

**U.S. District Court
Eastern District of Kentucky (Lexington)
CRIMINAL DOCKET FOR CASE #: 5:15-cr-00087-DCR-REW-1**

Case title: USA v. Girod

Date Filed: 10/01/2015

Other court case number: 16-6301 6CCA – Writ of Mandamus

Assigned to: Judge Danny C.
Reeves
Referred to: Magistrate Judge
Robert E. Wier

Appeals court case number:
16-6070 6CCA

Defendant (1)

Samuel A. Girod

represented by **Samuel A. Girod**
FAYETTE COUNTY DETENTION CENTER –
KY
600 Old Frankfort Circle
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LEXINGTON, KY 40510
PRO SE

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TERMINATED: 04/18/2016
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Pending Counts

18:372 CONSPIRACY TO
IMPEDE OFFICER OF UNITED
STATES

(1)

18:372 CONSPIRACY TO
IMPEDE OFFICER OF USA

(1s)

18:1505 OBSTRUCTION OF
AGENCY PROCEEDING

(2)

Disposition

18:1505 OBSTRUCTION OF
AGENCY PROCEEDING
(2s)

21:331(p) OPERATION OF
UNREGISTERED DRUG
ESTABLISHMENT
(3)

21:331(p) OPERATION OF
UNREGISTERED DRUG
ESTABLISHMENT
(3s)

21:331(a) DELIVERY OF
MISBRANDED DRUGS INTO
INTERSTATE COMMERCE
(4-11)

21:331(a) DELIVERY OF
MISBRANDED DRUGS INTO
INTERSTATE COMMERCE
(4s-11s)

18:1512(b)(2)(A) TAMPERING
WITH WITNESS
(12)

18:1512(b)(2)(A) TAMPERING
WITH WITNESS
(12s)

18:3146 FAILURE TO APPEAR
(13s)

Highest Offense Level (Opening)

Felony

Terminated Counts

None

Disposition

**Highest Offense Level
(Terminated)**

None

Complaints

None

Disposition

Plaintiff

USA

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| Date Filed | # | Docket Text |
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| 10/01/2015 | <u>1</u> | INDICTMENT returned in open court as to Samuel A. Girod re Counts 1-12. (AWD) (Additional attachment(s) added on 10/1/2015: # <u>1</u> Unredacted Indictment) (AWD). (Entered: 10/01/2015) |
| 10/01/2015 | <u>2</u> | MOTION for Summons by USA as to Samuel A. Girod. (AWD) (Entered: 10/01/2015) |
| 10/01/2015 | | Conflict Check run. (AWD) (Entered: 10/01/2015) |
| 10/01/2015 | <u>4</u> | STANDING REFERRAL ORDER as to Samuel A. Girod: (1) Magistrate Judge determine any pre-trial matter that does not dispose of a charge or defense. (2) Magistrate Judge make recommended disposition concerning any pretrial matter that disposes of a charge or defense, including but not limited to any motion specifically listed in Rule 59(b). (3) Court excepts from this referral, and retains for initial decision, any Motions to Alter the Trial Date and any Motions <i>in limine</i> . Signed by Judge Danny C. Reeves. (AWD)cc: COR (Entered: 10/01/2015) |
| 10/01/2015 | <u>5</u> | ORDER FOR ISSUANCE OF SUMMONS as to Samuel A. Girod: The Court ORDERS that the <u>2</u> Motion for Summons is GRANTED, and Summons shall be ISSUED for the Dft to APPEAR on <u>10/26/2015 at 1:30 PM in LEXINGTON</u> before Magistrate Judge Robert E. Wier. Dft to contact USP within 48 hours of receipt of Summons. Signed by Magistrate Judge Robert E. Wier on October 1, 2015. (AWD) cc: COR,USM,USP,D (Entered: 10/01/2015) |
| 10/09/2015 | <u>7</u> | SUMMONS returned executed on October 8, 2015 as to Samuel A. Girod. (AWD) (Entered: 10/09/2015) |
| 10/20/2015 | <u>8</u> | NOTICE OF ATTORNEY APPEARANCE: Charles E. McFarland appearing for Samuel A. Girod (McFarland, Charles) (Entered: 10/20/2015) |
| 10/20/2015 | <u>9</u> | MOTION to Continue <i>Arraignment</i> as to Samuel A. Girod. Motion referred to Magistrate Judge Robert E. Wier. (McFarland, Charles) Modified text on 10/21/2015. (AWD) (Entered: 10/20/2015) |
| 10/21/2015 | | NOTICE OF DEFICIENCY to Charles McFarland re <u>9</u> MOTION to Continue Arraignment. Attorney failed to submit a proposed order as an electronic attachment to the motion. Entry by attorney. <u>Within 7 calendar days</u> , prepare a pleading entitled "Notice of Filing" (with a certificate of service), file the Notice using the event "Notice of Filing," attach the proposed order and create a link to the related docket entry. cc: COR (AWD) (Entered: 10/21/2015) |
| 10/21/2015 | | *** MOTION SUBMITTED TO CHAMBERS OF Judge Wier to review: <u>9</u> MOTION to Continue Arraignment filed as to Samuel A. Girod. (AWD) (Entered: 10/21/2015) |
| 10/21/2015 | <u>10</u> | ORDER as to Samuel A. Girod: Court GRANTS Dft's <u>9</u> MOTION to Continue Arraignment and CONTINUES the <u>INITIAL APPEARANCE</u> and <u>ARRAIGNMENT</u> to <u>11/2/2015 at 1:30 PM in LEXINGTON</u> before Magistrate Judge Robert E. Wier. Signed by Magistrate Judge Robert E. Wier on October 21, 2015. (AWD) cc: COR,USM,USP,D (Entered: 10/21/2015) |
| 11/02/2015 | <u>11</u> | MINUTE ENTRY for INITIAL APPEARANCE and ARRAIGNMENT as to Samuel A. Girod re Counts 1-12 held on November 2, 2015 before Magistrate Judge Robert E. Wier: Dft appeared with Charles E. McFarland, RETAINED counsel of record. Dft expressed difficulty understanding the charges against him. Court covered all of the charges carefully but also instructed defense counsel to review indictment with Dft again and to focus particularly on elements of each charge. USA confirmed counts 8 |

