C. 2255 claims by January 31, 2011 (Dkt. No. 927) is DENIED. Signed by Senior Judge Lawrence E. Kahn on January 19, 2011. (sas) (Entered: 01/19/2011)
01/31/2011	929	Letter from Alexander Salvagno requesting the status of the case 09-CR-319, and the government's response date on the defendant's 2255 motion.(sg) (Entered: 02/01/2011)
02/01/2011	930	ORDER as to Alexander Salvagno re 929 Letter Request filed by Alexander Salvagno. On 7/20/2010, this Court granted the AUSA an extension of time until 60 days following completion of trials in another matter (09-cr-319) or 60 days from the date on which the last defendant in that case pleads guilty, whichever occurs first. Dkt. No. 885. The second trial in this other matter is currently scheduled for 3/22/2011. Case No. 09-cr-319, dkt. No. 200. Alexander Salvagno's request for this Court to determine a specific date on which the government's response is due is DENIED, and his request to be advised as to whether AUSA Craig Benefit is the only attorney for the government to represent the United States in 09-cr-319 is also DENIED. Signed by Senior Judge Lawrence E. Kahn on February 01, 2011. (sas) (Entered: 02/01/2011)

03/08/2011	931	MOTION for Leave to File Supplemental 2255 Motion by Raul Salvagno and Alexander Salvagno. (ban) (Entered: 03/09/2011)
03/10/2011	932	Letter from Craig A. Benedict as to Alexander Salvagno & Raul Salvagno. The government consents to the supplemental motions, but merely ask that no future supplementation be permitted in the absence of extraordinary reasons. (Attachments: # 1 Certificate of Service, # 2 Certificate of Service) (Benedict, Craig) Modified on 3/11/2011 to correct text (sas). (Entered: 03/10/2011)
03/11/2011	933	LETTER REQUEST and ORDER granting 931 Motion for Leave to File a supplemental 2255 motion as to Raul Salvagno (3) & Alexander Salvagno (1). Signed by Senior Judge Lawrence E. Kahn on March 11, 2011. (sas) (Entered: 03/11/2011)
03/11/2011	934	LETTER REQUEST and ORDER as to Alexander Salvagno & Raul Salvagno re: 932 Request, filed by USA. The Salvagnos are restricted from filing any future supplements to their 2255 petitions. Signed by Senior Judge Lawrence E. Kahn on March 11, 2011. (sas) (Entered: 03/11/2011)
03/14/2011	935	SUPPLEMENTAL MOTION to Vacate under 28 U.S.C. 2255 by Raul Salvagno. (ban) (Entered: 03/14/2011)
03/14/2011	936	SUPPLEMENTAL MOTION to Vacate under 28 U.S.C. 2255 by Alexander Salvagno. (ban) (Entered: 03/14/2011)
03/14/2011		Set/Reset Deadlines re Motion or Report and Recommendation in case as to Alexander Salvagno & Raul Salvagno 879 , 920 , 936 , 914 , 935 MOTIONS to Vacate under 28 U.S.C. 2255. Response to Motion due by 5/6/2011. Reply to Response to Motion due by 5/18/2011. Motion Hearing is reset for 5/20/2011 at 09:30 AM in Albany before Senior Judge Lawrence E. Kahn. (sas) (Entered: 03/14/2011)
04/04/2011	937	MOTION for Leave to File and MOTION to Expedite, by Raul Salvagno. (Attachments: # 1 Certificate of Service)(ban) (Entered: 04/04/2011)
04/05/2011	938	ORDER as to Raul Salvagno re: 937 MOTION to Expedite MOTION for Leave to File filed by Raul Salvagno. Motion for leave to file is GRANTED. Signed by Senior Judge Lawrence E. Kahn on April 5, 2011. (sas) (Entered: 04/05/2011)
04/11/2011	939	Letter from Raul Salvagno requesting that the Court consider the previously filed Motion for Leave to File and Motion to Expedite, as petitioners substantive Motion to Expedite. (ban) (Entered: 04/11/2011)
04/11/2011	940	MOTION to Expedite decision on Motion to Vacate or Set Aside Judgment pursuant to 28 U.S.C. Section 2255, by Raul Salvagno. (ban) (Entered: 04/11/2011)
04/18/2011	941	Letter Request filed by Alexander Salvagno as to Alexander Salvagno requesting leave to join in the arguments raised and relief sought in the 940 motion to expedite including the request that the defendant's response date be

		changed to 6/6/2011 due to problems with delivery of mail at FCI Fort Dix. (sg) (Entered: 04/18/2011)
04/19/2011	942	LETTER REQUEST and ORDER as to Alexander Salvagno re: 941 Request filed by Alexander Salvagno to join in his father's motion to expedite. Request is GRANTED. The defendants response deadline is extended to 6/6/11. The reply to the response deadline shall be extended to 6/16/11. The new motion return date is 6/17/11. Signed by Senior Judge Lawrence E. Kahn on April 19, 2011. (sas) Modified on 4/19/2011 to add new deadlines (sas). (Main Document 942 replaced on 4/19/2011) (sas,). (Entered: 04/19/2011)
04/19/2011		Reset Deadlines re Motion in case as to Alexander Salvagno & Raul Salvagno 914 MOTION to Vacate under 28 U.S.C. 2255. Defendants' Reply due by 6/6/2011. 2255 Motion Hearing is reset for 6/17/2011 at 09:30 AM in Albany before Senior Judge Lawrence E. Kahn. motion remains on submit. (sas) (Entered: 04/19/2011)
04/20/2011	943	ORDER as to Alexander Salvagno. Mr. Salvagno is given until 4/29/11 to file any supplemental documents to the motion to expedite. Signed by Senior Judge Lawrence E. Kahn on April 20, 2011. (sas) (Entered: 04/20/2011)
04/29/2011	944	SEALED DOCUMENT filed by Alexander Salvagno in support of 940 Motion to Expedite- maintained in Clerk's Office and not available for electronic viewing. (sg) (Entered: 05/04/2011)
05/05/2011	945	DECISION AND ORDERED, that Defendants Motion (Dkt. No. 940) is DENIED. Signed by Senior Judge Lawrence E. Kahn on May 4, 2011. (sas) (Entered: 05/05/2011)
05/06/2011	946	RESPONSE in Opposition by USA as to Alexander Salvagno, Raul Salvagno re 914 MOTION to Vacate under 28 U.S.C. 2255, 935 MOTION to Vacate under 28 U.S.C. 2255, 931 MOTION for Leave to File (Attachments: # 1 Part 2 of Response in Opposition)(Benedict, Craig) (Entered: 05/06/2011)
05/06/2011	947	AFFIDAVIT in Opposition by USA as to Alexander Salvagno, Raul Salvagno re 936 MOTION to Vacate under 28 U.S.C. 2255, 879 MOTION to Vacate under 28 U.S.C. 2255, 920 MOTION to Vacate under 28 U.S.C. 2255 <i>Attached is the Government's Brief regarding Alex Salvagno's Appeal</i> (Benedict, Craig) (Entered: 05/06/2011)
05/06/2011	948	AFFIDAVIT in Opposition by USA as to Alexander Salvagno, Raul Salvagno re 936 MOTION to Vacate under 28 U.S.C. 2255, 879 MOTION to Vacate under 28 U.S.C. 2255, 920 MOTION to Vacate under 28 U.S.C. 2255 <i>Attached is the Government's Brief regarding Raul Salvagno</i> (Benedict, Craig) (Entered: 05/06/2011)
05/06/2011	949	AFFIDAVIT in Opposition by USA as to Alexander Salvagno, Raul Salvagno re 879 MOTION to Vacate under 28 U.S.C. 2255, 920 MOTION to Vacate under 28 U.S.C. 2255, 936 MOTION to Vacate under 28 U.S.C. 2255 <i>GSA Volume 1 Attached (broken down into 8 parts which are attached)</i>

