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1 UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

2 -----x

3 UNITED STATES OF AMERICA,

New York, N.Y.

4 v.

20 Cr. 67(PGG)

5 ADE KE E ,

6 Defendant.

7 -----x

Plea

8 January 24, 2020  
9 3:05 p.m.

10 Before:

11 HON. GABRIE W. GORENSTEIN,

12 Magistrate Judge

13  
14 APPEARANCES

15 GEOFFREY S. BERMAN

16 United States Attorney for the  
Southern District of New York

17 BY: O GA ZVEROVICH

Assistant United States Attorney

18 JORGE A MONTE

Special Assistant United States Attorney

19  
20 RICHARD M. ANGONE

Attorney for Defendant

21  
22  
23 Also Present:

24 Special Agent Christopher Damiano- ane, IRS Criminal Division

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1 (Case called)

2 THE DEPUTY C ERK: Counsel please state your name for  
3 the record.

4 MS. ZVEROVICH: Good afternoon, your Honor. Olga  
5 Zverovich, and I'm joined to my left by Special Assistant  
6 United States Attorney Jorge Almonte and IRS Special Agent  
7 Christopher Damiano- ane.

8 MR. A MONTE: Good afternoon, your Honor.

9 MR. ANGONE: Good afternoon, your Honor. Richard  
10 angone, 600 Old Country Road Garden City, New York, for  
11 Mr. Kellel.

12 THE COURT: I understand we are doing an initial  
13 presentment and a plea. Is that correct?

14 MS. ZVEROVICH: That's correct.

15 THE COURT: Can I have the time and date of arrest?

16 MS. ZVEROVICH: Your Honor, the defendant  
17 self-surrendered at approximately 8:30 a.m. to the courthouse.

18 THE COURT: All right, sir. I am Judge Gorenstein.  
19 et me begin by telling you that you are not required to make  
20 any statements to the authorities. Anything you said to them  
21 could be used against you.

22 If you are not a U.S. citizen, you may request that a  
23 government attorney or a law enforcement official notify a  
24 consular officer from your country that you have been arrested.  
25 Even without a request, notification may be required by

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1 international agreement.

2 You have the right to be represented by an attorney.  
3 If you could not afford an attorney, you have a right to  
4 request that the court appoint one for you. I understand that  
5 you have retained counsel.

6 I have before me an indictment that contains -- I'm  
7 sorry. I have before me an information, and I'm going to ask  
8 the clerk to take the waiver of indictment.

9 Please swear in the defendant and take the waiver of  
10 indictment.

11 THE DEPUTY C ERK: You are Adel Kellel?

12 THE DEFENDANT: Yes.

13 THE DEPUTY C ERK: Do you solemnly swear or affirm  
14 that the testimony you shall give this court in this action  
15 shall be the truth, the whole truth, and nothing but the truth  
16 so help you God?

17 THE DEFENDANT: Yes.

18 THE DEPUTY C ERK: Have you signed this waiver of  
19 indictment?

20 THE DEFENDANT: Yes.

21 THE DEPUTY C ERK: Before you signed it, did you  
22 discuss it with your attorney?

23 THE DEFENDANT: Yes.

24 THE DEPUTY C ERK: Did your attorney explain it to  
25 you.

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1 THE DEFENDANT: Yes.

2 THE DEPUTY C ERK: Do you understand what you are  
3 doing?

4 THE DEFENDANT: Yes.

5 THE DEPUTY C ERK: Do you understand that you are  
6 under no obligation to waive indictment.

7 THE DEFENDANT: Yes.

8 THE DEPUTY C ERK: Do you understand that if you do  
9 not waive indictment, if the government wants to prosecute you,  
10 they will have to present this case to a grand jury, which may  
11 or may not indict you.

12 THE DEFENDANT: Yes.

13 THE DEPUTY C ERK: Do you understand that, by signing  
14 this waiver of indictment, you have given up your right to have  
15 this case presented to a grand jury?

16 THE DEFENDANT: Yes.

17 THE DEPUTY C ERK: Do you understand what a grand jury  
18 is?

19 THE DEFENDANT: Yes.

20 THE DEPUTY C ERK: Have you seen a copy of the  
21 information?

22 THE DEFENDANT: Yes.

23 THE DEPUTY C ERK: Do you waive its public reading?

24 THE DEFENDANT: Yes.

25 THE COURT: Counsel, have you reviewed the information

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1 with your client?