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| | | and 10 involve alleged separate transactions that occurred on the same date. Dft WFA/PNG to the counts. Pretrial motions shall be filed pursuant to the Court's Pretrial Order. <u>MOTIONS HEARING</u> set for 12/9/2015 at 1:30 PM in LEXINGTON before Magistrate Judge Robert E. Wier. <u>PRETRIAL CONFERENCE</u> set for 12/23/2015 at 9:00 AM in LEXINGTON before Judge Danny C. Reeves. <u>JURY TRIAL</u> set for 1/5/2016 at 9:30 AM in LEXINGTON before Judge Danny C. Reeves; counsel appear at 9:00 AM; 5 days for trial. USA did not seek pretrial detention. Court released Dft on conditions announced and set out in the Order Setting Conditions of Release. USA advised awareness of and compliance with victim notification requirements. Following hearing, Court conducted an <i>in camera</i> , off-the-record conference re Dft's objection, made informally to USM immediately following the hearing, to USMs taking his photograph as part of standard USM criminal Dft processing. Defense counsel, AUSA and the involved Marshal were present. Dft, a member of an Amish community, states his sincerely held religious belief against consenting to have his photograph taken. Court ordered USM to process and release Dft pursuant to normal processes, except that USM SHALL NOT, at this time, require Dft to consent to the photograph. Dft SHALL, by NLT 11/6/2015, file a motion and brief substantiating his basis for objection. USA SHALL respond by NLT 11/13/2015. Matter will then stand submitted. If Court overrules objection, Court will set a schedule for Dft to appear for a photograph. If Court upholds objection, it will issue appropriate orders. Signed by Magistrate Judge Robert E. Wier. (Tape #KYED-LEX_5-15-CR-87-DCR-REW_20151102_131218) (AWD) cc: COR,USM,USP,D,JC (Entered: 11/03/2015) |
| 11/02/2015 | <u>12</u> | ORDER Setting Conditions of Release as to Samuel A. Girod. Signed by Magistrate Judge Robert E. Wier on November 2, 2015. (AWD) cc: COR,USM,USP (Entered: 11/03/2015) |
| 11/02/2015 | <u>13</u> | PRETRIAL AND DISCOVERY ORDER as to Samuel A. Girod: General order governing discovery and pretrial procedures for criminal actions. Signed by Magistrate Judge Robert E. Wier on November 2, 2015. (AWD) cc: COR (Entered: 11/03/2015) |
| 11/06/2015 | <u>14</u> | MOTION to Enjoin U.S. Marshal from taking Photograph of Defendant <i>per RFRA</i> as to Samuel A. Girod. Motion referred to Magistrate Judge Robert E. Wier. (McFarland, Charles) Modified text on 11/9/2015. (AWD) (Additional attachment(s) added on 11/12/2015: # <u>1</u> Proposed Order) (AWD). (Entered: 11/06/2015) |
| 11/09/2015 | | NOTICE OF DEFICIENCY to Charles McFarland re <u>14</u> MOTION to Enjoin U.S. Marshal from taking Photograph of Defendant. Attorney failed to submit a proposed order as an electronic attachment to the motion. Entry by attorney. <u>Within 7 calendar days</u> , prepare a pleading entitled "Notice of Filing" (with a certificate of service), file the Notice using the event "Notice of Filing," attach the proposed order and create a link to the related docket entry. cc: COR (AWD) (Entered: 11/09/2015) |
| 11/12/2015 | <u>15</u> | NOTICE OF FILING re <u>14</u> MOTION to Enjoin U.S. Marshal from taking Photograph of Defendant <i>per RFRA</i> (Attachments: # <u>1</u> Proposed Order)(McFarland, Charles) (Entered: 11/12/2015) |
| 11/13/2015 | <u>16</u> | RESPONSE in Opposition by USA as to Samuel A. Girod re <u>14</u> MOTION to Enjoin U.S. Marshal from taking Photograph of Defendant <i>per RFRA</i> (Attachments: # <u>1</u> Proposed Order)(Smith, Kate) (Entered: 11/13/2015) |
| 11/16/2015 | | *** MOTION SUBMITTED TO CHAMBERS OF Judge Wier to review: <u>14</u> MOTION to Enjoin U.S. Marshal from taking Photograph of Defendant <i>per RFRA</i> filed as to Samuel A. Girod. (AWD) (Entered: 11/16/2015) |
| 11/16/2015 | <u>17</u> | MOTION for Leave to file Reply as to Samuel A. Girod. Motion referred to Magistrate Judge Robert E. Wier. (Attachments: # <u>1</u> Proposed Order) (McFarland, Charles) Modified text on 11/17/2015. (AWD) (Entered: 11/16/2015) |
| 11/16/2015 | <u>18</u> | ORDER as to Samuel A. Girod: The Court GRANTS Dft's <u>17</u> MOTION for Leave to File Reply. Dfts shall file any reply by November 20, 2015. Upon receipt of the reply or the passing of the deadline, the matter shall stand submitted for final consideration. Signed by Magistrate Judge Robert E. Wier on November 16, 2015. (AWD) cc: COR,USM,USP (Entered: 11/16/2015) |