		(Attachments: # 1 Brief Appendix Part 2, # 2 Brief Appendix Part 3, # 3 Brief Appendix Part 4, # 4 Brief Appendix Part 5, # 5 Brief Appendix Part 6, # 6 Brief Appendix Part 7, # 7 Brief Appendix Part 8)(Benedict, Craig) (Entered: 05/06/2011)
05/06/2011	950	AFFIDAVIT by USA as to Alexander Salvagno, Raul Salvagno 946 Response in Opposition, filed by USA (Attachments: # 1 GSA Volume 2 Part 2, # 2 GSA Volume 2 Part 3, # 3 GSA Volume 2 Part 4, # 4 GSA Volume 2 Part 5, # 5 GSA Volume 2 Part 6)(Benedict, Craig) (Entered: 05/06/2011)
05/06/2011	951	AFFIDAVIT by USA as to Alexander Salvagno, Raul Salvagno 946 Response in Opposition, filed by USA (Attachments: # 1 GSA Volume 3 Part 2, # 2 GSA Volume 3 Part 3, # 3 GSA Volume 3 Part 4, # 4 GSA Volume 3 Part 5, # 5 GSA Volume 3 Part 6, # 6 GSA Volume 3 Part 7, # 7 GSA Volume 3 Part 8, # 8 GSA Volume 3 Part 9)(Benedict, Craig) (Entered: 05/06/2011)
05/06/2011	952	AFFIDAVIT by USA as to Alexander Salvagno, Raul Salvagno 946 Response in Opposition, filed by USA (Attachments: # 1 GSA Volume 4 Part 2, # 2 GSA Volume 4 Part 3, # 3 GSA Volume 4 Part 4, # 4 GSA Volume 4 Part 5, # 5 GSA Volume 4 Part 6, # 6 GSA Volume 4 Part 7, # 7 GSA Volume 4 Part 8)(Benedict, Craig) (Entered: 05/06/2011)
05/06/2011	953	AFFIDAVIT by USA as to Alexander Salvagno, Raul Salvagno 946 Response in Opposition, filed by USA (Benedict, Craig) (Entered: 05/06/2011)
05/06/2011	954	AFFIDAVIT by USA as to Alexander Salvagno, Raul Salvagno 946 Response in Opposition, filed by USA (Attachments: # 1 Affidavit of Jeffrey Bernfeld, # 2 Declaration of Jeff Derx, # 3 Declaration of Craig A. Benedict, # 4 Affidavit of Emil Rossi)(Benedict, Craig) (Entered: 05/06/2011)
05/06/2011	955	Certificate of Service by USA as to Alexander Salvagno, Raul Salvagno re 952 Affidavit, 948 Affidavit in Opposition to Motion, 953 Affidavit, 947 Affidavit in Opposition to Motion, 950 Affidavit, 951 Affidavit, 954 Affidavit, 949 Affidavit in Opposition to Motion,, 946 Response in Opposition, (Benedict, Craig) (Entered: 05/06/2011)
06/02/2011	956	SUR-REPLY TO RESPONSE to Motion filed by Alexander Salvagno and Raul Salvagno re 879 and 914 MOTIONS to Vacate under 28 U.S.C. 2255 (Attachments: # 1 Joint Appendix of Exhibits, # 2 Enclosure Letter, # 3 Certificate of Service)(sg) (Entered: 06/03/2011)
08/10/2011	957	Letter from Craig A. Benedict as to Alexander Salvagno, Raul Salvagno requesting the Court note correction in SA Derx's declaration filed on May 6, 2011 (Attachments: # 1 Certificate of Service)(Benedict, Craig) (Entered: 08/10/2011)
08/11/2011	958	ORDER as to Alexander Salvagno & Raul Salvagno re 957 Letter Request filed by USA. The Court notes the corrected declaration of Special Agent

		Justus Derx. Signed by Senior Judge Lawrence E. Kahn on August 11, 2011. (sas) (Entered: 08/11/2011)
08/19/2011		Terminate Expired Deadlines as to Alexander Salvagno. (sas) (Entered: 08/19/2011)
08/19/2011		Terminate Expired Deadlines and Hearings as to Raul Salvagno. (sas) (Entered: 08/19/2011)
09/12/2011	959	MOTION for Leave to File supplement to defendants' 2255 motion by Alexander Salvagno and Raul Salvagno. (sg) (Entered: 09/13/2011)
09/14/2011	960	TEXT ORDERED, that the Salvagnos request 959 for leave to file a letter pleading, and leave to file a motion requesting an evidentiary hearing is GRANTED. Signed by Senior Judge Lawrence E. Kahn on September 14, 2011. (sas) (Entered: 09/14/2011)
09/23/2011	961	MOTION re 959 to refer the matter for an evidentiary hearing as expeditiously as possible to prevent evidentiary prejudice to the defendants' 2255 claims by Alexander Salvagno and Raul Salvagno. (dpk) (Entered: 09/26/2011)
10/31/2011	962	DECISION and ORDERED, that Defendants Motion for an expedited evidentiary hearing (Dkt. No. 961) is DENIED. Signed by Senior Judge Lawrence E. Kahn on October 31, 2011. (sas) (Entered: 10/31/2011)
04/19/2012	963	NOTICE OF CHANGE OF ADDRESS by Alexander Salvagno : Old Address: FCI Fort Dix, PO Box 2000, Fort Dix NJ 08640. New Address: Federal Correctional Institute, 1900 Simler Avenue, Big Spring TX 79720. (sg) (Entered: 04/20/2012)
05/29/2012	964	MOTION for leave to be permitted to file a subsequent motion for the appointment of counsel on behalf of defendants Alexander Salvagno and Raul Salvagno by Alexander Salvagno, Raul Salvagno. (sg) (Entered: 05/30/2012)
05/30/2012	965	Letter from Craig A. Benedict as to Alexander Salvagno, Raul Salvagno requesting this letter be accepted as a response to Alex Salvagno's May 22, 2012 letter (Attachments: # 1 Certificate of Service)(Benedict, Craig) (Entered: 05/30/2012)
05/31/2012	966	ORDERED: The case law that Defendants cite in support of their Motion for leave to file a motion to appoint counsel (Dkt. No. 964) and the arguments that they make relate to appointment of counsel during their plea negotiations not to appointment of counsel to handle their habeas petition that is currently before the Court. Therefore, these cases do not affect the Court's determination. Given that the Court has already denied multiple similar motions by Defendants to appoint counsel, the Court concludes that Defendants' Motion for leave to file a motion to appoint counsel is DENIED.. Signed by Senior Judge Lawrence E. Kahn on May 31, 2012. (sas) (Entered: 05/31/2012)

