

**U.S. District Court
Eastern District of New York (Central Islip)
CRIMINAL DOCKET FOR CASE #: 2:08-cr-00160-SJF-AKT-3**

Case title: USA v. Yastremskiy et al
Magistrate judge case number: 2:08-mj-00444-MLO

Date Filed: 03/12/2008

Date Filed	#	Docket Text
08/17/2009	<u>61</u>	Fully Briefed MOTION in Limine <i>for the admission of foreign computer evidence</i> by USA as to Albert Gonzalez. (Attachments: # <u>1</u> Motion in Limine, # <u>2</u> Response to Motion in Limine, # <u>3</u> Reply to Response) (Williams, Evan) (Entered: 08/17/2009)
08/17/2009	<u>60</u>	REPLY TO RESPONSE to Motion re <u>54</u> MOTION in Limine <i>for the admission of foreign computer evidence</i> (Williams, Evan) (Entered: 08/17/2009)
08/07/2009	<u>59</u>	Letter <i>re: Supplemental Discovery</i> as to Albert Gonzalez (Peretti, Kimberly) (Entered: 08/07/2009)
08/06/2009	<u>58</u>	RESPONSE to Motion re <u>54</u> MOTION in Limine <i>for the admission of foreign computer evidence</i> (Attachments: # <u>1</u> Exhibit "A" Gov't Proposed Stipulation, # <u>2</u> Exhibit "B" Affidavit) (Palomino, Rene) (Entered: 08/06/2009)
08/05/2009	<u>57</u>	Letter <i>Supplemental Discovery regarding expert witnesses</i> as to Albert Gonzalez (Peretti, Kimberly) (Entered: 08/05/2009)
08/03/2009		ORDER granting <u>56</u> Motion for Extension of Time to File Response/Reply as to Albert Gonzalez (3). Response due on 8/7/09 at 9:00 am. Ordered by Judge Sandra J. Feuerstein on 8/3/2009. c/ecf (Morabito, Bryan) (Entered: 08/03/2009)
07/31/2009	<u>56</u>	MOTION for Extension of Time to File Response/Reply <i>and/or Request for Scheduling Order</i> by Albert Gonzalez. (Palomino, Rene) (Entered: 07/31/2009)
07/24/2009	<u>55</u>	Letter <i>providing supplemental Rule 16 discovery & copy of motion in limine for the admission of foreign computer evidence</i> as to Albert Gonzalez (Williams, Evan) (Entered: 07/24/2009)
07/24/2009	<u>54</u>	MOTION in Limine <i>for the admission of foreign computer evidence</i> by USA as to Albert Gonzalez. (Williams, Evan) (Entered: 07/24/2009)
07/24/2009	<u>53</u>	Letter <i>providing supplemental Rule 16 discovery</i> as to Albert Gonzalez (Williams, Evan) (Entered: 07/24/2009)
07/07/2009	<u>51</u>	ORDER denying <u>49</u> Motion for Extension of Time to File as to Albert Gonzalez (3). Ordered by Judge Sandra J. Feuerstein on 7/7/2009. (Brienza, Lauren) (Entered: 07/09/2009)
07/06/2009	<u>50</u>	Letter <i>re: Opposition to Extension</i> as to Albert Gonzalez (Peretti, Kimberly) (Entered: 07/06/2009)
07/02/2009	<u>49</u>	MOTION for Extension of Time to File <i>Pretrial Motions</i> by Albert Gonzalez. (Palomino, Rene) (Entered: 07/02/2009)
06/30/2009	<u>48</u>	ORDER issuing trial subpoena to ATTIInternet Services to appear on July 10, 2009 at 10:00 AM. Ordered by Judge Sandra J. Feuerstein on 6/30/2009. (Brienza, Lauren) (Entered: 07/02/2009)
06/30/2009	<u>47</u>	Letter <i>re: Foreign Stipulations</i> as to Albert Gonzalez (Peretti, Kimberly) (Entered: 06/30/2009)
06/17/2009	<u>46</u>	Letter dtd. 6/9/09 from Kimberly Peretti to Rene Palomine Jr Esq as to Albert Gonzalez RE: enclosing proposed stips. addressing the admissibility of 2 pcs of computer evidence the govt obtained with the assistance of foreign authorities and the contents of which the govt plans to introduce in its case-in-chief. (Bollbach,