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| 11/20/2015 | <u>19</u> | REPLY TO RESPONSE to Motion by Samuel A. Girod re <u>14</u> MOTION to Enjoin U.S. Marshal from taking Photograph of Defendant <i>per RFRA</i> (McFarland, Charles) (Entered: 11/20/2015) |
| 11/20/2015 | <u>20</u> | FIRST MOTION to Continue <i>Trial</i> as to Samuel A. Girod. (Attachments: # <u>1</u> Proposed Order)(McFarland, Charles) Modified text on 11/23/2015. (AWD) (Entered: 11/20/2015) |
| 11/23/2015 | <u>21</u> | ORDER as to Samuel A. Girod: (1) Dft's <u>20</u> MOTION to Continue Trial is GRANTED. (2) The <u>JURY TRIAL</u> previously scheduled for 1/5/2016 is CONTINUED until <u>3/29/2016 at 9:30 AM in LEXINGTON</u> before Judge Danny C. Reeves; counsel present at 9:00 AM. (3) The <u>PRETRIAL CONFERENCE</u> previously scheduled for 12/23/2015 is CONTINUED until <u>3/9/2016 at 9:00 AM in LEXINGTON</u> before Judge Danny C. Reeves. (4) By separate order, US Magistrate Judge may reschedule a date for filing and hearing defensive motions. (5) The delay by the continuance of trial is excluded under STA. Ends of justice served by continuance outweigh best interests of public and Dfts. Court finds that the period of time from January 5, 2016 until March 29, 2016 is excluded under STA. Signed by Judge Danny C. Reeves on November 23, 2015. (AWD) cc: COR,USM,USP,D,JC (Entered: 11/23/2015) |
| 11/23/2015 | | *** MOTION SUBMITTED TO CHAMBERS OF Magistrate Judge Wier to review: <u>14</u> MOTION to Enjoin U.S. Marshal from taking Photograph of Defendant <i>per RFRA</i> filed as to Samuel A. Girod – reply filed. (AWD) (Entered: 11/23/2015) |
| 11/23/2015 | <u>22</u> | ORDER as to Samuel A. Girod: The Court EXTENDS the deadline for filing defensive motions to NLT 2/2/2016 and RESCHEDULES the <u>MOTIONS HEARING</u> for <u>2/9/2016 at 1:30 PM in LEXINGTON</u> . Signed by Magistrate Judge Robert E. Wier on 11/23/2015. (SCD)cc: COR,USM,USP,D (Entered: 11/23/2015) |
| 11/25/2015 | <u>23</u> | ORDER as to Samuel A. Girod: The Court will hear the <u>14</u> MOTION to Enjoin U.S. Marshal from taking Photograph of Defendant <i>per RFRA</i> on <u>12/9/2015 at 1:30 PM in LEXINGTON</u> before Magistrate Judge Robert E. Wier. Parties shall be prepared to offer any proof substantiating their factual positions under the applicable RFRA framework. Court will plan to hear argument at the close of the proof. Signed by Magistrate Judge Robert E. Wier on November 25, 2015. (AWD) cc: COR,USM,USP,D (Entered: 11/25/2015) |
| 11/25/2015 | <u>24</u> | MOTION to Continue Trial by USA as to Samuel A. Girod. (Attachments: # <u>1</u> Proposed Order)(Smith, Kate) Modified text on 11/25/2015. (AWD) (Entered: 11/25/2015) |
| 11/25/2015 | | *** MOTION SUBMITTED TO CHAMBERS OF Judge Reeves to review: <u>24</u> MOTION to Continue Trial by USA filed as to Samuel A. Girod. (AWD) (Entered: 11/25/2015) |
| 11/30/2015 | <u>25</u> | ORDER as to Samuel A. Girod: (1) The USA's <u>24</u> MOTION to Continue Trial is GRANTED. (2) The <u>JURY TRIAL</u> previously scheduled for 3/29/2016 is CONTINUED until <u>4/12/2016 at 9:30 AM in LEXINGTON</u> before Judge Danny C. Reeves; counsel shall be present at 9:00 AM. (3) The <u>PRETRIAL CONFERENCE</u> previously scheduled for 3/9/2016 is CONTINUED until <u>3/23/2016 at 9:00 AM in LEXINGTON</u> before Judge Danny C. Reeves. Signed by Judge Danny C. Reeves on November 30, 2015. (AWD) cc: COR,USM,USP,D,JC (Entered: 11/30/2015) |
| 12/09/2015 | <u>32</u> | MINUTE ENTRY for MOTION HEARING as to Samuel A. Girod held on 12/9/2015 re <u>14</u> MOTION to Enjoin U.S. Marshal from taking Photograph of Defendant <i>per RFRA</i> before Magistrate Judge Robert E. Wier: Dft appeared with Charles E. McFarland, RETAINED counsel of record. Though the Court has since ruled, this entry documents that hearing. Signed by Magistrate Judge Robert E. Wier. (Tape #KYED-LEX__5-15-cr-87-DCR-REW-1_20151209_131315) (AWD) cc: COR,USM,USP (Entered: 01/04/2016) |
| 12/10/2015 | <u>26</u> | ORDER as to Samuel A. Girod: Court SCHEDULES a <u>TELEPHONIC CONFERENCE</u> , for counsel only, for <u>12/14/2015 at 4:15 PM</u> before Magistrate Judge Robert E. Wier to address the proper method for documenting the evidence displayed during the hearing. Court will utilize the electronic sound (digital audio) recording system as the record for the call. Signed by Magistrate Judge Robert E. Wier on December 10, 2015. (AWD) cc: COR,USM,USP,D (Entered: 12/10/2015) |

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| 12/11/2015 | <u>27</u> | EXHIBIT AND WITNESS LIST for 12/9/2015 Motion Hearing as to Samuel A. Girod. (AWD) (Entered: 12/11/2015) |
| 12/14/2015 | <u>28</u> | ORDER as to Samuel A. Girod: The Court RESCHEDULES the <u>TELEPHONIC CONFERENCE</u> , for counsel only, for <u>12/15/2015 at 4:15 PM</u> before Magistrate Judge Robert E. Wier. The call mechanics in <u>26</u> persist. Signed by Magistrate Judge Robert E. Wier on December 14, 2015. (AWD) cc: COR,USM,USP,D (Entered: 12/14/2015) |
| 12/15/2015 | <u>29</u> | MINUTE ENTRY for TELEPHONE CONFERENCE as to Samuel A. Girod held on 12/15/2015 before Magistrate Judge Robert E. Wier: AUSA Kate Smith appeared on behalf of the USA. Charles E. McFarland, RETAINED counsel of record for Dft did not appear. Court had already moved the call once to accommodate defense counsel, so elected to go forward with the call. Court ORDERS the USA to file the saved image of the cellphone photograph from the December 9, 2015 motion hearing with the Court on a disk, with a copy to be provided to defense counsel. The ordered submission should be the photo saved from the phone to a hard drive and then burned onto a disk. This method should adequately document the exhibit displayed in open court. Signed by Magistrate Judge Robert E. Wier. (Tape #KYED-LEX_5-15-cr-87-DCR-REW-1_20151215_155058) (AWD) cc: COR,USM,USP (Entered: 12/16/2015) |
| 12/18/2015 | <u>30</u> | ORDER RE: COURTROOM DECORUM AND TRIAL PROCEDURES. Signed by Judge Danny C. Reeves on December 18, 2015. (AWD)cc: COR,USM,USP (Entered: 12/18/2015) |
| 12/30/2015 | <u>31</u> | ORDER as to Samuel A. Girod: The Court GRANTS <u>14</u> Motion insofar as it seeks exemption; Court ORDERS that the USM's processing of Girod is complete, at this stage, and the Court does not require Girod to pose for photographs by the USM. Either party may appeal this pre-trial decision, which does not dispose of a charge or defense in the case. Signed by Magistrate Judge Robert E. Wier on 12/30/2015. (STC)cc: COR,USM,USP (Entered: 12/30/2015) |
| 01/11/2016 | <u>33</u> | ORDER as to Samuel A. Girod: The <u>PRETRIAL CONFERENCE</u> previously scheduled for 3/23/2016 is RESCHEDULED for <u>3/30/2016 at 2:30 PM in LEXINGTON</u> before Judge Danny C. Reeves. Signed by Judge Danny C. Reeves on January 11, 2016. (AWD) cc: COR,USM,USP,D (Entered: 01/11/2016) |
| 02/04/2016 | <u>34</u> | ORDER as to Samuel A. Girod: The Court CANCELS the motion hearing currently scheduled for 2/9/2016 at 1:30 PM. Dft has not filed any defensive motions, and the 2/2/2016 deadline for doing so has passed. Signed by Magistrate Judge Robert E. Wier on February 4, 2016. (AWD) cc: COR,USM,USP,D (Entered: 02/04/2016) |
| 02/08/2016 | <u>35</u> | SECOND MOTION to Continue <i>Trial</i> as to Samuel A. Girod. (Attachments: # <u>1</u> Proposed Order)(McFarland, Charles) Modified text on 2/8/2016. (AWD) (Entered: 02/08/2016) |
| 02/08/2016 | <u>36</u> | MOTION to Reset Defense Motions Date as to Samuel A. Girod. (Attachments: # <u>1</u> Proposed Order) Motion referred to Magistrate Judge Robert E. Wier. (McFarland, Charles) Modified text on 2/8/2016. (AWD) (Entered: 02/08/2016) |
| 02/08/2016 | | *** MOTION SUBMITTED TO CHAMBERS OF Judge Reeves to review: <u>35</u> SECOND MOTION to Continue <i>Trial</i> filed as to Samuel A. Girod. (AWD) (Entered: 02/08/2016) |
| 02/08/2016 | | *** MOTION SUBMITTED TO CHAMBERS OF Judge Wier to review: <u>36</u> MOTION to Reset Defense Motions Date filed as to Samuel A. Girod. (AWD) (Entered: 02/08/2016) |
| 02/09/2016 | <u>37</u> | ORDER as to Samuel A. Girod: (1) The <u>35</u> SECOND MOTION to Continue Trial is GRANTED. (2) The <u>JURY TRIAL</u> scheduled for 4/12/2016 is CONTINUED until <u>6/13/2016 at 9:30 AM in LEXINGTON</u> before Judge Danny C. Reeves; counsel to be present at 9:00 AM. (3) The <u>PRETRIAL CONFERENCE</u> scheduled for 3/30/2016 is CONTINUED until <u>6/1/2016 at 9:00 AM in LEXINGTON</u> before Judge Danny C. Reeves. (4) The deadlines for filing a motion for re-arraignment and for the submission of pretrial filings shall be calculated according to the new pretrial conference date. (5) Time excluded from April 12, 2016 until June 13, 2016 under STA. Signed by Judge Danny C. Reeves on February 9, 2016. (AWD) cc: COR,USM,USP,D,JC (Entered: 02/09/2016) |

