

**U.S. District Court**  
**District of Alaska (Anchorage)**  
**CRIMINAL DOCKET FOR CASE #: 3:13-cr-00103-SLG-MMS-1**

Case title: USA v. Brandner

Date Filed: 09/18/2013

Date Terminated: 04/07/2016

Date Filed	#	Docket Text
09/18/2013	<u>1</u>	INDICTMENT COVER SHEET(S) AND SIGNATURES as to Michael D. Brandner (1) count(s) 1-7. (Attachments: # <u>1</u> Criminal Cover Sheet re Defendant Michael D. Brandner) (BJK, COURT STAFF) (Entered: 09/18/2013)
09/18/2013	<u>2</u>	<b>INDICTMENT</b> as to Michael D. Brandner. (BJK, COURT STAFF) (Entered: 09/18/2013)
09/19/2013		Notice of Arrest of Michael D. Brandner defendant arrested 9/19/13. (CLW, COURT STAFF) (Entered: 09/19/2013)
09/19/2013	3	JDR ORDER: as to Michael D. Brandner re <u>2</u> Indictment, Arraignment set for 9/20/2013 at 11:00 AM in Anchorage Courtroom 6 before John D. Roberts. cc: USM, USPO and FPD (CJA Clerk). (CLW, COURT STAFF) (Entered: 09/19/2013)
09/20/2013	<u>4</u>	First MOTION <i>on shortened time</i> by Michael D. Brandner. (Attachments: # <u>1</u> Proposed Order)(Dayan, Allen) (Entered: 09/20/2013)
09/20/2013	5	JDR ORDER: granting <u>4</u> Motion to Appear Telephonically as to Michael D. Brandner (1). Accordingly, Mr. Dayan is to call into the courtroom five minutes prior to the start of today's hearing at 907-677-6231. (CLW, COURT STAFF) (Entered: 09/20/2013)
09/20/2013	<u>6</u>	First UNOPPOSED MOTION <i>Unopposed Motion on shortened time to appear telephonically on behalf of defendant Michael Brandner</i> by Michael D. Brandner. (Ensminger, D.) (Entered: 09/20/2013)
09/20/2013	7	JDR ORDER: granting <u>6</u> Unopposed Motion to Appear Telephonically on Shortened Time as to Michael D. Brandner (1). Mr. Ensminger and Mr. Dayan may participate telephonically at today's hearing by calling 907-677-6246 five minutes prior to the start of the hearing. (CLW, COURT STAFF) (Entered: 09/20/2013)
09/20/2013	<u>8</u>	Arrest Warrant Returned Executed on 9/19/13. in case as to Michael D. Brandner. (PXS, COURT STAFF) (Entered: 09/20/2013)
09/20/2013	<u>10</u>	Secured Appearance Bond set as to Michael D. Brandner in amount of \$25,000. cc: USM, uSPO (PXS, COURT STAFF) (Entered: 09/23/2013)
09/20/2013	<u>11</u>	Minute Entry for proceedings held before Judge John D. Roberts: Arraignment on Indictment as to Michael D. Brandner (1) Count 1-7 held on 9/20/2013. Randall Ensminger retained. Defendant pled not guilty to counts 1-7 of the Indictment and DENIED the criminal forfeiture allegation as stated in the Indictment. Final Pretrial Conference set for 11/1/2013 at 3:30 p.m. and Trial by Jury set for 11/12/2013 at 9:00 a.m. before Judge Gleason. Government to file Certificate of Discovery by 9/27/2013. cc: USM, USPO. (NXL, COURT STAFF) (Entered: 09/23/2013)
09/20/2013	<u>12</u>	ORDER Setting Conditions of Release as to Michael D. Brandner Signed by Judge John D. Roberts on 9/20/2013. cc: USM, USPO. (NXL, COURT STAFF) (Entered: 09/23/2013)
09/20/2013	<u>13</u>	Bail Information Sheet re <u>12</u> Order Setting Conditions of Release by Michael D. Brandner. cc: USM, USPO (NXL, COURT STAFF) (Entered: 09/23/2013)