		Jean) (Entered: 06/17/2009)
06/08/2009	<u>45</u>	Minute Entry for proceedings held before Judge Sandra J. Feuerstein: Dft Gonzalez present in custody with retained counsel George Farkas. Govt: AUSA Kimberly Peretti and Evan Williams. Status Conference as to Albert Gonzalez held on 6/8/2009. Stipulation to be filed with the Court by 6/22/09. Dft to serve dispositive motion on the Govt by 7/2/09; Govt's opposition to be served by 7/13/09; dft's reply and fully briefed motion to be filed with the Court by 7/20/09. Defense counsel makes an application to transfer dft back to Boston to his current correction facility. Application for transfer denied. (Court Reporter Paul Lombardi.) (Brienza, Lauren) (Entered: 06/12/2009)
06/05/2009	<u>42</u>	STIPLUATION by USA as to Albert Gonzalez (Peretti, Kimberly) (Entered: 06/05/2009)
06/04/2009		ORDER: denying <u>40</u> Motion to Quash as to Albert Gonzalez (3). Ordered by Judge Sandra J. Feuerstein on 6/4/2009. c/ecf (Morabito, Bryan) (Entered: 06/04/2009)
06/01/2009	<u>40</u>	MOTION to Quash <i>Writ of Habeas Corpus Ad Prosequendum</i> by Albert Gonzalez. (Palomino, Rene) (Entered: 06/01/2009)
05/28/2009	<u>37</u>	LETTER dated 5/19/09 from Kimberly Kiefer Peretti, Senior Counsel, to Rene Palomini, Jr., as to Albert Gonzalez, Esq. Re: Enclosed please find a revised proposed stipulated protective order to govern certain pieces of electronic discovery in the above referenced case. (Coleman, Laurie) (Entered: 05/28/2009)
05/18/2009	<u>36</u>	ORDER as to Albert Gonzalez re <u>34</u> Letter. SO ORDERED. Ordered by Judge Sandra J. Feuerstein on 5/18/2009. (Brienza, Lauren) (Entered: 05/20/2009)
05/14/2009	<u>35</u>	Writ of Habeas Corpus ad Prosequendum Issued as to Albert Gonzalez for 6/8/09 at 12:30 PM. (Brienza, Lauren) (Entered: 05/18/2009)
05/14/2009	<u>34</u>	Letter <i>confirming 6/8/09 pre-trial conference</i> as to Albert Gonzalez (Williams, Evan) (Entered: 05/14/2009)
04/21/2009	<u>33</u>	Letter from Kimberly Peretti, USDOJ to Rene Palomino re enclosing proposed protective order. (Brienza, Lauren) (Entered: 04/30/2009)
02/19/2009	<u>31</u>	ORDER issuing trial subpoena to Professional Standards Unit as to Albert Gonzalez. Ordered by Judge Sandra J. Feuerstein on 2/19/2009. (Brienza, Lauren) (Entered: 02/24/2009)
02/02/2009	<u>30</u>	Minute Entry for proceedings held before Judge Sandra J. Feuerstein: Dft Gonzalez present via telephone, in custody, with retained counsel Rene Palomino. Dft Suyorov present in custody with retained counsel Arkady Bukh. Govt: AUSA Kimberly Peretti. Interpreter: Isabelle Aurutin (Russian). Status Conference as to Aleksandr Suvorov, Albert Gonzalez held on 2/2/2009. Jury selection set for 9/14/09 at 10:00 AM before Judge Feuerstein. Trial scheduled immediately following jury selection. Speedy trial info for dfts: Complex. Start: 2/2/09. Stop: 9/14/09 – in the interest of justice as stated on the record and with consent of the parties. Case designated complex on consent with the parties. (Court Reporter Dominic Tursi.) (Brienza, Lauren) (Entered: 02/05/2009)
01/27/2009	<u>28</u>	ORDER granting <u>27</u> Motion to Compel as to Albert Gonzalez (3). Ordered by Judge Sandra J. Feuerstein on 1/27/2009. (Brienza, Lauren) (Entered: 01/28/2009)
01/26/2009	<u>27</u>	MOTION to Compel <i>status conference via telephone</i> by Albert Gonzalez. (Palomino, Rene) (Entered: 01/26/2009)
12/17/2008	<u>23</u>	Minute Entry for proceedings held before Judge Sandra J. Feuerstein: Dft Gonzalez present in custody with retained counsel Rene Palomino. Govt: AUSA Kimberly Peretti and Evan Williams. Status Conference as to Albert Gonzalez held on 12/17/2008. Speedy trial info for dft: Complex case. Start: 12/17/08. Stop: 2/2/09 – in the interest of justice as stated on the record and with consent of the parties. A further status conference is set for 2/2/09 at 11:15 AM. (Brienza, Lauren) (Entered: 12/22/2008)

