

Date↓	Description	#
01/21/2021	COMPLAINT as to DOMINICK MADDEN (1). [1:21-mj-00139-RMM]	<u>1</u>
	1 Attachment ▼	
01/21/2021	Arrest of DOMINICK MADDEN in Eastern District of New York. (Text entry; no document attached.)	<u>3</u>
01/25/2021	NOTICE OF ATTORNEY APPEARANCE Jeffrey Napoleon Poulin appearing for USA. [1:21-mj-00139-RMM]	<u>4</u>
01/27/2021	INFORMATION as to DOMINICK MADDEN (1) count(s) 1, 2, 3, 4. (zstd) [1:21-mj-00139-RMM]	<u>8</u>
01/29/2021	Arrest Warrant, dated 1/21/2021, Returned Executed in the U.S. District Court for the District of Columbia on 1/29/2021 as to DOMINICK MADDEN.	
01/29/2021	MINUTE ORDER as to DOMINICK MADDEN (1) As required by Rule 5(f), the United States is ordered to produce all exculpatory evidence to the defendant pursuant to Brady v. Maryland and its progeny. Not doing so in a timely manner may result in sanctions, including exclusion of evidence, adverse jury instructions, dismissal of charges and contempt proceedings. Signed by Magistrate Judge G. Michael Harvey on 1/29/2021. (Text entry; no document attached.)	
01/29/2021	ORAL MOTION to Appoint Counsel by DOMINICK MADDEN. (Text entry; no document attached.)	
01/29/2021	JOINT ORAL MOTION for Speedy Trial Waiver by DOMINICK MADDEN. (Text entry; no document attached.)	
01/29/2021	Minute Entry for proceedings held before Magistrate Judge G. Michael Harvey: VTC Initial Appearance/Detention Hearing/Arraignment as to DOMINICK MADDEN (1) Count 1,2,3,4 held on 1/29/2021. Not guilty plea entered by DOMINICK MADDEN (1) as to all counts. Oral Motion to Appoint Counsel by DOMINICK MADDEN (1) Heard and Granted. Government does not seek the Defendant's pretrial detention. Joint Oral Motion for Speedy Trial Waiver as to DOMINICK MADDEN (1) Heard and Granted. Time between 1/29/2021 and 3/5/2021 (35 Days) shall be excluded from calculation under the Speedy Trial Act in the interest of justice X-T. Bond Status of Defendant: Defendant Placed on Personal Recognizance; Court Reporter: Sara Wick; Defense Attorney: Tony Miles; US Attorney: Kelly Smith for Jeffrey Poulin; Pretrial Officer: Christine Schuck; (Text entry; no document attached.)	<u>9</u>
01/29/2021	ORDER Setting Conditions of Release as to DOMINICK MADDEN (1) Personal Recognizance. Signed by Magistrate Judge G. Michael Harvey on 1/29/2021.	
	1 Attachment ▼	
03/27/2021	NOTICE OF HEARING as to DOMINICK MADDEN Status Conference set for 3/30/2021 at 01:00 PM in Telephonic/VTC before Judge Emmet G. Sullivan. (Text entry; no document attached.)	
03/29/2021	MINUTE ORDER as to DOMINICK MADDEN. Due to unforeseen circumstances, it is necessary to reschedule the status conference currently scheduled for March 30, 2021. The status conference shall now take place on March 31, 2021 at 1:00 PM via video teleconference. The parties shall contact Mr. Mark Coates, the Courtroom Deputy Clerk, for the dial-in information. Signed by Judge Emmet G. Sullivan on 3/29/2021. (lcegs2) (Text entry; no document attached.)	
03/30/2021	Set/Reset Hearings as to DOMINICK MADDEN: Status Conference set for 3/31/2021 at 01:00 PM in Telephonic/VTC before Judge Emmet G. Sullivan. (Text entry; no document attached.)	
03/30/2021	MINUTE ORDER: The hearing currently scheduled for March 30, 2021 before Magistrate Judge Zia M. Faruqi is hereby VACATED, as the government has formally charged DOMINICK MADDEN and there are no additional matters necessitating action by a magistrate judge. Signed by Magistrate Judge Zia M. Faruqi on 3/30/2021. (Text entry; no document attached.)	
03/31/2021		