09/20/2013	<u>14</u>	ORDER FOR THE PROGRESSION OF A CRIMINAL CASE as to Michael D. Brandner: Pre-Trial Motions due by 10/15/2013. Final Pretrial Conference set for 11/1/2013 at 3:30 PM in Anchorage Courtroom 3 before Sharon L. Gleason. Jury Trial set for 11/12/2013 at 9:00 AM in Anchorage Courtroom 3 before Sharon L. Gleason. Signed by Judge John D. Roberts on 9/20/2013. cc: USM, USPO, Jury Clerk. (NXL,

		COURT STAFF) (Entered: 09/23/2013)
09/23/2013	<u>9</u>	Secured Bond set as to Michael D. Brandner in amount of \$ 25,000 (Unsigned by Defendant) (Attachments: # <u>1</u> Surety Bond for Preliminary and/or Court Appearance of Defendant, # <u>2</u> Power of Attorney, # <u>3</u> Apparance Bond, # <u>4</u> Non-Cash Receipt)(PXS, COURT STAFF) (Entered: 09/23/2013)
09/23/2013	<u>15</u>	ORDER of Release as to Michael D. Brandner. Signed by Judge John D. Roberts on 9/20/13. Orig + 1 to USM. (CLW, COURT STAFF) (Entered: 09/23/2013)
09/26/2013	<u>16</u>	NOTICE OF ATTORNEY APPEARANCE Ignacio Perez de la Cruz appearing for USA. (Perez de la Cruz, Ignacio) (Entered: 09/26/2013)
10/15/2013	<u>17</u>	First MOTION to Continue <i>Trial and Declare Case Complex</i> by Michael D. Brandner. (Attachments: # <u>1</u> Affidavit Declaration of Counsel in Support of Motion to Declare Case Complex and Continue Trial)(Ensminger, D.) (Entered: 10/15/2013)
10/15/2013	<u>18</u>	Supplemental MOTION to Continue <i>Pretrial Deadlines</i> by Michael D. Brandner. (Attachments: # <u>1</u> Affidavit Declaration of Counsel in Support of Motion to Continue Pretrial Deadlines)(Ensminger, D.) (Entered: 10/15/2013)
10/15/2013		Docket Annotation: Error re <u>18</u> Supplemental MOTION to Continue <i>Pretrial Deadlines</i> , no proposed order provided; Correction: Attorney shall create a "Notice of Lodging" with proposed order attached and link to motion at docket 18. The attorney will also take notice that Affidavits and Declarations in support of motions are to be filed seperately from the motion in the future using the appropriate (affidavit/declaration) event. (CLW, COURT STAFF) (Entered: 10/16/2013)
10/16/2013	<u>19</u>	<b>JDR TEXT ORDER</b> deferring ruling on <u>18</u> MOTION to Continue Pretrial Motions Deadline filed by defendant <u>Michael D. Brandner</u> . At Docket 17 the Defendant has moved to continue the current trial date. <i>This Court will hold Defendant's request for a continuance of the pretrial motions deadline in abeyance</i> until Judge Gleason has ruled on the issue of declaring the case complex and continuing trial date. (JAM, Chambers Staff) (Entered: 10/16/2013)
10/17/2013	<u>20</u>	NOTICE of Lodging Order to Continue <i>Pretrial Deadlines</i> by Michael D. Brandner re <u>18</u> Supplemental MOTION to Continue <i>Pretrial Deadlines</i> (Ensminger, D.) (Entered: 10/17/2013)
10/17/2013	<u>21</u>	ADDITIONAL RELATED DOCUMENT <i>Proposed Order to Continue Pretrial Deadlines</i> re <u>18</u> Supplemental MOTION to Continue <i>Pretrial Deadlines</i> (Ensminger, D.) Modified on 10/17/2013 Create relationship to document #20 Remove relationship to document #18 (CLW, COURT STAFF). (Entered: 10/17/2013)