12/10/2008		ENDORSED ORDER granting 22 Motion to Compel as to Albert Gonzalez (3). Ordered by Judge Sandra J. Feuerstein on 12/10/08. (Brienza, Lauren) (Entered: 12/12/2008)
10/16/2008	<u>21</u>	Minute Entry for proceedings held before Judge Sandra J. Feuerstein: Dft Gonzalez present in custody with retained counsel Rene Palomino. Govt: AUSA Kimberly Peretti and Evan Williams. Status Conference as to Albert Gonzalez held on 10/16/2008. Speedy trial info for dft: Start: 10/16/08. Stop: 12/14/08 – in the interest of justice as stated on the record, and with consent of the parties. A further status conference set for 12/17/08 at 11:15 AM before Judge Feuerstein. (Court Reporter Mary Ann Steiger.) (Brienza, Lauren) (Entered: 10/17/2008)
10/01/2008	<u>20</u>	ORDER granting <u>19</u> Motion to Compel as to Albert Gonzalez (3) – The application is granted in part on consent. The 10/16/08 conference is converted to a telephone conference. Dft shall participate by telephone. Govt is directed to initiate the conference call to 631-712-5630. Ordered by Judge Sandra J. Feuerstein on 10/1/08. (Brienza, Lauren) (Entered: 10/07/2008)
10/01/2008	<u>19</u>	MOTION to Compel <i>Court to Waive Defendant's Appearance at Status Conference</i> by Albert Gonzalez. (Palomino, Rene) (Entered: 10/01/2008)
09/04/2008		ENDORSED ORDER as to Albert Gonzalez re <u>18</u> Stipulation filed by USA. Ordered by Judge Sandra J. Feuerstein on 9/4/08. (Brienza, Lauren) (Entered: 09/08/2008)
09/04/2008	<u>17</u>	ORDER granting <u>16</u> Motion to Continue as to Albert Gonzalez (3). The application is granted on consent. Time is waived until 10/16/08. Status conference is rescheduled on 10/16/08 at 11:15 AM. Ordered by Judge Sandra J. Feuerstein on 9/4/08. (Brienza, Lauren) (Entered: 09/04/2008)
09/04/2008	<u>16</u>	Amended MOTION to Continue <i>Status Conference</i> by Albert Gonzalez. (Palomino, Rene) (Entered: 09/04/2008)
09/02/2008	<u>15</u>	STIPLUATION by USA as to Albert Gonzalez (Peretti, Kimberly) (Entered: 09/02/2008)
08/29/2008	<u>18</u>	STIPLUATION re forensic report examination by USA as to Albert Gonzalez. (Brienza, Lauren) (Entered: 09/08/2008)
08/22/2008	<u>14</u>	MOTION to Continue <i>Status Conference</i> by Albert Gonzalez. (Palomino, Rene) (Entered: 08/22/2008)
08/20/2008	<u>13</u>	Letter (<i>Discovery</i>) as to Albert Gonzalez (Peretti, Kimberly) (Entered: 08/20/2008)
07/01/2008	<u>12</u>	Minute Entry for proceedings held before Judge Sandra J. Feuerstein: Deft present in custody with retained counsel George A. Farkas. Govt: Kimberly K. Peretti. Interpreter: Spanish. Arraignment as to Albert Gonzalez (3) Count 1,2-5,6,7-9,10-12,13,14-16,17-19,20-23,24-27 held on 7/1/2008. Initial Appearance as to Albert Gonzalez held on 7/1/2008. Status Conference as to Albert Gonzalez held on 7/1/2008. Plea entered by Albert Gonzalez (3) Count 1,2-5,6,7-9,10-12,13,14-16,17-19,20-23,24-27: Not Guilty as to all counts. Status Conference set for 9/9/2008 at 11:15 AM before Judge Sandra J. Feuerstein. Speedy Trial information for defts: Complex Case still in effect. Start: 7/1/08. Stop: 9/9/08. In the interest of justice as stated on the record, and with the consent of the parties. Pending motion for Pro Hac Vice is granted on the record. (Court Reporter Mary Ann Steiger.) (Major, Jasmine) (Entered: 07/02/2008)
07/01/2008		Incorrect docket text information filed. Doc. no 12 has been deleted and will be refiled. (Major, Jasmine) (Entered: 07/02/2008)
07/01/2008	<u>11</u>	ORDER granting <u>10</u> Motion for Leave to Appear Pro Hac Vice for Attorney Rene Palomino, Jr for Albert Gonzalez(3). Confined on payment of clerks office fee. Ordered by Judge Sandra J. Feuerstein on 7/1/2008. (Major, Jasmine) (Entered: 07/02/2008)
06/26/2008		ORDER REFERRING CASE to Magistrate Judge A. Kathleen Tomlinson as to Albert Gonzalez for arraignment. Ordered by Judge Sandra J. Feuerstein on 6/26/08. Status conference scheduled before Judge Feuerstein on 7/21/08 at 12:30 pm. c/ecf (Morabito, Bryan) (Entered: 06/26/2008)