06/25/2012	967	MOTION for Reconsideration re 966 Order on Motion for Miscellaneous Relief, by Alexander Salvagno, Raul Salvagno. (tab) (Entered: 06/25/2012)
06/26/2012	968	TEXT ORDERED: The Motion for reconsideration (Dkt. No. 967) currently before the Court was filed by pro se Defendant Alexander Salvagno, purportedly on behalf of both himself and his father, Raul Salvagno. The Court reminds Defendants that a pro se litigant... is not empowered to proceed on behalf of anyone other than himself. McCall v. Pataki, 232 F.3d 321 (2d Cir. 2000); see also Cheung v. Youth Orchestra Foundation of Buffalo, Inc., 906 F.2d 59, 61 (2d Cir. 1990) (parent cannot proceed pro se on behalf of minor child). Accordingly, all future filings from each pro se Defendant should be made individually and in his own name. However, in the interests of efficiency, the Court has examined the Motion on the merits as to both Defendants, and grants both Raul and Alexander Salvagno permission to file motions to appoint counsel. Signed by Senior Judge Lawrence E. Kahn on June 26, 2012. (sas) (Entered: 06/26/2012)
06/26/2012	969	RESPONSE in Opposition by USA as to Alexander Salvagno, Raul Salvagno re 964 MOTION for leave to be permitted to file a subsequent motion for the appointment of counsel on behalf of defendants Alexander Salvagno and Raul Salvagno (Benedict, Craig) (Entered: 06/26/2012)
08/02/2012	970	TEXT ORDER: Pursuant to its Text Order (Dkt. No. 968) entered on June 26, 2012, the Court awaits Defendants motions to appoint counsel. The Court reminds Defendants that such motions if Defendants still wish to file them must be made individually and in each Defendants own name. The Court further amends its Text Order (Dkt. No. 968), and instructs Defendants that they must file any such motions to appoint counsel within twenty (20) days of the date of this Text Order (by 8/22/12). Signed by Senior Judge Lawrence E. Kahn on August 02, 2012. (sas) (Entered: 08/02/2012)
08/20/2012	971	Letter Request from Alex Salvagno requesting an extension of time to file a motion for appointment of counsel. (sas) Modified on 8/20/2012 to correct docket entry text (sas). (Entered: 08/20/2012)
08/20/2012	972	LETTER REQUEST and ORDER as to Alexander Salvagno & Raul Salvagno re 971 Letter Request filed by Alexander Salvagno. Request for an extension of time to file until 9/11/12 is GRANTED. Signed by Senior Judge Lawrence E. Kahn on August 20, 2012. (sas) (Entered: 08/20/2012)
08/20/2012	973	Letter Request filed by Raul Salvagno joining in the request for an extension of time to file motions for appointment of counsel until September 11, 2012. Submitted to U.S. District Judge Lawrence E. Kahn. (sg) (Entered: 08/21/2012)
08/22/2012	974	LETTER REQUEST and ORDER as to Raul Salvagno re 973 Letter filed by Raul Salvagno requesting to join motion for an extension of time to file. This request is GRANTED. Signed by Senior Judge Lawrence E. Kahn on August 22, 2012. (sas) (Entered: 08/22/2012)
09/10/2012	975	MOTION to Appoint Counsel by Raul Salvagno. (Attachments: # 1

		Declaration of Raul Salvagno IV, # 2 Declaration of Rebecca O'Keefe, # 3 Declaration of Gabriela Bartlett, # 4 Memorandum of Law in support of Motion for Appointment of Counsel, # 5 certificate of service)(sg) (Entered: 09/11/2012)
09/13/2012	976	MOTION to Appoint Counsel and Letter Request/Motion for leave to file a motion that is 28 pages in length filed by Alexander Salvagno. (Attachments: # 1 Motion for Appointment of Counsel, # 2 Declaration of Alex Salvagno, # 3 Appendix of Exhibits, # 4 certificate of service)(sg) (Entered: 09/13/2012)
09/13/2012		Attorney update in case: Attorney Thomas A. Capezza terminated. (sg) (Entered: 09/13/2012)
09/24/2012	977	Letter from Craig A. Benedict as to Alexander Salvagno, Raul Salvagno requesting guidance from the Court as to whether or not it wants a response from the government regarding the Salvagno's motion for counsel (Attachments: # 1 Attachment, # 2 Certificate of Service)(Benedict, Craig) (Entered: 09/24/2012)
09/25/2012	978	Letter from Craig A. Benedict as to Alexander Salvagno, Raul Salvagno requesting that this letter replace the government's September 24, 2012 letter. This letter is a corrected copy. (Attachments: # 1 Attachment, # 2 Certificate of Service)(Benedict, Craig) (Entered: 09/25/2012)
10/02/2012	979	TEXT ORDER: The Court is in receipt of a Letter (Dkt. No. 978) from Assistant United States Attorney Craig A Benedict that: (1) inquires as to whether the Court wishes the United States to file a substantive response to Defendant Alexander Salvagnos Motion (Dkt. No. 976) to appoint counsel; (2) requests that the deadline for submitting such a response if desired by the Court be extended to three weeks from the end date of the pending trial in United States v. DeSimone, et al., 11-CR-264 (DNH); and (3) expresses the United States intention not to comply absent contrary direction from the Court with Defendant Raul Salvagnos request that a copy of any response be provided to Defendant Alexander Salvagno. Given the parties repeated disagreement over Defendants eligibility for appointed counsel, the Court concludes that the record would benefit from a substantive response. While the Court also grants Mr. Benedicts request for an extension, in the interests of avoiding indefinite deadlines, the Court ORDERS that the United States submit its response within thirty (30) days of the date of this Text Order. Finally, the Court is mindful of Mr. Benedicts concerns about non-attorneys practicing law; however, the Court concludes that this issue was resolved by the Text Order issued on June 26, 2012 (Dkt. No. 968). The Court reminds Defendants that they must abide by the terms of that Text Order, but in the interests of justice, the Court ORDERS that the United States comply with Defendant Raul Salvagnos request and provide Defendant Alexander Salvagno with a copy of its response. Signed by Senior Judge Lawrence E. Kahn on October 02, 2012. (sas) (Entered: 10/02/2012)
10/23/2012	980	RESPONSE in Opposition by USA as to Alexander Salvagno, Raul Salvagno re 975 MOTION to Appoint Counsel (Benedict, Craig) (Entered: 10/23/2012)

		10/23/2012)
11/05/2012	981	Letter Request from Alexander Salvagno on behalf of himself and his father, Raul Salvagno requesting permission to file a reply to the government's 980 response to 975 and 976 motions for appointment of counsel. (sg) (Entered: 11/06/2012)
11/07/2012	982	TEXT ORDER: The Letter Request (Dkt. No. 981) is GRANTED, and Defendants are permitted to file replies to the Governments Response (Dkt. No. 980). They must each file any such reply within forty-five (45) days. However, the Court reminds Defendants of the terms of the June 26, 2012 Text Order (Dkt. No. 968). Neither Defendant may file on behalf of the other. If Defendants wish to have the Court consider their replies in ruling on the pending Motion (Dkt. No. 976), then each must reply under his own name. If either Defendant purports to file on behalf on the other, the Court will only consider the reply in determining if counsel is appropriate for the filing party. Signed by Senior Judge Lawrence E. Kahn on November 7, 2012. (sas) (Entered: 11/07/2012)
11/07/2012	983	Letter Request from Raul Salvagno requesting leave to file a reply to the Government's opposition to defendant's motion for counsel as to Raul Salvagno (sg) (Entered: 11/13/2012)
11/14/2012	984	ORDER as to Raul Salvagno re 983 Letter filed by Raul Salvagno requesting permission to reply to the Government's response. Request is GRANTED. Reply due 12/24/12. Signed by Senior Judge Lawrence E. Kahn on November 14, 2012. (sas) (Entered: 11/14/2012)
12/21/2012	985	REPLY TO RESPONSE to Motion by Raul Salvagno re 975 MOTION to Appoint Counsel and LETTER REQUEST for permission to file a Reply that exceeds the page limitation. (Attachments: # 1 Reply to Government's Opposition to Motion for Appointment of Counsel, # 2 Certificate of Service)(sg) (Entered: 12/26/2012)
12/26/2012	986	REPLY TO RESPONSE to Motion by Alexander Salvagno re 976 MOTION to Appoint Counsel and LETTER REQUEST for permission to file a Reply that exceeds the page limitations. (Attachments: # 1 Reply to Opposition to Motion for Appointment of Counsel, # 2 Certificate of Service)(sg) (Entered: 12/27/2012)
12/27/2012	987	ORDER as to Raul Salvagno re letter request to file an over-sized Reply to Response 985 , filed by Raul Salvagno. Request is GRANTED. Signed by Senior Judge Lawrence E. Kahn on December 27, 2012. (sas) (Entered: 12/27/2012)
12/27/2012	988	ORDER as to Alexander Salvagno re request to file an over-sized 986 Reply to Response, filed by Alexander Salvagno. Request is GRANTED. Signed by Senior Judge Lawrence E. Kahn on December 27, 2012. (sas) (Entered: 12/27/2012)
02/19/2013	989	Letter Request/Motion filed by Alexander Salvagno requesting leave to file