10/28/2013	<u>22</u>	<b>ORDER:</b> re Motion to Declare Case Complex and Continue Trial <u>17</u> . Motion Hearing set for <b>November 1, 2013 at 3:30 p.m.</b> in Anchorage Courtroom 3 before Sharon L. Gleason. Signed by Judge Sharon L. Gleason on 10/28/2013. (AEM, CHAMBERS STAFF)cc: USM, USPO, JC, and CAL (Entered: 10/28/2013)
11/01/2013	<u>23</u>	Minute Entry for proceedings held before Judge Sharon L. Gleason:Motion Hearing (Final Pretrial Conference) as to Michael D. Brandner held on 11/1/2013. RE <u>17</u> First MOTION to Continue <i>Trial and Declare Case Complex</i> filed by Michael D. Brandner; GRANTED. Court found excludable delay under 18 U.S.C. § 3161(h)(7)(ii)Case Unusual or complex. Trial by Jury set for 5/12/2013 at 9:00 a.m. was VACATED. Final Pretrial Conference set for 5/12/2014 at 3:00 PM in Anchorage Courtroom 3 before Sharon L. Gleason. Trial by Jury set for 5/27/2014 at 9:00 AM in Anchorage Courtroom 3 before Sharon L. Gleason. cc: USM, USPO. (NXL, COURT STAFF) (Entered: 11/04/2013)
11/04/2013	<u>24</u>	AMENDED MINUTE ENTRY: The parties are advised that the PDF Document as to Michael D. Brandner: <u>23</u> Motion Hearing ( Final Pretrial Conference) is amended as follows: Minute Entry for proceedings held before Judge Sharon L. Gleason:Motion Hearing (Final Pretrial Conference) as to Michael D. Brandner held on 11/1/2013. RE <u>17</u> First MOTION to Continue Trial and Declare Case Complex filed by Michael D. Brandner; GRANTED. Court found excludable delay under 18 U.S.C. § 3161(h)(7)(ii)Case Unusual or complex. Trial by Jury set for 5/12/2013 at 9:00 a.m. was VACATED. Final Pretrial Conference set for 5/12/2014 at 3:00 PM in Anchorage Courtroom 3 before Sharon L. Gleason. Trial by Jury set for 5/27/2014 at 9:00 AM in

		Anchorage Courtroom 3 before Sharon L. Gleason. cc: USM, USPO. (NXL, COURT STAFF) (Entered: 11/04/2013)
11/06/2013	<u>25</u>	ORDER Amending Previously Issued Order(s) For the Progression Of a Criminal Case as to Michael D. Brandner. <i>See</i> PDF for instructions from the court regarding Speedy Trial Act implications. (NKD, COURT STAFF) (Entered: 11/06/2013)
12/11/2013	<u>26</u>	UNOPPOSED MOTION <i>to allow for out of state travel</i> by Michael D. Brandner. (Attachments: # <u>1</u> Proposed Order to allow out of state travel)(Ensminger, D.) (Entered: 12/11/2013)
12/11/2013	<u>27</u>	<b>JDR ORDER</b> granting <u>26</u> Unopposed Motion to Travel as to defendant Michael D. Brandner. Defendant to provide Pretrial Services with a copy of travel itinerary prior to departure. Signed by Judge John D. Roberts on 12/11/2013. (JAM, Chambers Staff) (Entered: 12/11/2013)
01/27/2014	<u>28</u>	<b>SCHEDULING ORDER:</b> as to Michael D. Brandner, Motion Hearing set for <b>January 30, 2014 at 2:00 p.m.</b> in Anchorage Courtroom 3 before Sharon L. Gleason. Mr. Ensminger may appear telephonically. The reference of the Motion at Docket 18 to the Magistrate Judge is hereby WITHDRAWN. Signed by Judge Sharon L. Gleason on 01/27/2014. cc: USM, USPO, CAL (AEM, CHAMBERS STAFF) (Entered: 01/27/2014)