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| 02/10/2016 | <u>38</u> | ORDER as to Samuel A. Girod: Given the new trial date, The Court GRANTS the <u>36</u> Motion and RESETS the deadline for filing defensive motions to NLT 4/1/2016. Court will set a hearing as appropriate upon the filing of any motions. Signed by Magistrate Judge Robert E. Wier on February 10, 2016.(AWD) cc: COR,USP (Entered: 02/10/2016) |
| 03/18/2016 | <u>39</u> | THIRD MOTION to Continue <i>Trial Date and Other Deadlines</i> as to Samuel A. Girod. (Attachments: # <u>1</u> Proposed Order) (McFarland, Charles) Modified text on 3/18/2016. (AWD) (Entered: 03/18/2016) |
| 03/18/2016 | | *** MOTION SUBMITTED TO CHAMBERS OF Judge Reeves to review: <u>39</u> THIRD MOTION to Continue <i>Trial Date and Other Deadlines</i> filed as to Samuel A. Girod. (AWD) (Entered: 03/18/2016) |
| 03/21/2016 | <u>40</u> | RESPONSE to Motion by USA as to Samuel A. Girod re <u>39</u> THIRD MOTION to Continue <i>Trial Date and Other Deadlines</i> (Smith, Kate) (Entered: 03/21/2016) |
| 03/21/2016 | <u>41</u> | ORDER as to Samuel A. Girod: (1) The <u>39</u> THIRD MOTION to Continue Trial Date and Other Deadlines is GRANTED, in part. (2) The <u>JURY TRIAL</u> previously scheduled for 6/13/2016 is CONTINUED until <u>7/19/2016 at 9:30 AM in LEXINGTON</u> before Judge Danny C. Reeves; counsel present at 9:00 AM. (3) The <u>PRETRIAL CONFERENCE</u> scheduled for 6/1/2016 is CONTINUED until <u>7/8/2016 at 9:00 AM in LEXINGTON</u> before Judge Danny C. Reeves. (4) The deadlines for filing a motion for re-arraignment and for submission of pretrial filings shall be calculated according to the new pretrial conference date. (5) The delay is excluded under STA. The Court finds that the period of time from June 13, 2016 until July 19, 2016 is excluded under STA. Signed by Judge Danny C. Reeves on March 21, 2016. (AWD) cc: COR,USM,USP,D,JC (Entered: 03/21/2016) |
| 04/07/2016 | <u>42</u> | ORDER as to Samuel A. Girod: The <u>JURY TRIAL</u> previously scheduled for 7/19/2016 is RESCHEDULED for <u>7/26/2016 at 9:30 AM in LEXINGTON</u> before Judge Danny C. Reeves; counsel shall be present at 9:00 AM. Signed by Judge Danny C. Reeves on April 7, 2016. (AWD) cc: COR,USM,USP,D,JC (Entered: 04/07/2016) |
| 04/09/2016 | <u>43</u> | MOTION to Withdraw as Attorney by McFarland as to Samuel A. Girod. (Attachments: # <u>1</u> Proposed Order)(McFarland, Charles) Modified text on 4/11/2016. (AWD) (Entered: 04/09/2016) |
| 04/11/2016 | | *** MOTION SUBMITTED TO CHAMBERS OF Judge Reeves to review: <u>43</u> MOTION to Withdraw as Attorney by Charles E. McFarland filed as to Samuel A. Girod. (AWD) (Entered: 04/11/2016) |
| 04/11/2016 | <u>44</u> | ORDER as to Samuel A. Girod: The Court SCHEDULES <u>MOTION HEARING</u> re <u>43</u> MOTION to Withdraw as Attorney for <u>4/18/2016 at 1:30 PM in LEXINGTON</u> before Magistrate Judge Robert E. Wier. The Court will address generally the status of Dft's representation, and his intentions concerning same, at that time. Dft and Mr. McFarland shall appear in person, and counsel shall endure that Dft is aware of the hearing. Court also intends to arrange for the presence of CJA counsel as a possible resource going forward. Signed by Magistrate Judge Robert E. Wier on April 11, 2016. (AWD) cc: COR,USM,USP,D,CJA (Entered: 04/11/2016) |
| 04/12/2016 | <u>45</u> | MOTION to Dismiss for Lack of Jurisdiction and MOTION in Limine filed by Samuel A. Girod (pro se). (Attachments: # <u>1</u> Exhibit A: Certificate of Analysis, # <u>2</u> Exhibit B: FDA Case/Sample Summary Report, # <u>3</u> Exhibit C: Order Setting Conditions of Release) (AWD) (Entered: 04/12/2016) |
| 04/18/2016 | <u>46</u> | MINUTE ENTRY for MOTION HEARING as to Samuel A. Girod held on 4/18/2016 before Magistrate Judge Robert E. Wier: Dft appeared. Charles E. McFarland, RETAINED counsel of record was present. Hon. Michael Fox appeared as standby counsel. The Court ORDERS as follows: (1) The portion of the proceedings held <i>ex parte</i> shall remain under seal and unavailable to the USA should a transcript be made. (2) Court GRANTS Hon. Charles McFarland's <u>43</u> MOTION to Withdraw as Attorney. Dft's stated intent to proceed <i>pro se</i> establishes good cause for the withdrawal. Girod affirmatively stated his desire to terminate McFarland, and the Court respects his right to choose. (3) Court FINDS Dft has competently, knowingly, voluntarily, intelligently and unequivocally waived his right to counsel and asserted his right to self-representation. The Court strongly cautioned Girod that his election to proceed pro se was a poor calculation, but Girod made the calculation with full faculties. (4) |