Minute Entry for proceedings held before Judge Emmet G. Sullivan: Status Conference as to DOMINICK MADDEN held on 3/31/2021. Status Conference set for 6/4/2021 at 12:00 PM in Telephonic/VTC before Judge Emmet G. Sullivan. Speedy Trial Tolled Nunc Pro Tunc 1/29/21 - 06/04/21 In The Interest Of Justice (XT). Bond Status of Defendant: PERSONAL RECOGNIZANCE; Court Reporter: LISA BANKINS; Defense Attorney: TONY MILES; US Attorney: JEFFREY POULIN; (Text entry; no document attached.)

[11](#)

04/26/2021

STANDING ORDER as to DOMINICK MADDEN requiring the government to produce any evidence in its possession that is favorable to the defendant and material to either the defendant's guilt or punishment. Signed by Judge Emmet G. Sullivan on 04/26/21.

[12](#)

05/19/2021

NOTICE OF SUBSTITUTION OF COUNSEL as to USA. Attorney Jawad, Amanda added. Substituting for attorney Jeffrey N. Poulin

[13](#)

05/28/2021

NOTICE OF ATTORNEY APPEARANCE: Maria Jacob appearing for DOMINICK MADDEN

06/01/2021

MINUTE ORDER as to DOMINICK MADDEN. Due to unforeseen circumstances, it is necessary to reschedule the status conference currently scheduled for June 4, 2021. The status conference shall now take place on June 10, 2021 at 2:00 PM via video teleconference. The parties shall contact Mr. Mark Coates, the Courtroom Deputy Clerk, for the dial-in information. Signed by Judge Emmet G. Sullivan on 6/1/2021. (lcegs2) (Text entry; no document attached.)

06/02/2021

Set/Reset Hearings as to DOMINICK MADDEN: Status Conference set for 6/10/2021 at 2:00 PM in Telephonic/VTC before Judge Emmet G. Sullivan. (Text entry; no document attached.)

06/08/2021

MINUTE ORDER as to DOMINICK MADDEN. Due to unforeseen circumstances, it is necessary to reschedule the status conference currently scheduled for June 10, 2021. The status conference shall now take place on June 15, 2021 at 2:00 PM via video teleconference. Signed by Judge Emmet G. Sullivan on 6/8/2021. (lcegs2) (Text entry; no document attached.)

06/08/2021

Set/Reset Hearings as to DOMINICK MADDEN: Status Conference set for 6/15/2021 at 2:00 PM in Telephonic/VTC before Judge Emmet G. Sullivan. (Text entry; no document attached.)

[15](#)

06/14/2021

Unopposed MOTION for Protective Order by USA as to DOMINICK MADDEN.

06/14/2021

MINUTE ORDER granting 15 Motion for Protective Order as to DOMINICK MADDEN (1). The terms presented in the Protective Order Governing Discovery, which begins at page 2 of 15 the motion, are hereby incorporated by reference into this Order. Signed by Judge Emmet G. Sullivan on 6/14/2021. (lcegs2) (Text entry; no document attached.)

06/15/2021

Minute Entry for proceedings held before Judge Emmet G. Sullivan: Status Conference as to DOMINICK MADDEN held on 6/15/2021. Parties Discussed Posture Of Case And Request Sixty (60) Day Continuance. Status Conference set for 8/12/2021 at 2:30 PM in Telephonic/VTC before Judge Emmet G. Sullivan. Speedy Trial Tolled 6/15/21 - 8/12/21 In The Interest Of Justice (XT). Bond Status of Defendant: APPEARED VIA VTC; REMAINS ON PERSONAL RECOGNIZANCE; Court Reporter: LISA BANKINS; Defense Attorney: MARIA JACOB; US Attorney: AMANDA JAWAD; (Text entry; no document attached.)