01/28/2014	29	<b>SLG TEXT ORDER</b> as to Michael D. Brandner re <u>28</u> Scheduling Order. Mr. Ensminger and Mr. Ignacio Perez de la Cruz may appear telephonically for the Motion Hearing set for January 30, 2014 at 2:00 p.m. by calling the meet me bridge at <b>(907) 677-6247</b> five minutes prior to the time set for hearing. (CME, COURT STAFF) (Entered: 01/28/2014)
01/30/2014	<u>30</u>	Minute Entry for proceedings held before Judge Sharon L. Gleason: Motion Hearing as to Michael D. Brandner held on 1/30/2014 re Supplemental Motion to Continue Pretrial Deadlines <u>18</u> GRANTED. cc: USM, USPO (SDW, COURT STAFF) (Entered: 01/30/2014)
01/31/2014	<u>31</u>	<b>ORDER:</b> Regarding Discovery Plan and Pretrial Motion Schedule as to Michael D. Brandner. Signed by Judge Sharon L. Gleason on 01/31/2014. (AEM, CHAMBERS STAFF) (Entered: 01/31/2014)
02/28/2014	<u>32</u>	MOTION EXTENSION <i>UNITED STATES UNOPPOSED MOTION TO EXTEND TIME TO PROVIDE DISCOVERY FILED ON SHORTENED TIME</i> by USA as to Michael D. Brandner. (Attachments: # <u>1</u> Proposed Order)(Schroder, Bryan) (Entered: 02/28/2014)
03/04/2014	<u>33</u>	<i>NOTICE OF DISCOVERY STATUS</i> by USA as to Michael D. Brandner (Schroder, Bryan) (Entered: 03/04/2014)
03/14/2014	<u>34</u>	UNOPPOSED MOTION <i>on Shortened Time</i> by Michael D. Brandner. (Attachments: # <u>1</u> Proposed Order to Continue Trial and Motion Deadlines)(Ensminger, D.) (Entered: 03/14/2014)
03/14/2014	<u>35</u>	DECLARATION of <i>Counsel in Support Unopposed Motion on Shortened Time</i> <u>32</u> by Michael D. Brandner (Ensminger, D.) Modified on 3/17/2014 to Create relationship to document #34 Remove relationship to document #32 and correct dkt text (NKD, COURT STAFF). (Entered: 03/14/2014)
03/17/2014	36	<b>CLERK'S NOTICE OF NON-COMPLIANCE WITH ORDER AMENDING PREVIOUSLY ISSUED ORDER(S) FOR PROGRESSION OF A CRIMINAL CASE</b> as to Michael D. Brandner: Pursuant to the Order Amending Previously Issued Order(s) For Progression of a Criminal Case, the motion at docket <u>34</u> does not contain a statement regarding the Speedy Trial Act implications. This motion is not accepted for filing, but may be re-filed with the appropriate language. No period of excludable delay has accrued with the filing of this motion.  ERROR re: <u>34</u> UNOPPOSED MOTION <i>on Shortened Time</i> filed by Michael D. Brandner ; Combined Pleadings are not allowed. [SEE D.Ak. L.R. 7.1(l)],  CORRECTION: Attorney to re-file the portion <u>Motion to Continue Pretrial Motion Deadlines</u> using the event <u>Motion to Continue</u> (CME, COURT STAFF) (Entered: 03/17/2014)

		03/17/2014)
03/18/2014	<u>37</u>	NOTICE of Stipulation of Evidence Admissibility by USA as to Michael D. Brandner (Attachments: # <u>1</u> Exhibit)(Perez de la Cruz, Ignacio) (Entered: 03/18/2014)
03/20/2014	<u>38</u>	MOTION to Continue Trial <i>Unopposed and on Shortened Time</i> by Michael D. Brandner. (Ensminger, D.) Modified on 3/21/2014 to clarify text(CME, COURT STAFF). (Entered: 03/20/2014)
03/21/2014	<u>39</u>	ERRATA by Michael D. Brandner <u>38</u> MOTION to Continue Trial <i>Unopposed and on Shortened Time</i> filed by Michael D. Brandner (Attachments: # <u>1</u> Proposed Order to Continue Trial)(Ensminger, D.) (Entered: 03/21/2014)