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| | | Court APPOINTS Hon. Michael Fox as standby counsel under the Court's inherent authority. Mr. McFarland will transfer the electronic discovery provided by the USA to Mr. Fox as soon as possible. The appointment of standby counsel is governed by Guide to Judiciary Policy. (5) Court will address the issue of Dft's access to discovery in the case via separate order. He has the abstract of reports but cannot (by his own choice based on disposition toward technology) access the electronic disk. (6) Clerk shall serve all items prospectively entered on the docket to Mr. Girod by US Mail at his address: 409 Satterfield Lane, Owingsville KY 40360, in addition to electronic service to Mr. Fox. (7) Dft need not and should not serve individual judges on the Court any filings. Girod should simply file with the Clerk and serve the prosecutor. (8) USA shall respond to Girod's <u>45</u> Motion to Dismiss NLT 4/26/2016; Girod may reply NLT 5/10/2016. (9) The trial schedule remains as previously set by Judge Reeves. PTC on 7/8/2016 at 9:00 AM. Jury Trial on 7/26/2016 at 9:30 AM with parties present at 9:00 AM. (10) Dft shall remain on current conditions of release pending further proceedings. Signed by Magistrate Judge Robert E. Wier. (Tape #KYED-LEX 5-15-CR-87-DCR-REW-1_20160418_131242) (AWD) cc: COR,USM,USP,CJA,D,JC,Dft via US Mail (Entered: 04/19/2016) |
| 04/22/2016 | <u>47</u> | ORDER as to Samuel A. Girod: The Court has not made an indigency finding, and Girod has not requested one. Further, Girod has not formally sought any relief on the discovery matter. The Court thus will not, at this stage, order the USA to do any more than it has done. If Girod seeks an order on paper production, he may file a motion setting forth the reason(s) for the request, the reason(s) he cannot access the matters by viewing at Mr. Fox's office and his estimate regarding reproduction costs, if applicable. Signed by Magistrate Judge Robert E. Wier on April 22, 2016. (AWD) cc: COR,USP,Dft via US Mail (Entered: 04/22/2016) |
| 04/26/2016 | <u>48</u> | EXPERT WITNESS NOTIFICATION by USA as to Samuel A. Girod. (Attachments: # <u>1</u> Exhibit A: CV of Jane Liedtka, MD, # <u>2</u> Exhibit B: Report, # <u>3</u> Exhibit C: Declaration of Jane E. Liedtka, MD)(Smith, Kate) Modified text on 4/27/2016. (AWD) (Entered: 04/26/2016) |
| 04/26/2016 | <u>49</u> | RESPONSE in Opposition by USA as to Samuel A. Girod re <u>45</u> MOTION to Dismiss for Lack of Jurisdiction and MOTION in Limine. (Smith, Kate) Modified text on 4/27/2016. (AWD) (Entered: 04/26/2016) |
| 05/04/2016 | <u>50</u> | NOTICE of Intent to Seek Admission of Rule 404(b) Evidence by USA as to Samuel A. Girod (Smith, Kate) Modified text on 5/4/2016. (AWD) (Entered: 05/04/2016) |
| 05/09/2016 | <u>51</u> | REPLY TO RESPONSE to <u>45</u> MOTION to Dismiss for Lack of Jurisdiction and MOTION in Limine by Samuel A. Girod (pro se). (AWD) (Entered: 05/09/2016) |
| 05/09/2016 | <u>52</u> | OBJECTION to <u>48</u> Expert Witness Notification by Samuel A. Girod (pro se). (AWD) (Entered: 05/09/2016) |
| 05/09/2016 | <u>53</u> | EXPERT WITNESS NOTIFICATION by Samuel A. Girod (pro se). (AWD) (Entered: 05/09/2016) |
| 05/09/2016 | <u>54</u> | PLEA ENTRY by Samuel A. Girod (pro se). (AWD) (Entered: 05/09/2016) |
| 05/09/2016 | <u>55</u> | CEASE AND DESIST by Samuel A. Girod (pro se). (AWD) (Entered: 05/09/2016) |
| 05/09/2016 | <u>56</u> | NOTICE OF INTENT by Samuel A. Girod (pro se). (AWD) (Entered: 05/09/2016) |
| 05/17/2016 | | CJA Appointment of Attorney for Samuel A. Girod. The Clerk entered the representation and appointment in the eVoucher system for Michael B. Fox. (SMT) (Entered: 05/17/2016) |
| 05/19/2016 | <u>57</u> | ORDER as to Samuel A. Girod: to the extent Defendant Samuel Girod seeks to change his plea <u>54</u> , his request is DENIED. Signed by Judge Danny C. Reeves on 5/19/2016. (STC)cc: COR,USP,Dft (Entered: 05/19/2016) |
| 05/19/2016 | <u>58</u> | ORDER as to Samuel A. Girod: Clerk is DIRECTED to re-docket Defendant Samuel Girod's <u>52</u> OBJECTION as a Motion in limine. US shall respond to motion and dft shall reply in accordance w/ LR 12.1(d), based on date submission is re-docketed. Signed by Judge Danny C. Reeves on 5/19/2016. (STC)cc: COR,USP,D (Entered: 05/19/2016) |