[16](#)

07/13/2021

NOTICE OF FILING DISCOVERY CORRESPONDENCE by USA as to DOMINICK MADDEN

[17](#)

07/14/2021

NOTICE of Memorandum Regarding Status of Discovery by USA as to DOMINICK MADDEN

08/12/2021

Minute Entry for proceedings held Via VTC before Judge Emmet G. Sullivan: Status Conference as to DOMINICK MADDEN held on 8/12/2021. Parties Discussed Posture Of The Case On The Record. Plea Agreement Hearing set for 9/15/2021 at 2:30 PM in Telephonic/VTC before Judge Emmet G. Sullivan. Speedy Trial Tolled 8/12/21 - 9/15/21 In The Interest Of Justice (XT). Bond Status of Defendant: APPEARED VIA VTC - REMAINS ON PERSONAL RECOGNIZANCE; Court Reporter: LISA BANKINS; Defense Attorney: MARIA JACOB; US Attorney: AMANDA JAWAD; (Text entry; no document attached.)

08/12/2021

ENTERRED IN ERROR. Minute Entry for proceedings held Via VTC before Judge Emmet G. Sullivan: Status Conference as to DOMINICK MADDEN held on 8/12/2021. Defendant Consents To This Hearing Being Held Via VTC. Government Counsel Discussed The Posture OF This Case And Requested Sixty (60) Day Continuance. Defendant Does Not Object To The Continuance And Consents To Tolling Of Speedy Trial Time. Status Conference set for 10/14/2021 at 2:30 PM in Telephonic/VTC before Judge Emmet G. Sullivan. Speedy Trial Tolled 8/12/2021 - 10/14/2021 In The Interest Of Justice (XT). Bond Status of Defendant: APPEARED VIA VTC - REMAINS ON PERSONAL RECOGNIZANCE; Court Reporter: LISA BANKINS; Defense Attorney: LISA PEEBLES; US Attorney: ALEXIS LOEB; (Text entry; no document attached.)

19

09/15/2021

MINUTE ORDER as to DOMINICK MADDEN. Due to unforeseen circumstances, it is necessary to reschedule the plea hearing scheduled for this afternoon. The plea hearing shall now take place on October 5, 2021 at 2:00 p.m. via video teleconference. The parties shall contact Mr. Mark Coates, the Courtroom Deputy Clerk, for the dial-in information. The Court regrets any inconvenience to the parties. Signed by Judge Emmet G. Sullivan on 9/15/2021.

(lcegs2)

09/15/2021

Set/Reset Hearings as to DOMINICK MADDEN: Plea Agreement Hearing set for 10/5/2021 at 02:00 PM in Telephonic/VTC before Judge Emmet G. Sullivan. (Text entry; no document attached.)

10/05/2021

Minute Entry for proceedings held Via VTC before Judge Emmet G. Sullivan: Plea Agreement Hearing as to DOMINICK MADDEN held on 10/5/2021. No Objections From Parties To Proceed Via VTC For This Hearing. Defendant Is Sworn. The Court Has Colloquy With The Defendant. Plea Of Not Guilty Withdrawn As To Count 4. Plea Of GUILTY Entered by DOMINICK MADDEN as to Count 4. The Court Will Accept The Defendant's Guilty Plea. No Changes In Pretrial Release Condition. CASE IS REFERRED TO U.S. PROBATION OFFICE FOR A PRESENTENCE INVESTIGATION REPORT. U.S. Probation Presentence Report due by 12/14/2021. Government Sentencing Memorandum due by 1/17/2022. Defendant Sentencing Memorandum due by 1/31/2022 Government Reply, If Any, due by 2/4/2022. Sentencing set for 2/9/2022 at 2:00 PM in Telephonic/VTC before Judge Emmet G. Sullivan. Bond Status of Defendant: APPEARED VIA VTC - REMAINS ON PERSONAL RECOGNIZANCE; Court Reporter: LISA BANKINS; Defense Attorney: MARIA JACOB; US Attorney: AMANDA JAWAD; (Text entry; no document attached.)