03/21/2014	<u>40</u>	DECLARATION of Counsel in Support of the Motion to Continue Trial by Michael D. Brandner <u>38</u> MOTION to Continue Trial <i>Unopposed and on Shortened Time</i> filed by Michael D. Brandner (Ensminger, D.) (Entered: 03/21/2014)
03/21/2014	<u>41</u>	MOTION to Continue <i>Pretrial Deadlines and Set Status Conference Unopposed and on Shortened Time</i> by Michael D. Brandner. (Attachments: # <u>1</u> Proposed Order to Continue Pretrial Deadlines and Set Status Conference)(Ensminger, D.) (Entered: 03/21/2014)
03/21/2014	<u>42</u>	DECLARATION of Counsel in Support of the Motion to Continue <i>Pretrial Deadlines and Set Status Confrence</i> by Michael D. Brandner (Ensminger, D.) (Entered: 03/21/2014)
03/27/2014	43	<b>SLG TEXT ORDER</b> as to Michael D. Brandner: Reference of this case to Magistrate Judge Roberts is hereby withdrawn. cc: USPO (PRR, COURT STAFF) (Entered: 03/27/2014)
03/28/2014	<u>44</u>	<b>ORDER:</b> granting Plaintiff's Unopposed Motion to Extend Time to Provide Discovery <u>32</u> as to Michael D. Brandner (1). The Governments' deadline is now set for <b>March 31, 2014</b> . Signed by Judge Sharon L. Gleason on 03/28/2014. (AEM, CHAMBERS STAFF) (Entered: 03/28/2014)
03/28/2014	<u>45</u>	<b>ORDER:</b> Setting status hearing re pending motions as to Michael D. Brandner: hearing set for <b>April 7, 2014 at 2:30 p.m.</b> in Anchorage Courtroom 3 before Sharon L. Gleason. Signed by Judge Sharon L. Gleason on 03/28/2014. cc: USM, USPO, CAL (AEM, CHAMBERS STAFF) (Entered: 03/28/2014)
04/07/2014	<u>46</u>	Minute Entry for proceedings held before Judge Sharon L. Gleason: Status Conference as to Michael D. Brandner held on 4/7/2014 re Motion to Continue Trial Unopposed and on Shortened Time <u>38</u> GRANTED. Motion to Continue Pretrial Deadlines <u>41</u> GRANTED and Motions due by 5/14/2014. Court found excludable delay under 18 U.S.C. Section 3161(h)(7)(B)(ii) Case unusual or complex; (h)(7)(B)(iv) Continuance granted in order to give reasonable time to prepare. Final Pretrial Conference set for 5/12/2014 was VACATED and RESET for 7/1/2014 02:00 PM in Anchorage Courtroom 3 before Sharon L. Gleason. Jury Trial set for 5/27/2014 was VACATED and RESET for 7/14/2014 09:00 AM in Anchorage Courtroom 3 before Sharon L. Gleason. cc: USM, USPO, JC (SDW, COURT STAFF) Modified on 4/8/2014 to add excludable delay, vacated hearings and cc: . (SDW, COURT STAFF). (Entered: 04/08/2014)
04/15/2014	<u>47</u>	<b>AMENDED ORDER RE TRIAL AND PRETRIAL DEADLINES:</b> as to Michael D. Brandner. Signed by Judge Sharon L. Gleason on 04/15/2014. (AEM, CHAMBERS STAFF) (Entered: 04/15/2014)
05/14/2014	<u>48</u>	MOTION to Suppress by Michael D. Brandner. (Ensminger, D.) (Entered: 05/14/2014)
05/14/2014	<u>49</u>	MEMORANDUM in Support of Motion to Suppress by Michael D. Brandner <u>48</u> MOTION to Suppress filed by Michael D. Brandner (Ensminger, D.) (Entered: 05/14/2014)
05/14/2014	<u>50</u>	DECLARATION of Michael Brandner in Support of Motion to Suppress by Michael D. Brandner <u>48</u> MOTION to Suppress filed by Michael D. Brandner (Ensminger, D.) (Entered: 05/14/2014)