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| 05/19/2016 | <u>59</u> | MOTION in Limine as to Samuel A. Girod. Filed pursuant to <u>58</u> Order. (STC) (Entered: 05/19/2016) |
| 06/02/2016 | <u>60</u> | RESPONSE in Opposition by USA as to Samuel A. Girod re <u>59</u> MOTION in Limine (Smith, Kate) (Entered: 06/02/2016) |
| 06/02/2016 | | *** MOTION SUBMITTED TO CHAMBERS OF Judge Reeves to review: <u>59</u> MOTION in Limine filed as to Samuel A. Girod – Response by USA filed. (AWD) (Entered: 06/02/2016) |
| 06/08/2016 | <u>61</u> | RECOMMENDED DISPOSITION as to Samuel A. Girod: The Court RECOMMENDS that the District Court DENY Dft's <u>45</u> MOTION in its entirety. Within 14 days after being served with a copy, any party may serve and file written objections. Parties should consult the statute and rule for specific appeal rights/mechanics. Failure to object in accordance with the Rule waives a party's right to review. Signed by Magistrate Judge Robert E. Wier on June 8, 2016. (AWD) cc: COR,USP,Dft via US Mail (Entered: 06/08/2016) |
| 06/09/2016 | <u>62</u> | MOTION to Compel as to Samuel A. Girod (pro se). Motions referred to Robert E. Wier. (KJR) (Entered: 06/09/2016) |
| 06/13/2016 | <u>63</u> | ORDER as to Samuel A. Girod: Court DENIES the <u>62</u> Motion to Compel as MOOT. Court has entered a <u>61</u> Recommended Disposition on the Motion to Dismiss. Girod shall file any objections to the Recommended Disposition for Judge Reeves's consideration as directed in that document and the applicable rules. The Court warns Girod that, if he fails to appear at the PTC, as he suggests will happen in the motion to compel, he will be in violation of his bond and subject to potential revocation and detention pending trial. Girod must appear at the PTC as scheduled. Violation of any bond condition could lead to revocation proceedings and detention pending trial. Court issues this Order resolving a non-dispositive pretrial matter under 28 USC 636(b)(1)(A). Any party objecting should consult the statute and FRCP 59(a) concerning rights/mechanics for reconsideration before the District Court. Failure to object waives a party's right to review. Signed by Magistrate Judge Robert E. Wier on June 13, 2016. (AWD) cc: COR,USM,USP,Dft via US Mail (Entered: 06/13/2016) |
| 06/17/2016 | <u>64</u> | ORDER as to Samuel A. Girod: The <u>PRETRIAL CONFERENCE</u> previously scheduled for 7/8/2016 is RESCHEDULED and ADVANCED to <u>6/27/2016 at 9:00 AM in LEXINGTON</u> before Judge Danny C. Reeves. The Dft is advised that he is required to attend this hearing on 6/27/2016. ORDERED that Dft may not serve his filings to individual judges on the Court. Rather, he is directed to file his submissions with the Clerk and serve them on the prosecutor. Dft is advised that further violations of this directive would constitute contempt of court with resulting sanctions being imposed. Signed by Judge Danny C. Reeves on June 17, 2016. (AWD) cc: COR,USM,USP,D,Dft via US Mail (Entered: 06/17/2016) |
| 06/21/2016 | <u>65</u> | OBJECTION TO <u>61</u> REPORT AND RECOMMENDATIONS by Samuel A. Girod. (AWD) (Entered: 06/21/2016) |
| 06/22/2016 | <u>66</u> | MEMORANDUM OPINION AND ORDER as to Samuel A. Girod: Dft's <u>59</u> Motion <i>in limine</i> to exclude the opinion testimony of Dr. Jane E. Liedtka at trial is DENIED. Signed by Judge Danny C. Reeves on June 22, 2016.(AWD) cc: COR,USP,Dft via US Mail (Entered: 06/22/2016) |
| 06/22/2016 | <u>67</u> | MOTION in Limine <i>to Exclude Private Membership Association Defense</i> by USA as to Samuel A. Girod. (Attachments: # <u>1</u> Exhibit A: Notice of Satterfield Naturals to Sell/Market Products to Private Members Only in Private Domain, # <u>2</u> Exhibit B: Letter dated 2/21/2014, # <u>3</u> Exhibit C: Letter dated 9/8/2015, # <u>4</u> Proposed Order) (Smith, Kate) Modified attachment descriptions on 6/22/2016. (AWD) (Entered: 06/22/2016) |
| 06/22/2016 | <u>68</u> | MOTION in Limine <i>to Exclude Proposed "Expert" Testimony</i> by USA as to Samuel A. Girod. (Attachments: # <u>1</u> Proposed Order) (Smith, Kate) Modified text on 6/22/2016. (AWD) (Entered: 06/22/2016) |
| 06/22/2016 | | NOTICE OF DOCKET MODIFICATION to Kate Smith re <u>67</u> MOTION in Limine by USA: <u>Error</u> : Attachments were insufficiently described as "Exhibit A," "Exhibit B," etc. Entry by attorney. Correction: The Clerk has renamed the attachments. Attachments must be adequately described. Example: Exhibit A (incorrect); Exhibit A: |