06/25/2008	<u>10</u>	NOTICE OF MOTION to Appear Pro Hac Vice by George Farkas on behalf of Albert Gonzalez (Farkas, George) Modified on 6/30/2008 to correct event type. (Coleman, Laurie). (Additional attachment(s) added on 7/9/2008: # <u>1</u> Receipt No. 26754) (Major, Jasmine). (Entered: 06/25/2008)
06/02/2008	<u>9</u>	NOTICE OF ATTORNEY APPEARANCE: George A. Farkas appearing for Albert Gonzalez (Farkas, George) (Entered: 06/02/2008)
05/23/2008		Attorney update in case as to Maksym Yastremskiy, Aleksandr Suvorov, Albert Gonzalez. Attorney Kimberly K. Peretti for USA added. (Mahon, Cinthia) (Entered: 05/23/2008)
05/15/2008		Attorney update in case as to Maksym Yastremskiy, Aleksandr Suvorov, Albert Gonzalez. Attorney Jenny Ellickson for USA added. (Mahon, Cinthia) (Entered: 05/30/2008)
05/14/2008	<u>6</u>	SUPERSEDING INDICTMENT as to Maksym Yastremskiy (1) count(s) 1s, 2s-5s, 6s, 7s-9s, 10s-12s, 13s, 14s-16s, 17s-19s, 20s-23s, 24s-27s, Aleksandr Suvorov (2) count(s) 1s, 2s-5s, 6s, 7s-9s, 10s-12s, 13s, 14s-16s, 17s-19s, 20s-23s, 24s-27s, Albert Gonzalez (3) count(s) 1, 2-5, 6, 7-9, 10-12, 13, 14-16, 17-19, 20-23, 24-27. (Attachments: # <u>1</u> Criminal Information Sheet, # <u>2</u> Indictment with foreperson signature) (Brienza, Lauren). (Entered: 05/15/2008)
05/12/2008		Case unsealed as to Albert Gonzalez. (Mahon, Cinthia) [2:08-mj-00444-MLO] (Entered: 05/15/2008)
05/12/2008	<u>3</u>	Order to Unseal Case as to Albert Gonzalez. (Ordered by Magistrate Judge A. Kathleen Tomlinson on 5/12/08) (Montero, Edher) [2:08-mj-00444-MLO] (Entered: 05/12/2008)
05/08/2008	<u>1</u>	SEALED COMPLAINT as to Albert Gonzalez (1). (Montero, Edher) [2:08-mj-00444-MLO] (Entered: 05/12/2008)