2 MR. ANGONE: I have, your Honor.

3 THE COURT: et me just go over the charge in Count  
4 One. It is a charge of tax evasion. That's the only count.

5 MR. ANGONE: Yes, your Honor.

6 THE COURT: We will get to the plea later.

7 I think actually at this point we will do the plea and  
8 then after that remind me we have to deal with bail.

9 All right, sir, I have before me a Consent to Proceed  
10 before a United States Magistrate Judge on a Felony Plea  
11 allocution. What this says, sir, is that you have the right to  
12 have this plea taken by a United States district judge and you  
13 are agreeing to have it taken by a United States magistrate  
14 judge. Is that correct?

15 THE DEFENDANT: Yes.

16 THE COURT: All right, sir. Do you understand, now  
17 that you have been sworn in, that any statements you make here  
18 could be used against you in a prosecution for perjury or  
19 making false statements?

20 THE DEFENDANT: Yes, Honor. Yes.

21 THE COURT: Tell me your full name, sir.

22 THE DEFENDANT: My full name is Adel Kellel.

23 THE COURT: Are you a citizen of the United States?

24 THE DEFENDANT: Yes.

25 THE COURT: Are you able to read and write in English?

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1 THE DEFENDANT: Yes.

2 THE COURT: What is the extent of your formal  
3 education?

4 THE DEFENDANT: I finish the college in Cairo  
5 University.

6 THE COURT: You finished college in Cairo? Is that  
7 what you said?

8 THE DEFENDANT: Yeah. I did three years. I missing  
9 last year, the fourth year.

10 THE COURT: Are you now or have you recently been  
11 under the continuing care of a psychiatrist or doctor for any  
12 reason?

13 THE DEFENDANT: No.

14 THE COURT: Have you ever been hospitalized in the  
15 past for mental illness?

16 THE DEFENDANT: No.

17 THE COURT: For alcoholism?

18 THE DEFENDANT: No.

19 THE COURT: For narcotics addiction?

20 THE DEFENDANT: No.

21 THE COURT: As you sit here today, are you under the  
22 influence of any drug or alcoholic drink?

23 THE DEFENDANT: No, no.

24 THE COURT: Have you been able to understand  
25 everything that has been said to you?

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1 THE DEFENDANT: Yes.

2 THE COURT: Have you seen a copy of the information in  
3 this case?

4 THE DEFENDANT: Yes.

5 THE COURT: That's the document that contains the  
6 charges. Have you seen it, sir?

7 THE DEFENDANT: Yes, Honor.

8 THE COURT: Have you read it?

9 THE DEFENDANT: Yes.

10 THE COURT: Do you understand what it says you did?

11 THE DEFENDANT: Yes.

12 THE COURT: Have you had a chance to discuss the  
13 charge and how you wish to plead with your attorney?

14 THE DEFENDANT: Yes, sir.

15 THE COURT: Are you satisfied with your attorney's  
16 representation of you?

17 THE DEFENDANT: Yes.

18 THE COURT: Have you had a full opportunity to discuss  
19 this case with him?

20 THE DEFENDANT: Yes.

21 THE COURT: Are you ready to enter a plea?

22 THE DEFENDANT: Yes.

23 THE COURT: Sir, as I said before, Count One of this  
24 information charges you with tax evasion. That's for calendar  
25 years 2011 through 2015.

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1 Do you understand this charge?

2 THE DEFENDANT: Yes.

3 THE COURT: How do you wish to plead? Guilty or not  
4 guilty.

5 THE DEFENDANT: Guilty.

6 THE COURT: All right. I want you to understand, sir,  
7 that this charge carries a maximum term of imprisonment of five  
8 years, a maximum term of supervised release of three years, and  
9 a maximum fine of \$250,000 or twice what was gained because of  
10 the offense or twice what was lost to someone other than you  
11 because of the offense, also a \$100 special assessment and the  
12 cost of prosecution. In addition, restitution can be ordered.

13 Do you understand this?

14 THE DEFENDANT: Yes.

15 THE COURT: All right, sir. Do you understand that if  
16 as part of your sentence you were placed on a term of  
17 supervised release and you were to then violate any of the  
18 conditions of that release, you would face an additional term  
19 of imprisonment?

20 THE DEFENDANT: Yes, yes.

21 THE COURT: All right, sir. You told me before you  
22 are a citizen of the United States. By law, I still must tell  
23 you that if in fact you are not a U.S. citizen, a guilty plea  
24 means you may be removed from the United States and denied  
25 admission to the United States or citizenship in the future.

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1 Do you understand this?