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| | | Affidavit of John Doe (correct). No further action required by counsel. cc: COR (AWD) (Entered: 06/22/2016) |
| 06/22/2016 | <u>69</u> | MOTION for Order <i>Regarding Proposed Government Exhibits</i> by USA as to Samuel A. Girod. (Attachments: # <u>1</u> Exhibit A: Certifications, # <u>2</u> Proposed Order)(Smith, Kate) Modified text on 6/23/2016. (AWD) (Entered: 06/22/2016) |
| 06/24/2016 | <u>70</u> | MEMORANDUM OPINION AND ORDER as to Samuel A. Girod: (1) The <u>61</u> Recommended Disposition of US Magistrate Judge Robert E. Wier is ADOPTED and INCORPORATED by reference. (2) Dft's <u>65</u> Objections to Magistrate Wier's Recommended Disposition are OVERRULED. (3) Dft's <u>45</u> Motion to Dismiss and/or motion <i>in limine</i> is DENIED. Signed by Judge Danny C. Reeves on June 24, 2016. (AWD) cc: COR,USP,Dft via US Mail (Entered: 06/24/2016) |
| 06/27/2016 | <u>71</u> | NOTICE OF APPEAL by Samuel A. Girod (pro se) re <u>70</u> Order Adopting Report and Recommendations, Defendant is proceeding In Forma Pauperis. TRANSMITTED to 6CCA via email. cc: COR, 6CCA (Attachments: # <u>1</u> Memorandum Opinion & Order)(KJR) (Entered: 06/27/2016) |
| 06/27/2016 | <u>72</u> | MINUTE ENTRY for PRETRIAL CONFERENCE as to Samuel A. Girod held on 6/27/2016, before Judge Danny C. Reeves: Michael Fox appeared as APPOINTED STANDBY CJA counsel of record. 1. Matter remains set for <u>JURY TRIAL</u> on <u>7/26/2016</u> . <u>Jury will now be present at 9:00 AM</u> in LEXINGTON before Judge Danny C. Reeves. Counsel and defendant present at 8:30 AM. Jury trial will continue on subsequent days at 8:30 AM each day except 7/29/2016 when jury start time will be 9:00 AM. No jury trial 8/1/2016; 2. 55 potential jurors called by jury clerk. Limited seating for public for voir dire. Opening statements limited to 30 minutes each; 3. Oral motion to supplement proposed jury instructions granted; US given to 7/8/2016 to file supplemental jury instructions; 4. Dft provided copy of Memorandum Opinion and Order entered 6/24/2016 and copy of Courtroom Decorum Order for review. (Court Reporter Joan Averdick.) (STC)cc: COR,USM,USP,D,JC,Dft (Entered: 06/27/2016) |
| 06/30/2016 | | USCA Case No. 16-6070 as to Samuel A. Girod. Case Manager Jill Colyer for <u>71</u> Notice of Appeal filed by Samuel A. Girod. (AWD) (Entered: 08/23/2016) |
| 07/07/2016 | <u>73</u> | ORDER as to Samuel A. Girod: jury trial previously scheduled for 7/26/2016 is CONTINUED GENERALLY pending resolution of Dft's interlocutory appeal and pending motions filed by USA. Delay excluded under STA. Time excluded from 7/7/2016. Signed by Judge Danny C. Reeves on 7/7/2016. (STC)cc: COR,USM,USP,D,JC,Dft (Entered: 07/07/2016) |
| 07/21/2016 | <u>74</u> | MEMORANDUM OPINION AND ORDER as to Samuel A. Girod: (1) USA's <u>68</u> Motion <i>in limine</i> to exclude Dft's proposed expert testimony is GRANTED. Opinion testimony from the witnesses identified by Girod in his Expert Witness Notification will be excluded at trial. (2) USA's <u>67</u> Motion <i>in limine</i> to exclude evidence regarding Private Membership Associations as a defense is GRANTED. Inasmuch as the Dft seeks to present such evidence as a defense to his criminal conduct, it will be excluded at trial. Signed by Judge Danny C. Reeves on July 21, 2016. (AWD) cc: COR,USP,Dft via US Mail (Entered: 07/21/2016) |
| 08/09/2016 | <u>75</u> | NOTICE of Intent to Use Evidence by USA as to Samuel A. Girod (Smith, Kate) (Entered: 08/09/2016) |
| 08/16/2016 | <u>76</u> | ORDER as to Samuel A. Girod, <u>STATUS CONFERENCE</u> set for <u>8/26/2016 at 11:00 AM</u> in LEXINGTON before Judge Danny C. Reeves. Signed by Judge Danny C. Reeves on 8/16/2016. (STC)cc: COR,USM,USP,D,Dft (Entered: 08/16/2016) |
| 08/16/2016 | <u>77</u> | MEMORANDUM OPINION AND ORDER: USA's motion for an Order regarding proposed exhibits <u>69</u> is GRANTED. The Government is not required to produce extrinsic evidence of the authenticity of the following exhibits for their admission at trial: 9A, 9B, 12, 14, 17, 21, 22, 24, 27, 30, and 32. Signed by Judge Danny C. Reeves on 8/16/2016. (STC)cc: COR,USM,USP,Dft (Entered: 08/16/2016) |
| 08/23/2016 | <u>78</u> | Copy of Petition for Writ of Mandamus received by 6CCA as to Samuel A. Girod. Petition has been assigned Case No. 16-6301. (Attachments: # <u>1</u> Cover Letter)(AWD) (Entered: 08/23/2016) |

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| 08/26/2016 | <u>79</u> | MINUTE ENTRY of STATUS CONFERENCE (converted to DOCKET CALL) as to Samuel A. Girod held on 8/26/2016 before Judge Danny C. Reeves: (1) USA's oral motion for issuance of an arrest warrant is SUSTAINED. Clerk is DIRECTED to issue an arrest warrant for Dft based on his failure to appear at this scheduled hearing. Dft will be directed to show cause why the conditions of release previously imposed by the MJ should not be revoked based on his failure to appear for the hearing scheduled to be held on this date. (2) Case is continued and subject to intervening Orders of the Court. Signed by Judge Danny C. Reeves. (Court Reporter PEGGY WEBER.) (SCD) cc:USM,USP Modified on 8/26/2016 (SCD). Modified on 1/13/2017 to unseal. (AWD) (Entered: 08/26/2016) |
| 08/26/2016 | <u>81</u> | ORDER as to Samuel A. Girod: It is ordered that this Court retains jurisdiction in this matter, as Girod's attempted appeal of its Memo Opinion and Order of 6/24/2016 is frivolous and clearly nonappealable. Signed by Judge Danny C. Reeves on 8/26/2016. (SCD)cc: COR,USM,USP,6CCA,Dft(via US Mail) (Entered: 08/26/2016) |
| 09/07/2016 | <u>82</u> | Mail Returned as Undeliverable. Mail sent to Samuel A. Girod re <u>81</u> Order. Mail marked "Return to Sender – Refused – Unable to Forward" (AWD) (Entered: 09/07/2016) |
| 10/27/2016 | <u>83</u> | ORDER from 6CCA as to Samuel Girod re <u>78</u> Mandamus Petition: Girod's mandamus petition is DENIED. Motion to Proceed IFP DENIED AS MOOT. No mandate to issue. (Attachments: # <u>1</u> Cover Letter) (AWD) (Entered: 10/27/2016) |
| 12/16/2016 | <u>84</u> | ORDER as to Samuel A. Girod: Clerk is directed to file the attached letter and materials in the record of this matter. Signed by Judge Danny C. Reeves on December 16, 2016. (Attachments: # <u>1</u> Letter and materials) (AWD)cc: COR,USM,USP,Dft via US Mail (Entered: 12/16/2016) |
| 12/16/2016 | <u>85</u> | Letter from Dft Samuel Girod; filed pursuant to the Court's <u>84</u> Order. (AWD) (Entered: 12/16/2016) |
| 01/13/2017 | | CLERK'S VIRTUAL NOTICE re: HEARING SCHEDULE as to Samuel A. Girod: <u>INITIAL APPEARANCE</u> set for <u>1/13/2017 at 2:15 PM</u> in LEXINGTON before Magistrate Judge Robert E. Wier. cc: COR, USM, USP, D (SCD) (Entered: 01/13/2017) |
| 01/13/2017 | <u>86</u> | <u>Arrest WARRANT</u> returned executed on January 12, 2017 in case as to Samuel A. Girod. (AWD) (Entered: 01/13/2017) |
| 01/13/2017 | <u>87</u> | WITNESS LIST for Bond Violation Hearing held 1/13/2017 as to Samuel A. Girod. (AWD) (Entered: 01/13/2017) |
| 01/13/2017 | <u>88</u> | MINUTE ENTRY for BOND VIOLATION HEARING as to Samuel A. Girod held on January 13, 2017 before Magistrate Judge Robert E. Wier: Dft appeared in custody. Michael Fox, CJA APPOINTED counsel of record, was also present. Court ORDERS as follows: (1) Court FINDS USA proved by clear and convincing evidence that Girod failed to appear for the 8/26/2016 status conference in violation of condition #4. (2) The Court REVOKES Dft's bond and orders him detained pending trial. (3) Court REMANDS Dft to custody. (4) Dft may seek review per § 3145. (5) <u>JURY TRIAL</u> set for <u>2/27/2017 at 9:30 AM</u> in LEXINGTON before Judge Danny C. Reeves; counsel/parties present at 9:00 AM; 4 days for trial. Court analyzes the STA's requirements as applied to this case and the new trial date of 2/27/2017. The Feb trial date is STA compliant. Any party may file any motion objecting to the STA calculation and findings under Rule 59(a) and/or the STA. Objection shall be filed within 14 days. Signed by Magistrate Judge Robert E. Wier. (Tape #KYED-LEX_5-15-cr-87-DCR-REW-1_20170113_141349) (AWD) cc: COR,USM,USP,D,JC (Entered: 01/17/2017) |
| 01/25/2017 | <u>89</u> | ORDER of USCA as to Samuel A. Girod re <u>71</u> Notice of Appeal (6CCA Case No. 16-6070): Appeal is DISMISSED sua sponte for lack of jurisdiction. (Attachments: # <u>1</u> Cover Letter (No Mandate to Issue))(SCD) (Entered: 01/25/2017) |
| 02/02/2017 | <u>90</u> | SUPERSEDING INDICTMENT returned in open court as to Samuel A. Girod re Counts 1s-13s. (AWD) (Additional attachment(s) added on 2/3/2017: # <u>1</u> <u>Unredacted Superseding Indictment</u>) (AWD). (Entered: 02/03/2017) |