		the attached Motion for Nunc Pro Tunc relief. (Attachments: # 1 Proposed Motion for Nunc Pro Tunc relief, # 2 Declaration of Alexander Salvagno (attachment to proposed motion), # 3 Certificate of Service of motion for leave to file and attachments)(sg) (Entered: 02/20/2013)
02/20/2013	990	Letter from Craig A. Benedict as to Alexander Salvagno requesting that this letter be accepted as a response to Alex Salvagno's letter requesting permission to file a Nunc Pro Tunc Motion (Attachments: # 1 Certificate of Service)(Benedict, Craig) (Entered: 02/20/2013)
02/25/2013	991	ORDERED, that Defendants Letter Motion (Dkt. No. 989) is DENIED. Signed by Senior Judge Lawrence E. Kahn on February 25, 2013. (sas) (Entered: 02/25/2013)
03/25/2013	992	MOTION for Reconsideration re 991 Order by Alexander Salvagno. (mnm) (Entered: 03/27/2013)
04/18/2013	993	MOTION to Disqualify Counsel by Alexander Salvagno. (Attachments: # 1 Declaration, # 2 Exhibits Part 1, # 3 Exhibit Part 2, # 4 Exhibits Part 2, # 5 Cover Letter)(mnm) (Entered: 04/19/2013)
04/22/2013	994	TEXT ORDER: On April 18, 2013, Defendant filed a Motion (Dkt. No. 993) seeking leave to file a motion to disqualify Assistant United States Attorney Craig A. Benedict from this case. Defendant is GRANTED leave to file his motion, and the Clerk of the Court is ORDERED to accept Dkt. No. 993 as Defendant's "Motion to Disqualify Counsel." Signed by Senior Judge Lawrence E. Kahn on April 22, 2013. (sas) (Entered: 04/22/2013)
04/22/2013	995	Letter from Craig A. Benedict as to Alexander Salvagno, Raul Salvagno requesting this letter responding to Alex Salvagno's motion request be accepted (Benedict, Craig) (Entered: 04/22/2013)
04/23/2013	996	TEXT ORDER: re 995 Letter Request filed by USA. Per the Court's April 22, 2013, Text Order (Dkt. No. 994), Plaintiff's Motion (Dkt. No. 993) has been accepted for filing. Defendant may file a formal Response to the Motion (Dkt. No. 993) by May 3, 2013. Signed by Senior Judge Lawrence E. Kahn on April 23, 2013. (sas) (Entered: 04/23/2013)
04/25/2013	997	RESPONSE in Opposition by USA as to Alexander Salvagno, Raul Salvagno re 993 MOTION to Disqualify Counsel (Benedict, Craig) (Entered: 04/25/2013)
05/06/2013	998	Letter: from Alex Salvagno requesting leave to file a reply to the # 997 Response. (nmk) (Entered: 05/07/2013)
05/07/2013	999	ORDER as to Alexander Salvagno re 998 Letter Request filed by Alexander Salvagno. The defendant's request to file a reply to the Government's response is DENIED. Signed by Senior Judge Lawrence E. Kahn on May 07, 2013. (sas) (Entered: 05/07/2013)
05/09/2013	1000	NOTICE of CHANGE OF ADDRESS by Raul Salvagno. New address is FPC Schuylkill, PO 670, Minserville, PA 17954 (mnm) (Entered: 05/09/2013)

		05/10/2013)
05/10/2013	1001	MOTION for Leave to Request Declaratory Judgment by Alexander Salvagno. (Attachment: # 1 Certificate of Service)(sas) (Entered: 05/13/2013)
05/13/2013	1002	ORDER denying 1001 Motion for Leave to File as to Alexander Salvagno (1). Signed by Senior Judge Lawrence E. Kahn on May 13, 2013. (sas) (Entered: 05/13/2013)
05/24/2013		CLERK'S CORRECTION OF DOCKET ENTRY: Clerk deleted docket entry 1003 as it was filed using the improper event. The image will be re-filed to correctly reflect the submission. (nmk) (Entered: 05/24/2013)
05/24/2013	1003	MOTION: for Reconsideration, regarding the # 999 Order, filed by Alexander Salvagno. (Attachments: # 1 Proposed Reply, # 2 Certificate of Service and Mailing Envelope)(nmk) (Entered: 05/24/2013)
05/28/2013	1004	ORDER denying 1003 Motion for Reconsideration as to Alexander Salvagno (1). Signed by Senior Judge Lawrence E. Kahn on May 28, 2013. (sas) (Entered: 05/28/2013)
05/31/2013	1005	MOTION: to Strike Certain Purported Factual Assertions and Arguments made by the United States in its 2255 Opposition and MOTION for Leave to Hold Declaration of Craig Benedict in Abeyance, filed by Alexander Salvagno. Motion Hearing set for 7/5/2013 at 09:30 AM, ON SUBMIT, in Albany, before Senior Judge Lawrence E. Kahn. Response to Motion due by 6/18/2013. (Attachments: # 1 Motion for Leave, # 2 Certificate of Service) (nmk){Copy sent to Pro Se Defendant A. Salvagno via regular mail} (Entered: 05/31/2013)
06/07/2013	1006	Letter from Craig A. Benedict as to Alexander Salvagno, Raul Salvagno requesting an adjournment to respond to Salvagno's motion (Benedict, Craig) (Entered: 06/07/2013)
06/10/2013	1007	ORDER as to Alexander Salvagno re 1006 Letter Request filed by AUSA C. Benedict on behalf of USA. Request for an extension of time to respond is GRANTED. The Government's response deadline is extended to 7/15/13. The new motion return date is 7/19/13. The motion remains on submit. Signed by Senior Judge Lawrence E. Kahn on June 10, 2013. (sas) (Entered: 06/10/2013)
06/17/2013	1008	RESPONSE: in opposition regarding the # 1006 Letter Request, filed by Alexander Salvagno, Pro Se. (nmk) (Entered: 06/18/2013)
06/20/2013	1009	RESPONSE in Opposition by USA as to Alexander Salvagno re 1005 MOTION to Strike <i>Affidavit</i> (Benedict, Craig) (Entered: 06/20/2013)
06/20/2013	1010	MOTION: for Leave to Strike the United States' 2255 Purported Factual Assertions and Arguments that Rely upon David Bernfeld's Affidavit, filed by Alexander Salvagno, Pro Se. (nmk) (Entered: 06/20/2013)
06/20/2013	1011	MOTION: for Leave to Hold Affidavit of David Bernfeld in Abeyance, filed