2 THE DEFENDANT: Yes.

3 THE COURT: Do you understand you have a right to  
4 plead not guilty to this charge and a right to a jury trial if  
5 you wish?

6 THE DEFENDANT: Yes.

7 THE COURT: Do you understand if you pled not guilty  
8 and went to trial, you would be presumed innocent and the  
9 burden would be on the government to prove your guilt beyond a  
10 reasonable doubt?

11 THE DEFENDANT: Yes, yes.

12 THE COURT: Sir, I want you to understand there are a  
13 number of other rights that you would have if you pled not  
14 guilty and went to trial. If you went to trial, you would be  
15 entitled to be represented by an attorney at all stages of the  
16 case; and if you could not afford to hire an attorney, the  
17 court would provide one to you for free. At a trial, you would  
18 be entitled to confront and cross-examine any witnesses called  
19 by the government to testify against you. You would be  
20 entitled to testify on your own behalf. You could call  
21 witnesses and present evidence, and the court would compel the  
22 attendance of witnesses you wish to call at trial. Also at a  
23 trial, you would not be required to testify against yourself.

24 Sir, do you understand the rights I have just  
25 mentioned?

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1 THE DEFENDANT: Yes.

2 THE COURT: Do you understand that you give them all  
3 up if you plead guilty?

4 THE DEFENDANT: Yes, yes.

5 THE COURT: Sir, do you understand if you enter a  
6 guilty plea, you are not going to be able to withdraw this  
7 plea, there will be no trial, and the only remaining step in  
8 this case will be the sentencing?

9 THE DEFENDANT: Yes.

10 THE COURT: Do you understand that even if you are  
11 surprised or disappointed by your sentence, you will still be  
12 bound by your guilty plea?

13 THE DEFENDANT: Yes.

14 THE COURT: Sir, before me I have a letter that is  
15 dated November 18. It was signed by you, dated today. Are you  
16 familiar with this letter, sir?

17 THE DEFENDANT: Yes.

18 THE COURT: It is from the government to your attorney  
19 containing a plea agreement.

20 Have you read this letter?

21 THE DEFENDANT: Yes.

22 THE COURT: And did you in fact sign it today?

23 THE DEFENDANT: Yes.

24 THE COURT: Before you signed it, did you discuss it  
25 with your attorney?

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1 THE DEFENDANT: Yes.

2 THE COURT: Did he explain to you all of its terms and  
3 conditions?

4 THE DEFENDANT: Yes.

5 THE COURT: Apart from what's contained in this  
6 letter, sir, have any promises been made to you in order to get  
7 you to plead guilty?

8 THE DEFENDANT: No, no.

9 THE COURT: All right, sir. Reviewing the plea  
10 agreement, I notice it contains an analysis of how part of our  
11 law of sentencing, which we call the sentencing guidelines,  
12 would affect any prison term in your case. Based on that  
13 analysis, the agreement states the conclusion that the  
14 guidelines sentencing range could be expected to be between 24  
15 and 30 months in prison.

16 Do you understand this?

17 THE DEFENDANT: Yes.

18 THE COURT: Sir, do you understand --

19 THE DEFENDANT: Yes, sir. Yes.

20 THE COURT: Sir, do you understand that the judge who  
21 sentences you is not bound by the calculation in this letter,  
22 and he will be free to do his own calculation which could  
23 result in a different guideline range from the one in the  
24 letter?

25 Do you understand that?

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1 THE DEFENDANT: Yes.

2 THE COURT: Do you understand that no matter what  
3 range the sentencing judge believes is called for by the  
4 guidelines, that range is just one of many factors that the  
5 judge will consider in determining your sentence and he has  
6 discretion to give you a sentence below or above the range,  
7 anywhere up to the maximum sentence of five years.

8 Do you understand that?

9 THE DEFENDANT: Yes.

10 THE COURT: Do you understand that under the terms of  
11 this plea agreement, if you get a sentence of 30 months or  
12 less, you are giving up your right to appeal that sentence or  
13 to challenge it in any other way, such as through a writ of  
14 *habeas corpus*?

15 Do you understand that?

16 THE DEFENDANT: Yes.

17 THE COURT: Sir, do you understand that in this letter  
18 you agree not to appeal any restitution amount of \$1,162,007 or  
19 less.

20 Do you understand that?

21 THE DEFENDANT: Yes.

22 THE COURT: And do you understand you also agree not  
23 to appeal any term of supervised release?

24 THE DEFENDANT: Yes.

25 THE COURT: All right, sir. Knowing all this, do you

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1 still wish to plead guilty to Count One of the information?