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| 02/02/2017 | <u>91</u> | MOTION for Arraignment by USA as to Samuel A. Girod. (AWD) (Entered: 02/03/2017) |
| 02/03/2017 | <u>92</u> | ORDER SETTING ARRAIGNMENT as to Samuel A. Girod: The Court ORDERS that the <u>91</u> Motion for Arraignment is GRANTED, and this matter is set for an <u>ARRAIGNMENT</u> on <u>2/8/2017 at 3:00 PM in LEXINGTON</u> before Magistrate Judge Robert E. Wier. Signed by Magistrate Judge Robert E. Wier on February 2, 2017. (AWD) cc: COR,USM,USP,D (Entered: 02/03/2017) |
| 02/03/2017 | <u>93</u> | ORDER as to Samuel A. Girod: The Court RESCHEDULES the <u>ARRAIGNMENT</u> to <u>2/6/2017 at 4:00 PM</u> in LEXINGTON. Signed by Magistrate Judge Robert E. Wier on 2/3/2017. (SCD)cc: COR,USM,USP,D (Entered: 02/03/2017) |
| 02/06/2017 | <u>94</u> | NOTICE OF ATTORNEY APPEARANCE Gary Todd Bradbury, AUSA appearing for USA. (Bradbury, Gary) (Entered: 02/06/2017) |
| 02/06/2017 | <u>95</u> | MINUTE ENTRY for ARRAIGNMENT on SUPERSEDING as to Samuel A. Girod re Counts 1s-13s held on February 6, 2017 before Magistrate Judge Robert E. Wier: Dft appeared in custody. Michael Fox appeared as stand-by counsel under the CJA. Dft affirmed his desire to remain <i>pro se</i> . Dft PNG to all counts. USA will produce all discovery related to Count 13 to Dft and stand-by counsel by 2/13/2017. Pretrial motions to be filed pursuant to the Court's Pretrial Order. <u>PRETRIAL CONFERENCE</u> set for <u>2/22/2017 at 9:00 AM in LEXINGTON</u> before Judge Danny C. Reeves. <u>JURY TRIAL</u> set for <u>2/27/2017 at 9:30 AM in LEXINGTON</u> before Judge Danny C. Reeves; counsel present at 9:00 AM. Dft remanded to custody. Signed by Magistrate Judge Robert E. Wier. (Tape #KYED-LEX_5-15-cr-87-DCR-REW-1_20170206_151741) (AWD) cc: COR,USM,USP,D,JC,Dft via US Mail,CJA (Entered: 02/07/2017) |
| 02/08/2017 | <u>96</u> | STRICKEN FROM DOCKET Pursuant to DE <u>97</u> Order. (Attachments: # <u>1</u> Memorandum in Support) (AWD) Modified on 2/8/2017 (SCD). (Entered: 02/08/2017) |
| 02/08/2017 | <u>97</u> | ORDER as to Samuel A. Girod: It is ordered that the <u>96</u> Objection to Juror's Oath shall be STRICKEN from the record. Signed by Judge Danny C. Reeves on 2/8/2017. (SCD)cc: COR,USP,Dft(via US Mail) (Entered: 02/08/2017) |
| 02/13/2017 | <u>98</u> | TRANSCRIPT REQUEST by David Girod for proceedings held on February 6, 2017 before Magistrate Judge Robert E. Wier. (Attachments: # <u>1</u> Envelope postmarked 2/9/2017) (AWD) (Entered: 02/13/2017) |
| 02/13/2017 | | Clerk's Note: Clerk provided electronic recording packet information to Lisa Wiesman re: <u>98</u> Transcript Request as to Samuel A. Girod. (STC) (Entered: 02/13/2017) |
| 02/14/2017 | <u>99</u> | MOTION for Reconsideration re <u>97</u> Order filed by Samuel A. Girod (pro se). (Attachments: # <u>1</u> Proposed Order, # <u>2</u> Exhibit: Order entered 2/8/2017, # <u>3</u> Exhibit: Tendered Objection to Juror's Oath, # <u>4</u> Exhibit: Tendered Memo in Support of Objection to Juror's Oath, # <u>5</u> Exhibit: Proposed Order re Objection to Juror's Oath)(AWD) (Entered: 02/14/2017) |
| 02/14/2017 | <u>100</u> | ORDER as to Samuel A. Girod: Dft's <u>99</u> Motion for Reconsideration is GRANTED, but the relief requested therein is DENIED. Signed by Judge Danny C. Reeves on February 14, 2017. (AWD) cc: COR,USP,Dft via US Mail (Entered: 02/14/2017) |
| 02/16/2017 | <u>101</u> | MOTION to Dismiss as to Samuel A. Girod. (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Proposed Order) (AWD) (Entered: 02/16/2017) |