		by Alexander Salvagno, Pro Se. (nmk) (Entered: 06/20/2013)
06/24/2013	1012	ORDER denying 1011 Motion Request for leave to hold affidavit of David Bernfeld in Abeyance as to Alexander Salvagno (1). Signed by Senior Judge Lawrence E. Kahn on June 24, 2013. (sas) (Entered: 06/24/2013)
06/24/2013	1013	ORDER as to Alexander Salvagno granting permission to file re 1010 MOTION to Strike filed by Alexander Salvagno. Signed by Senior Judge Lawrence E. Kahn on June 24, 2013. (sas) (Entered: 06/24/2013)
06/26/2013	1014	Letter from Craig A. Benedict as to Alexander Salvagno requesting the Court to advise whether it wishes for a response from the government pertaining to Alex Salvagno's Motion to Strike Bernfeld's Affidavit (Benedict, Craig) (Entered: 06/26/2013)
06/27/2013	1015	MOTION: for Leave to Present Oral Argument by Telephone or Video Conference at Motion Hearing set for 7/19/2013, filed by Alexander Salvagno, Pro Se. (nmk) (Entered: 06/27/2013)
07/01/2013	1016	REQUEST/REPLY TO RESPONSE: Defendant requests leave to file the enclosed replies to the United States Response in Opposition to the # 1005 Motion. Reply to Motion, filed by Alexander Salvagno, regarding the # 1005 MOTION to Hold Craig Benedict's Declaration in Abeyance. (Attachments: # 1 Reply to Response to Motion, filed by Alexander Salvagno, regarding the # 1005 MOTION to Strike Certain Purported Factual Assertions and Arguments, # 2 Certificate of Service) (nmk) (Entered: 07/02/2013)
07/03/2013	1017	ORDER denying 1015 Motion for oral argument in reference to the motion hearing set for 7/19/13 as to Alexander Salvagno (1). Signed by Senior Judge Lawrence E. Kahn on July 03, 2013. (sas) (Entered: 07/03/2013)
07/03/2013	1018	Order re Letter request / motion 1016 to hold Mr. Benedict's declaration in abeyance is DENIED. Signed by Senior Judge Lawrence E. Kahn on July 03, 2013. (sas) (Entered: 07/03/2013)
07/03/2013	1019	TEXT ORDERED: The Government has filed a Letter (Dkt. No. 1014) requesting certain directions from the Court. The Government is advised that the Court will not require a response to Defendants recent Motion (Dkt. No. 1010) for leave to strike. Defendant is advised that if he wishes to challenge the Governments remaining Affidavits in support of their Response (Dkt. No. 946), Defendant must do so: (1) within thirty (30) days of this Order; and (2) in a single motion. If Defendant submits any such motion more than thirty (30) days after this Order, that motion will be stricken from the docket. If Defendant submits multiple such motions within the thirty-day period, each of those motions will also be stricken from the Docket. Signed by Senior Judge Lawrence E. Kahn on July 03, 2013. (sas) Modified on 7/11/2013 to correct an earlier omission (sas). (Entered: 07/03/2013)
07/08/2013	1020	LETTER REQUEST/REPLY: Defendant requests leave to file the enclosed reply. Reply to the # 1014 Letter, filed by Alexander Salvagno. (nmk) (Entered: 07/09/2013)

07/11/2013	1021	ORDER as to Alexander Salvagno re 1020 Letter Request / leave to file, filed by Alexander Salvagno on 7/08/2013. Request is DENIED. Signed by Senior Judge Lawrence E. Kahn on July 11, 2013. (sas) (Entered: 07/11/2013)
07/19/2013	1022	LETTER REQUEST: for leave to file the accompanying Motion and Appendix, filed by Alexander Salvagno. (Attachments: # 1 Motion - Memorandum of Law, # 2 Appendix, # 3 Certificate of Service) (nmk) (Attachment 2 replaced on 7/23/2013 to apply redactions to personal identifiers) (nmk) (Entered: 07/23/2013)
07/22/2013	1023	LETTER REQUEST: for leave to join in the factual assertions and arguments, made by Alexander Salvagno, from the Docket numbers noted herein. (nmk) (Entered: 07/23/2013)
07/24/2013	1024	ORDER as to Alexander Salvagno GRANTING Letter Request 1022 filed by Alexander Salvagno. Signed by Senior Judge Lawrence E. Kahn on July 24, 2013. (sas) (Entered: 07/24/2013)
07/24/2013	1025	ORDER as to Raul Salvagno GRANTING Letter 1023 Request filed by Raul Salvagno to join Alexander's motions. Signed by Senior Judge Lawrence E. Kahn on July 24, 2013. (sas) (Entered: 07/24/2013)
07/25/2013	1026	MEMORANDUM-DECISION and ORDERED, that the Report-Recommendation (Dkt. No. 614) is REJECTED as moot; and it is further ORDERED, that Petitioners Motions (Dkt. Nos. 537, 549, 626, 776, 777, 827, 829, 833, 836, 837, 844, 879, 888, 914, 920, 935, 936, 975, 976, 992, 993, 1005, 1010, and 1022-1) are DENIED; and it is further ORDERED, that no Certificate of Appealability shall issue. Signed by Senior Judge Lawrence E. Kahn on July 25, 2013. (sas) Civil Case 5:10-cv-00798-LEK closed. (Entered: 07/25/2013)
07/25/2013	1027	MEMORANDUM-DECISION and ORDERED, that the Report-Recommendation (Dkt. No. 614) is REJECTED as moot; and it is further ORDERED, that Petitioners Motions (Dkt. Nos. 537, 549, 626, 776, 777, 827, 829, 833, 836, 837, 844, 879, 888, 914, 920, 935, 936, 975, 976, 992, 993, 1005, 1010, and 1022-1) are DENIED; and it is further ORDERED, that no Certificate of Appealability shall issue. Signed by Senior Judge Lawrence E. Kahn on July 25, 2013. (sas) Civil Case 5:10-cv-01376-LEK closed. (Entered: 07/25/2013)
09/20/2013	1028	NOTICE OF APPEAL: filed by Raul Salvagno, Pro Se, regarding the # 1027 Order. No fee paid. (nmk) Modified on 9/24/2013 (nmk,). (Entered: 09/24/2013)
09/20/2013	1029	NOTICE OF APPEAL: filed by Alexander Salvagno, Pro Se, regarding the # 1026 Order. No fee paid. (nmk) Modified on 9/24/2013 (nmk,). (Entered: 09/24/2013)
09/23/2013	1030	MOTION: for Leave to File the enclosed Notice of Appeal and Motion to Appeal in forma pauperis, filed by Raul Salvagno, Pro Se. (Attachments: # 1