2 THE DEFENDANT: Yes.

3 THE COURT: Have any force or threats been used,  
4 either direct or indirect, to influence how you plead today?

5 THE DEFENDANT: No.

6 THE COURT: Is your plea voluntarily, that is, made of  
7 your own free will?

8 THE DEFENDANT: Yes.

9 THE COURT: Did you in fact commit the offense that's  
10 charged in Count One of the information?

11 THE DEFENDANT: Yes.

12 THE COURT: Before I ask you to tell me what you did,  
13 I'm going to ask the government to summarize the elements of  
14 this offense and, if they wish, to tell me any evidence they  
15 would have offered at trial.

16 MS. ZVEROVICH: Thank you, your Honor.

17 With respect to Count One, the government would be  
18 required to prove the following three elements beyond a  
19 reasonable doubt:

20 First, that the defendant owed substantially more in  
21 federal income taxes than was declared on his income tax  
22 returns for the years in question, and in this case that is  
23 2011 through 2015;

24 Second, that the defendant committed an affirmative  
25 act constituting an evasion or an attempted evasion of that

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1 tax, as described in the information; and

2 Third, that in evading or attempting to evade the  
3 federal taxes due and owing for the years in question, the  
4 defendant acted knowingly and willfully.

5 And, in addition to those elements, the government  
6 would be required to prove that venue in this district is  
7 proper by a preponderance of the evidence.

8 If this case proceeded to trial, the government would  
9 show beyond a reasonable doubt that, from at least 2011 through  
10 April of 2016, the defendant knowingly and willfully attempted  
11 to evade a substantial part of the income taxes that he owed to  
12 the U.S. government for the calendar years 2011 through 2015,  
13 and that he did that by concealing and by diverting business  
14 income for his restaurant in Manhattan, resulting in a combined  
15 tax loss to the U.S. government of at least approximately  
16 \$771,195, which actually also includes the tax loss he caused  
17 to the New York State government through a similar scheme.

18 At trial, the government would introduce bank records,  
19 business records, corporate records, tax returns, and IRS  
20 records, as well as witness testimony, which would show  
21 essentially the following facts:

22 In the year 2011, the defendant, Mr. Kellel, was the  
23 president and a 45 percent owner of K & H Restaurant, Inc.,  
24 which operated a restaurant called Raffles Bistro which was  
25 located in a hotel in Manhattan.

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1           From 2012 to 2015, Mr. Kellel was a 100 percent owner  
2 of K & H.

3           The gross receipts of K & H consisted primarily of  
4 three components, and those were credit card payments by  
5 Raffles customers, cash payments by patrons who paid the  
6 restaurant in cash, and check payments by the hotel where the  
7 restaurant was located for various services that Raffles  
8 provided to hotel guests and patrons.

9           The government would show that Mr. Kellel concealed  
10 and did not report to the IRS a substantial portion of K & H's  
11 gross receipts for the calendar years 2011 through 2015. As  
12 part of his tax evasion scheme, Mr. Kellel deposited  
13 substantial amounts of cash income, receipts from Raffles  
14 customers into his own personal accounts or he spent it  
15 directly on his own personal expenses without disclosing that  
16 cash income to his accountants and without paying taxes on it  
17 or disclosing it on his tax returns.

18           In addition, Mr. Kellel diverted at least 150 checks  
19 from the hotel that were paid to the restaurant totaling more  
20 than \$2 million in gross receipts. He did that by depositing  
21 those checks into approximately a dozen different bank accounts  
22 that Mr. Kellel did not disclose to his accountants.

23           The government would show that Mr. Kellel used the  
24 diverted, untaxed income for various personal expenses,  
25 including overseas transfers, condominium fees, rent for a

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1 high-end Manhattan apartment, college tuition payments for his  
2 kids, shopping at luxury stores such as Hugo Boss and Saks  
3 Fifth Avenue, payments for luxury cars, and payments for  
4 various domestic and international travel.

5 By fraudulently concealing this income from his  
6 accountants, Mr. Kellel caused K & H's corporate tax returns  
7 and his own forms 1040 personal tax returns for the calendar  
8 years 2011 through 2015 to be materially false. And as  
9 previously stated, as a result of this conduct, Mr. Kellel  
10 caused a loss of at least approximately \$771,195.