22

10/05/2021

PLEA AGREEMENT as to DOMINICK MADDEN

23

10/05/2021

STATEMENT OF OFFENSE as to DOMINICK MADDEN

10/11/2021

MINUTE ORDER as to DOMINICK MADDEN. It is necessary to modify the sentencing scheduling order set by the Court at the October 5, 2021 plea hearing in this matter. It is hereby ORDERED that the parties shall adhere to the following amended schedule: (1) the U.S. Probation Office shall file its presentence report by no later than January 19, 2022; (2) the government shall file its sentencing memorandum by no later than February 9, 2022; (3) Mr. Madden shall file his sentencing memorandum by no later than February 16, 2022; and (4) the government shall file any reply by no later than February 22, 2022. It is FURTHER ORDERED that the sentencing hearing currently scheduled for February 9, 2022 is hereby VACATED. A sentencing hearing shall now take place on March 1, 2022 at 3:00 p.m. via video teleconference. The parties shall contact Mr. Mark Coates, the Courtroom Deputy Clerk, for the dial-in information. Signed by Judge Emmet G. Sullivan on 10/11/2021. (lcegs2) (Text entry; no document attached.)

10/12/2021

Set/Reset Deadlines/Hearings as to DOMINICK MADDEN: U.S. Probation Presentence Report due by 1/19/2022. Government Sentencing Memorandum due by 2/9/2022. Defendant Sentencing Memorandum due by 2/16/2022. Government Reply due by 2/22/2022. Sentencing set for 3/1/2022 at 3:00 PM in Telephonic/VTC before Judge Emmet G. Sullivan. (Text entry; no document attached.)

24

10/14/2021

WAIVER of Trial by Jury as to DOMINICK MADDEN. Approved by Judge Emmet G. Sullivan on 10/14/21.

26

12/29/2021

Unopposed MOTION to Continue Sentencing by USA as to DOMINICK MADDEN.

01/03/2022

Set/Reset Hearings as to DOMINICK MADDEN: Sentencing set for 3/17/2022 at 3:00 PM in Telephonic/VTC before Judge Emmet G. Sullivan. (Text entry; no document attached.)

01/03/2022

Set/Reset Hearings as to DOMINICK MADDEN: Sentencing set for 3/17/2022 at 3:00 PM in Telephonic/VTC before Judge Emmet G. Sullivan. (Text entry; no document attached.)

[29](#)

02/09/2022

Joint MOTION to Continue Sentencing Memorandum Dates by USA as to DOMINICK MADDEN.

1 Attachment ▼

[30](#)

02/16/2022

SENTENCING MEMORANDUM by DOMINICK MADDEN

9 Attachments ▼

[31](#)

02/24/2022

SENTENCING MEMORANDUM by USA as to DOMINICK MADDEN

1 Attachment ▼

03/02/2022

NOTICE OF CORRECTED DOCKET ENTRY: as to DOMINICK MADDEN re [32] Supplement to any document was entered in error and counsel was instructed to refile said pleading using the correct event Responses & Replies: Reply to (non-motion) document. (zstd) (Text entry; no document attached.)

[32](#)

03/02/2022

SUPPLEMENT by DOMINICK MADDEN Reply to Government's Sentencing Memorandum

1 Attachment ▼

[33](#)

03/02/2022

REPLY by DOMINICK MADDEN to Government's Sentencing Memorandum

1 Attachment ▼

03/04/2022

MINUTE ORDER granting, nunc pro tunc, [29] Motion to Continue as to DOMINICK MADDEN (1). Signed by Judge Emmet G. Sullivan on 3/4/2022. (lcegs1) (Text entry; no document attached.)

03/04/2022

MINUTE ORDER granting, nunc pro tunc, 29 Motion to Continue as to DOMINICK MADDEN (1). Signed by Judge Emmet G. Sullivan on 3/4/2022. (lcegs1) (Text entry; no document attached.)