		Notice of Appeal, # 2 Motion for Leave to Appeal in forma pauperis, # 3 Mailing Envelope) (nmk) Modified on 9/24/2013 (nmk,). (Entered: 09/24/2013)
09/23/2013	1031	MOTION: for Leave to File the enclosed Notice of Appeal and Motion to Appeal in forma pauperis, filed by Alexander Salvagno, Pro Se. (Attachments: # 1 Notice of Appeal, # 2 Motion for Leave to Appeal in forma pauperis, # 3 Mailing Envelope) (nmk) Modified on 9/24/2013 (nmk,). (Entered: 09/24/2013)
09/24/2013		CLERK'S CORRECTION OF DOCKET ENTRY: The Clerk modified the docket numbers regarding the # 1028 , # 1029 , # 1030 and # 1031 Docket entries to reflect the correct sequence in which the documents were filed with the Court. The # 1028 and 1029 Notice of Appeals were filed with the Court on 9/20/2013, and the # 1030 and 1031 Motions were filed with the Court on 9/23/2013. The original assigned docket numbers reflected that the Motions were filed first, when the Notice of Appeals were the first documents received by the Court. (nmk) [Modified on 9/24/2013, Copies served upon Pro Se Defendants via regular mail] (nmk) (Entered: 09/24/2013)
09/25/2013	1032	ELECTRONIC NOTICE AND CERTIFICATION: as to Raul Salvagno sent to US Court of Appeals regarding the # 1028 Notice of Appeal. [Copy served upon Pro Se Defendant via regular mail.] (nmk) (Main Document 1032 replaced on 9/25/2013) (nmk,). (Entered: 09/25/2013)
09/25/2013	1033	ELECTRONIC NOTICE AND CERTIFICATION: as to Alexander Salvagno sent to US Court of Appeals regarding the # 1029 Notice of Appeal. [Copy served upon Pro Se Defendant via regular mail.] (nmk) (Main Document 1033 replaced on 9/25/2013) (nmk,). (Entered: 09/25/2013)
09/25/2013		CLERK'S CORRECTION OF DOCKET ENTRY: The Clerk replaced the main attachments of the # 1032 and # 1033 Electronic Notice and Certification to USCA of Appeal in order to reflect that the # 1028 and # 1029 Notice of Appeals were filed timely. [Copies served upon Pro Se Defendants via regular mail.] (nmk) (Entered: 09/25/2013)
09/25/2013	1034	TEXT ORDERED: Petitioner's Motion (Dkt. No. 1031) for leave to file a Notice of appeal and proceed in forma pauperis is denied as moot. Petitioner's Notice (Dkt. No. 1029) has already been filed, and Petitioner's previously granted in forma pauperis status (Dkt. No. 882; see Dkt. Nos. 710, 815) has not been revoked. Petitioner is reminded that, per the Court's Memorandum-Decision and Order of July 25, 2013 (Dkt. No. 1026), a certificate of appealability will not issue. Signed by Senior Judge Lawrence E. Kahn on September 25, 2013. (sas) Modified on 9/25/2013 to correct title (sas). (Entered: 09/25/2013)
09/25/2013	1035	TEXT ORDERED: Petitioner's Motion (Dkt. No. 1030) for leave to file a Notice of appeal and proceed in forma pauperis is denied as moot. Petitioner's Notice (Dkt. No. 1028) has already been filed, and Petitioner's previously granted in forma pauperis status (Dkt. No. 919; see Dkt. Nos. 708, 815) has not been revoked. Petitioner is reminded that, per the Court's

		Memorandum-Decision and Order of July 25, 2013 (Dkt. No. 1027), a certificate of appealability will not issue. Signed by Senior Judge Lawrence E. Kahn on September 25, 2013. (sas) Modified on 9/25/2013 to correct title (sas). (Entered: 09/25/2013)
10/11/2013	1036	MOTION: to Expand Record on Appeal to Include Specified Records Not Electronically Available, filed by Alexander Salvagno. (Attachments: # 1 Cover Letter, # 2 Mailing Envelope) (nmk) (Entered: 10/15/2013)
10/11/2013	1037	SEALED MOTION: to Expand Record on Appeal to Include Records Filed Under Seal in Related Docket, filed by Alexander Salvagno. Motion filed under Seal and not available for electronic view, pursuant to the direction of LEK chambers. (nmk) Modified on 10/15/2013 to reflect the correct file date of 10/11/2013. (nmk) (Additional attachment(s) added on 10/15/2013: # 1 Cover Letter, # 2 Mailing Envelope) (nmk,). (Entered: 10/15/2013)
10/15/2013	1039	LETTER MOTION: to join in the # 1036 and # 1037 Motions, filed by Raul Salvagno. (nmk) (Entered: 10/16/2013)
10/16/2013	1038	TEXT ORDERED: Defendants have filed two Motions to expand the record on appeal. See Dkt. Nos. 1036 ("First Motion"); 1037 ("Second Motion"). The First Motion seeks certain docket entries unavailable on ECF. As the Second Circuit may, if it so chooses, request these docket entries from the Syracuse Clerk's Office, see Dkt. No. 1033, the First Motion is DENIED. The Second Motion seeks, pursuant to Federal Rule of Appellate Procedure 10, certain sealed records filed in another case. But Rule 10 "specifically limits the record on appeal to materials presented to the trial court." Ransmeier v. Mariani, 718 F.3d 64, 70 (2d Cir. 2013). The Second Motion is therefore DENIED. Signed by Senior Judge Lawrence E. Kahn on October 16, 2013. (sas) (Entered: 10/16/2013)
10/17/2013	1040	TEXT ORDERED: Defendant Raul Salvagno has filed a Motion (Dkt. No. 1039) to join Defendant Alexander Salvagno's two Motions to expand the record on appeal. See Dkt. Nos. 1036 & 1037. The Motions to expand were construed as filed on behalf of both Defendants and denied. See Dkt. No. 1038. The Motion (Dkt. No. 1039) to join is therefore DENIED as moot. Signed by Senior Judge Lawrence E. Kahn on October 17, 2013. (sas) (Entered: 10/17/2013)
10/28/2013	1041	LETTER REQUEST: from Alexander Salvagno, requesting relief to file the enclosed Notice of Appeal. (nmk) (Entered: 10/28/2013)
10/28/2013	1042	LETTER REQUEST: from Raul Salvagno, requesting relief to file the enclosed Notice of Appeal. (nmk) (Entered: 10/28/2013)
10/29/2013	1043	LETTER REQUEST and ORDER as to Alexander Salvagno re 1041 Request filed by Alexander Salvagno. Request for leave to file the notice of appeal is GRANTED. Appeal will not be certified. Signed by Senior Judge Lawrence E. Kahn on October 29, 2013. (sas) (Entered: 10/29/2013)
10/29/2013	1044	LETTER REQUEST and ORDER as to Raul Salvagno re 1042 Request filed