11 THE COURT: All right, sir. Can you tell me what it  
12 is that makes you guilty of the charge in the information.

13 THE DEFENDANT: During the portion of calendar year  
14 211 through 215 in the --

15 THE COURT: Sorry, the year 211?

16 THE DEFENDANT: 2011 through 2015, in the Southern  
17 District New York, I knowingly and willfully evade --

18 THE COURT: Willfully what?

19 THE DEFENDANT: Evaded.

20 MR. ANGONE: Evaded.

21 THE COURT: Counsel, please. I don't want you to  
22 talk. All right? You can't help me with this.

23 MR. ANGONE: Sorry.

24 THE DEFENDANT: And willfully evaded substantial  
25 amounts of income tax for money generated from my restaurant in

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1 Manhattan that I know was taxable. And I evaded tax through  
2 various meaning, including by diverting check payment to my  
3 restaurant.

4 THE COURT: Including by doing what?

5 THE DEFENDANT: Diverting.

6 THE COURT: Diverting?

7 THE DEFENDANT: Yes.

8 -- check payments to my restaurant, representing to  
9 tax -- taxable income and to the bank account that I didn't  
10 disclose to my accountant.

11 THE COURT: Are you finished?

12 THE DEFENDANT: Yes.

13 THE COURT: Were you reading from a statement, sir?

14 THE DEFENDANT: Yes.

15 THE COURT: Is the statement accurate?

16 THE DEFENDANT: Yes.

17 THE COURT: Did you understand what you were reading?

18 THE DEFENDANT: Yes.

19 THE COURT: Sir, what is it that you were diverting?  
20 Don't read. Just tell me.

21 THE DEFENDANT: Check from my account -- it's a  
22 business account -- to my personal account.

23 THE COURT: Okay. So checks that were supposed to go  
24 to your business account you put into a personal account.

25 THE DEFENDANT: To personal account, yes.

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1 THE COURT: And did you also take cash?

2 THE DEFENDANT: Yes.

3 THE COURT: And what did you do with the cash.

4 THE DEFENDANT: Actually I was spend the cash, some  
5 business expense, was some salary, some the other thing.

6 THE COURT: Some for personal use?

7 THE DEFENDANT: Yes, some of personal use, yeah, some.

8 THE COURT: Where was your restaurant?

9 THE DEFENDANT: I was in 48th and exington.

10 THE COURT: In Manhattan?

11 THE DEFENDANT: Yes.

12 THE COURT: Okay. And did you know that you were  
13 evading taxes when you were doing this?

14 THE DEFENDANT: Yes.

15 THE COURT: Anything else the government wants me to  
16 ask?

17 MS. ZVEROVICH: No, your Honor. Thank you.

18 THE COURT: Defense counsel, anything?

19 MR. ANGONE: No, your Honor.

20 THE COURT: All right. On the basis of the  
21 defendant's responses to my questions and my observation of his  
22 demeanor, I find that he is fully competent to enter an  
23 informed plea at this time.

24 I also conclude that he understands the nature of the  
25 charge and the consequences of the plea.

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1           Finally, I am satisfied the plea is voluntary and that  
2 there is a factual basis for it.

3           Accordingly, I recommend that the proffered plea to  
4 Count One of the information be accepted.

5           A presentence investigation report is ordered.

6           Is there a sentencing date.

7           MS. ZVEROVICH: We have not received one from  
8 Judge Gardephe yet.

9           THE COURT: I will put a control date of April 23.

10          Prosecution case summary is due within 14 days to the  
11 probation department.

12          What's the proposal on bail?

13          MS. ZVEROVICH: Your Honor, we have a proposed bail  
14 package for the court's consideration, and that is a \$250,000  
15 personal recognizance bond to be cosigned by one financially  
16 responsible person, pretrial supervision as directed by  
17 Pretrial Services, travel restricted to the Southern and  
18 Eastern Districts of New York, and surrender of all travel  
19 documents and no new travel document applications.

20          THE COURT: Counsel, are you agreeing to this?

21          MR. ANGONE: Yes, your Honor, except with respect to  
22 the travel restriction.

23          Your Honor, Mr. Kellel is 62 years old. He is an  
24 American citizen. He has been here over 40 years, gainfully  
25 employed, never involved in the criminal justice system before

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1 in his life. His wife is here, is a surety for him.

2 Your Honor, this man has a very ill mother in Egypt  
3 that he visits regularly. His father passed away recently and  
4 his sister, just a couple of months ago, passed away  
5 unexpectedly, and it is creating a tremendous burden on the  
6 family, on the mother. Mr. Kellel is the primary caretaker of  
7 the mother in Egypt. He goes back and forth. In fact, when we  
8 had the date to come here today, he came from Egypt. Once we  
9 had the date certain with the government, he was on the first  
10 plane back, as he had promised he would be, to be here. He has  
11 been here -- during all conferences we have had with the  
12 government, Mr. Kellel has -- if he wasn't in the U.S., he has  
13 come right back here to attend meetings with the U.S.  
14 Attorney's office, with us. And so, your Honor, he has been  
15 amenable to service of process in this court in every step of  
16 the way.

17 Pretrial Services had said take away the -- recommends  
18 taking away the passport on the grounds that he has no -- I'm  
19 not even sure really how much sense that makes -- that he has  
20 no contact -- financial obligations or commitments to the  
21 United States. His wife is here. She owns a home. They have  
22 been here their entire lives. His whole life is here, Judge.  
23 He is not going anywhere.

24 So I get it. If there is a requirement, the court  
25 would require -- put a condition that we notify Pretrial

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1 Services or prior approval to the court, not a problem, for him  
2 to travel. But to say that he cannot travel to see his  
3 parents -- his mother would be a great hardship on him and his  
4 mother. She is 90 years old, your Honor.

5 THE COURT: Does the government want to be heard on  
6 this?

7 MS. ZVEROVICH: Your Honor, the government's position  
8 is that obviously we are sympathetic to Mr. Kellel's family  
9 situation. If a situation arises, some exigent circumstances  
10 requiring him to travel, we believe a prudent course would be  
11 for him to submit a specific application to the court, give  
12 notice to Pretrial Services, and then the court could decide  
13 whether or not the circumstances warrant a trip to Egypt. But  
14 we do oppose a blanket authorization for him to travel to Egypt  
15 while this case is ongoing.

16 THE COURT: All right. Well, let's assume we are  
17 going down the road of doing this on a one-shot basis in the  
18 future. Who is going to hold his passport? What's the theory?

19 MS. ZVEROVICH: Your Honor, I believe Pretrial  
20 Services should hold his passport.

21 THE COURT: Do you folks have a way of doing that?

22 THE PRETRIA SERVICES OFFICER: Holding a passport,  
23 your Honor?

24 THE COURT: Yes, and giving it to him in case we  
25 decide it is okay for him to go to Egypt.

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1 THE PRETRIA SERVICES OFFICER: As long as we obtain a  
2 court order authorizing that.

3 THE COURT: I don't want you to lose his passport.

4 THE PRETRIA SERVICES OFFICER: We won't do that, your  
5 Honor.

6 THE COURT: Do you have a place where you keep  
7 passports?

8 THE PRETRIA SERVICES OFFICER: Yes, we do. We have a  
9 safe.

10 THE COURT: He is going to surrender and I'm going to  
11 say temporary additional travel upon consent of the AUSA and  
12 Pretrial Services. If you don't get it, then you can apply to  
13 the court.

14 MR. ANGONE: Thank you, your Honor. I do have the  
15 passport on me, your Honor, so. . .

16 THE COURT: Is this the moment to do it?

17 THE PRETRIA SERVICES OFFICER: Counsel can visit  
18 Pretrial Services. He can surrender the passport there. We  
19 can provide a receipt so we can have a chain of custody.

20 THE COURT: It is on what floor?

21 THE PRETRIA SERVICES OFFICER: Fifth floor right  
22 across the hall.

23 MR. ANGONE: Thank you.

24 THE COURT: So the conditions are -- I assume he is to  
25 be released on his own signature, remaining conditions to be

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1 met. Was there any thought about that?

2 MR. ANGONE: Your Honor, respectfully, the wife is  
3 here, so we can -- she can put her hand up as a surety today if  
4 you would like.

5 THE COURT: Okay. I will say remaining conditions to  
6 be met by Monday if you want, then. You can do it earlier.

7 So the conditions are \$250,000 personal recognizance  
8 bond to be cosigned by one financially responsible person.  
9 Travel restrictions to the Southern District and Eastern  
10 Districts of New York. Temporary additional travel upon  
11 consent of the AUSA and approval of Pretrial Services or by  
12 court order. Surrender of any travel documents, passports, no  
13 new applications. Pretrial supervision as directed by Pretrial  
14 Services. Defendant to be released on his own signature,  
15 remaining conditions to be met by Monday.

16 Anything else from the government?

17 MS. ZVEROVICH: Nothing else. Thank you, your Honor.

18 THE COURT: From defense counsel?

19 MR. ANGONE: No, your Honor. Thank you.

20 THE COURT: Okay. Thank you.

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