		by Raul Salvagno to file an appeal. Request is GRANTED. Signed by Senior Judge Lawrence E. Kahn on October 29, 2013. (sas) (Entered: 10/29/2013)
10/29/2013	1045	NOTICE OF APPEAL by Alexander Salvagno from 1038 TEXT Order denying Motions to expand the record on appeal. (Leave to file was granted by Judge Kahn's 1043 order.)(cbm) (Entered: 06/06/2014)
10/29/2013	1046	NOTICE OF APPEAL by Raul Salvagno from 1040 TEXT Order on Motion to expand the record on appeal. (Leave to file appeal was granted by Judge Kahn's 1044 order.)(cbm) (Entered: 06/06/2014)
11/05/2013		USCA Case Number is 13-2636 for 1029 Appeal filed by Alexander Salvagno. (cbm) (Entered: 11/05/2013)
11/05/2013		USCA Case Number is 13-3627 for 1028 Appeal filed by Raul Salvagno. (cbm) (Entered: 11/05/2013)
06/06/2014	1047	ELECTRONIC NOTICE AND CERTIFICATION as to Alexander Salvagno's 1045 Appeal was sent to US Court of Appeals. (cbm) (Entered: 06/06/2014)
06/06/2014	1048	ELECTRONIC NOTICE AND CERTIFICATION as to Raul Salvagno's 1046 Appeal was sent to US Court of Appeals.(cbm) (Entered: 06/06/2014)
07/07/2014	1049	NOTICE of Address Change by Alexander Salvagno. New address is Federal Correctional Institution, 33.5 Pembroke Road, Danbury, CT 06811-3099. (see) (Entered: 07/08/2014)
07/08/2014		Deft Alexander Salvagno's address was updated in the Court's system to Federal Correctional Institution, 33.5 Pembroke Road, Danbury, CT 06811-3099, pursuant to the 1049 Notice of Address Change. (see) (Entered: 07/08/2014)
07/08/2014		Clerk mailed a copy of the first and last page of the docket sheet to Alexander Salvagno, per his 1049 Notice. (see) (Entered: 07/08/2014)
07/21/2014	1050	MOTION: for Leave to File a Motion to Vacate, filed by Raul Salvagno. (Attachments: # 1 Proposed Motion to Vacate, # 2 Certificate of Service, # 3 Mailing Envelope) (nmk) (Entered: 07/22/2014)
07/21/2014	1051	MOTION: for Leave to File a Motion to Vacate, filed by Alexander Salvagno. (Attachments: # 1 Proposed Motion to Vacate, # 2 Certificate of Service, # 3 Mailing Envelope) (nmk) (Entered: 07/22/2014)
08/06/2014	1052	ORDERED, that Petitioners Motion (Dkt. No. 1051) for leave to file a motion to vacate is DENIED. Signed by Senior Judge Lawrence E. Kahn on August 6, 2014.***A copy of this order was served upon the pro se plaintiff by regular US mail. (sas) (Entered: 08/06/2014)
08/06/2014	1053	ORDERED, that Petitioners Motion (Dkt. No. 1050) for leave to file a motion to vacate is DENIED. Signed by Senior Judge Lawrence E. Kahn on August 6, 2014.***A copy of this order was served upon the pro se plaintiff by regular US mail. (sas) (Entered: 08/06/2014)

08/06/2014	1054	Letter, dated 8/4/2014 from Raul Salvagno requesting the last page of the docket sheet for this case. [Last page of docket sheet sent to pro se defendant via regular mail.] (nmk) (Entered: 08/06/2014)
08/18/2014	1055	MOTION for Reconsideration of the # 1052 Order denying the Motion for Leave to File a Motion to Vacate, filed by Alexander Salvagno, Pro Se. (Attachments: # 1 Certificate of Service) (jmb) (Entered: 08/18/2014)
08/19/2014	1056	ORDER denying 1055 Motion for Reconsideration as to Alexander Salvagno (1). Signed by Senior Judge Lawrence E. Kahn on August 19, 2014. ***A copy of this order was served upon the pro se plaintiff by regular US mail. (sas) (Entered: 08/19/2014)
08/20/2014	1057	Letter dated 8/18/2014 filed by Alex Salvagno requesting an extension of time to file a Notice of Appeal. (jmb) (Entered: 08/21/2014)
08/22/2014	1058	MOTION for Extension of Time to File a Notice of Appeal to the # 1053 Order, filed by Raul Salvagno. (mc) (Entered: 08/25/2014)
08/22/2014	1059	MOTION for Reconsideration of the # 1053 Order denying the Motion for Leave to File a Motion to Vacate, filed by Raul Salvagno. (mc) (Entered: 08/25/2014)
08/25/2014	1060	ORDER denying dkt # 1057 Motion for Extension of Time to File as to Alex Salvagno. Signed by Senior Judge Lawrence E. Kahn on August 25, 2014. ***A copy of this order was served upon the pro se plaintiff by regular US mail. (sas) (Modified to reflect order refers back to Alex Salvagno not Raul Salvagno)[copy mailed to Alex Salvagno]. (Entered: 08/25/2014)
08/25/2014	1061	ORDER denying 1059 Motion for Reconsideration as to Raul Salvagno (3). Signed by Senior Judge Lawrence E. Kahn on August 25, 2014. ***A copy of this order was served upon the pro se plaintiff by regular US mail. (sas) (Entered: 08/25/2014)
09/09/2014	1062	LETTER REQUEST dated 8/19/2014 and ORDER as to Raul Salvagno re 1058 MOTION for Extension of Time to File an Appeal filed by Raul Salvagno. Request is DENIED. Signed by Senior Judge Lawrence E. Kahn on September 09, 2014. ***A copy of this order was served upon the pro se plaintiff by regular US mail. (sas) (Entered: 09/09/2014)
09/09/2014	1063	LETTER REQUEST, dated 9/08/2014, from Raul Salvagno requesting leave to file Notice of Appeal on the # 1053 Order and the # 1061 Order. Petitioner requests the Court expressly advise him as to whether he is required to obtain a Certificate of Appealability to challenge the above Orders. (mc) (Entered: 09/10/2014)
09/09/2014	1064	LETTER REQUEST, dated 9/08/2014, from Alex Salvagno requesting leave to file Notice of Appeal to the # 1052 Order and the # 1056 Order. Petitioner requests the Court expressly advise him as to whether he is required to obtain a Certificate of Appealability to challenge the above Orders. (mc) (Entered: 09/10/2014)

09/10/2014	1065	ORDER as to Raul Salvagno re 1063 Letter Request filed by Raul Salvagno. A Certificate of Appealability will not be issued in reference to the referenced orders. Signed by Senior Judge Lawrence E. Kahn on September 10, 2014. ***A copy of this order was served upon the pro se plaintiff by regular US mail. (sas) (Entered: 09/10/2014)
09/10/2014	1066	LETTER REQUEST and ORDER as to Alexander Salvagno re 1064 Request filed by Alexander Salvagno. A Certificate of Appealability will not be issued in reference to the referenced orders. Signed by Senior Judge Lawrence E. Kahn on September 10, 2014. (sas) (Entered: 09/10/2014)
09/11/2014	1067	Letter dated 9/9/2014 from Raul Salvagno stating that he received the # 1060 Order and not # 1062 Order per his Motion for an extension of time to file a Notice of Appeal. The clerk sent a copy of the 1063 Order to pro se defendant Raul Salvagno via regular mail. (mc) (Entered: 09/11/2014)
09/18/2014	1068	NOTICE: Copy of Motion for Leave originally filed in USCA and sent to NDNY for filing by Raul Salvagno. (Attachments: # 1 Memorandum of Law, # 2 Appendix in Support of Petition)(mc) (Entered: 09/19/2014)
09/19/2014	1069	NOTICE: Copy of Motion for Leave originally filed in USCA and sent to NDNY for filing by Alexander Salvagno (Attachments: # 1 Memorandum of Law, # 2 Appendix in Support of Petition)(mc) (Entered: 09/19/2014)
10/03/2014	1070	NOTICE OF APPEAL: filed by Raul Salvagno, pro se, regarding the # 1053 Order on Motion for Leave to File, the # 1060 Order on Motion for Extension of Time to File, and the # 1061 Order on Motion for Reconsideration. (mc) (Entered: 10/06/2014)
10/06/2014	1071	ELECTRONIC NOTICE AND CERTIFICATION: as to Raul Salvagno sent to US Court of Appeals regarding the # 1070 Notice of Appeal. (mc) Modified on 10/6/2014 Copy sent to Pro Se defendant via regular mail. (mc) (Entered: 10/06/2014)
10/14/2014	1072	MANDATE of USCA as to Alexander Salvagno, Raul Salvagno re 1029 Notice of Appeal - Final Judgment filed by Alexander Salvagno, 1046 Notice of Appeal - Final Judgment filed by Raul Salvagno, 1045 Notice of Appeal - Final Judgment filed by Alexander Salvagno, 1070 Notice of Appeal - Final Judgment filed by Raul Salvagno : Appellants, pro se, move for certificates of appealability and leave to file oversized memoranda of law. Appellant Raul Salvagno also moves for the transfer of the district court record to this Court. Upon due consideration of the relevant parts of the record, it is hereby ORDERED that the motions are DENIED and the appeals are DISMISSED because Appellants have not made a substantial showing of the denial of a constitutional right. 28 U.S.C. § 2253(c)(2); see also Miller-El v.Cockrell, 537 U.S. 322, 327 (2003). (tab) (Entered: 10/14/2014)
10/20/2014	1073	NOTICE OF APPEAL by Alexander Salvagno re 1052 Order on Motion for Leave to File, 1066 Order, 1056 Order on Motion for Reconsideration (tab) (Entered: 10/21/2014)

10/21/2014	1074	ELECTRONIC NOTICE AND CERTIFICATION as to Alexander Salvagno sent to US Court of Appeals re 1073 Notice of Appeal - Final Judgment (tab) (Entered: 10/21/2014)
10/27/2014	1075	Letter Request from Raul Salvagno requesting that his Notice of Appeal be considered as timely filed. (lah) (Entered: 10/27/2014)
10/28/2014	1076	TEXT ORDERED: Petitioner Raul Salvagno filed a Letter Motion (Dkt. No. 1075) requesting that the Court correct the Clerk's Electronic Notice and Certification (Dkt. No. 1071) stating that Petitioner's Notice of appeal (Dkt. No. 1070) ("NOA") was untimely. The NOA appealed the Court's denial of Petitioner's Motion to vacate on August 6, 2014, Dkt. No. 1053 ("August 6 Order"), as well as the Court's subsequent denial of reconsideration on August 25, 2014, Dkt. No. 1061 ("August 25 Order"). Petitioner's appeal of the August 6 Order is timely regardless of whether the appeal deadline is measured from the August 6 or the August 25 Order. See Fed. R. App. P. 4 (a)(1)(B); 4(a)(4)(A). Petitioner's Letter Motion is therefore GRANTED. Signed by Senior Judge Lawrence E. Kahn on October 28, 2014. ***A copy of this order was served upon the pro se plaintiff by regular US mail. (sas) (Entered: 10/28/2014)
11/20/2014	1077	MANDATE of USCA: As to Alexander Salvagno and Raul Salvagno regarding the # 1070 Notice of Appeal - Final Judgment filed by Raul Salvagno, as well as the # 1073 Notice of Appeal - Final Judgment filed by Alexander Salvagno. It is ORDERED that the appeals are DISMISSED as MOOT. These appeals challenge the District Court's denial of motions to expand the record on appeal for the cases docketed under 13-3626 and 13-3627. This Court has decided 13-3626 and 13-3627 and any dispute about the contents of that record on appeal is no longer a live issue. The motions are DENIED as moot. Mandate issued on November 19, 2014. (rep) (Entered: 11/20/2014)
03/18/2015	1078	MANDATE OF USCA: As to Alexander Salvagno and Raul Salvagno, regarding the # 1070 Notice of Appeal (filed by Raul Salvagno) and the # 1073 Notice of Appeal (filed by Alexander Salvagno) - On November 10, 2014, Alexander and Raul Salvagno filed a Motion for Certificate of Appealability with the Second Circuit Court of Appeals (motion not filed in District Court): Appellants, pro se, move for certificates of appealability and leave to file oversized memoranda of law. Upon due consideration, it is hereby ORDERED that the motions are DENIED and the appeals are DISMISSED because Appellants have not made a substantial showing of the denial of a constitutional right." {Mandate issued on 3/18/2015}. (rep) (Entered: 03/19/2015)
04/26/2016	1079	MOTION to Compel <i>Bureau Of Prisons</i> T Respond to Request for <i>Compassionate Release Or Any Other Relief This Court Deems Appropriate</i> by Alexander Salvagno as to Alexander Salvagno. Motion Hearing set for 6/3/2016 09:30 AM in Albany before Senior Judge Lawrence E. Kahn Response to Motion due by 5/17/2016 Reply to Response to Motion due by 5/23/2016. (Attachments: # 1 Exhibit(s) 1(a), # 2 Exhibit(s) 1(b), # 3 Exhibit

		(s) 1(c), # 4 Exhibit(s) 2, # 5 Exhibit(s) 3, # 6 Exhibit(s) 4, # 7 Exhibit(s) 5, # 8 Exhibit(s) 6, # 9 Exhibit(s) 7, # 10 Exhibit(s) 8, # 11 Exhibit(s) 9, # 12 Exhibit(s) 10, # 13 Exhibit(s) 11, # 14 Exhibit(s) 12, # 15 Exhibit(s) 13, # 16 Exhibit(s) 14, # 17 Exhibit(s) 15, # 18 Exhibit(s) 16, # 19 Exhibit(s) 17, # 20 Exhibit(s) 18, # 21 Exhibit(s) 19, # 22 Exhibit(s) 20, # 23 Exhibit(s) 21) (Howard, Joel) (Main Document 1079 replaced on 4/26/2016) (khr,). Modified on 5/4/2016 - Exhibits 1(b) and 1(c) were restricted to case participants as they contain photos of minors. (rep). (Main Document 1079, Attachment 13, Attachment 23, replaced on 5/9/2016 with redacted versions to protect personal identifiers) (rep). (Attachment 1, Attachment 4, Attachment 5 and Attachment 6 replaced on 5/10/2016 with redacted versions to protect personal identifiers) (rep). Modified on 5/10/2016 - docket text modified to reflect that this motion only pertains to Defendant Alexander Salvagno, and not all of the other defendants in this matter too (rep). (Entered: 04/26/2016)
04/26/2016		CLERK'S CORRECTION OF DOCKET ENTRY re 1079 Motion to Compel. The original motion documents had an error in them per the attorney. Replaced with corrected document. (khr) (Entered: 04/26/2016)
05/10/2016		CLERK'S CORRECTION OF DOCKET ENTRY: The clerk modified the # 1079 Motion to Compel to reflect that the motion only pertains to Defendant Alexander Salvagno and to also replace some of the exhibits with redacted versions to protect personal identifiers. (rep) (Entered: 05/10/2016)
05/12/2016	1080	Letter from Attorney Joel M. Howard, III as to Alexander Salvagno requesting oral argument on Motion [Docket No. 1079] (Howard, Joel) (Entered: 05/12/2016)
05/13/2016	1081	LETTER REQUEST and ORDER as to Alexander Salvagno re Request 1080 filed by Attorney J. Howard on behalf of Alexander Salvagno for oral argument. Request is DENIED. Signed by Senior Judge Lawrence E. Kahn on May 13, 2016. (sas) (Entered: 05/13/2016)

PACER Service Center			
Transaction Receipt			
05/17/2016 11:23:35			
PACER Login:	prosk0036:4786464:0	Client Code:	99993/703/5687
Description:	Docket Report	Search Criteria:	5:02-cr-00051-LEK
Billable Pages:	30	Cost:	3.00