[34](#)

03/16/2022

NOTICE of Supplemental Authority Relevant to Government's Sentencing Recommendation by USA as to DOMINICK MADDEN

1 Attachment ▼

03/17/2022

Set/Reset Deadlines/Hearings as to DOMINICK MADDEN:Defendant Memorandum Responding To The Split Sentence Issue due by 3/31/2022. Government And The Probation Office Reply due by 4/8/2022. Sentencing set for 4/12/2022 at 2:30 PM in Telephonic/VTC before Judge Emmet G. Sullivan. (Text entry; no document attached.)

[36](#)

03/17/2022

MINUTE ORDER as to DOMINICK MADDEN. Pursuant to 34 Government's Notice of Recent Authority Relevant to its Sentencing Position, filed on March 16, 2022, the Sentencing Hearing scheduled for March 17, 2022 is hereby CONTINUED to Tuesday, April 12 at 2:30 pm. Counsel for the defendant is directed to file a memorandum responding to the split sentence issue presented in the Government's Notice and its Sentencing Memorandum by no later than March 31, 2022. The Government and the Probation Office are directed to reply by April 8, 2022. The Court is cognizant that the new sentencing date may need to be rescheduled based on the availability of attorneys and both parties. As before, in light of the public health emergency, the hearing will take place via VIDEO TELECONFERENCE. The parties shall contact Mr. Mark Coates, the Courtroom Deputy Clerk, for the dial-in information. Signed by Judge Emmet G. Sullivan on 3/17/2022. (lcegs1)

03/17/2022

Set/Reset Deadlines/Hearings as to DOMINICK MADDEN:Defendant Memorandum Responding To The Split Sentence Issue due by 3/31/2022. Government And The Probation Office Reply due by 4/8/2022. Sentencing set for 4/12/2022 at 2:30 PM in Telephonic/VTC before Judge Emmet G. Sullivan. (Text entry; no document attached.)

[39](#)

03/31/2022

RESPONSE by DOMINICK MADDEN re 34 Notice (Other)

04/06/2022

Set/Reset Hearings as to DOMINICK MADDEN: Sentencing set for 4/13/2022 at 03:30 PM in Telephonic/VTC before Judge Emmet G. Sullivan. (Text entry; no document attached.)

[41](#)

04/08/2022

REPLY by USA as to DOMINICK MADDEN re [39] Response to document on Split Sentences

04/13/2022

MINUTE ORDER as to DOMINICK MADDEN. In light of the pending appeal in *United States v. Little*, see generally Docket for Crim. Act. No. 22-3018 (D.C. Cir. Mar. 24, 2022); the Court hereby sua sponte ORDERS that the sentencing hearing is STAYED pending the outcome of the appeal. "A trial court has broad discretion to stay all proceedings in an action pending the resolution of independent proceedings elsewhere." *Hisler v. Gallaudet Univ.*, 344 F. Supp. 2d 29, 35 (D.D.C. 2004) (citing *Landis v. North Am. Co.*, 299 U.S. 248, 254, 57 S. Ct. 163, 81 L. Ed. 153 (1936)). The court "must weigh competing interests and maintain an even balance," when determining when to stay a proceeding. *Landis*, 299 U.S. at 254, 57 S. Ct. 163. "The power to stay proceedings is inherent in every court to control the disposition of the causes on its docket with economy of time and effort for itself, for counsel, and for litigants." *Air Line Pilots Ass'n v. Miller*, 523 U.S. 866, 879 n. 6 (1998) (quoting *Landis*, 299 U.S. at 254-55). "Indeed, 'a trial court may, with propriety, find it is efficient for its own docket and the fairest course for the parties to enter a stay of an action before it pending resolution of independent proceedings which bear upon the case.'" *IBT/ HERE Employee Representatives' Council v. Gate Gourmet Div. Ams.*, 402 F. Supp. 2d 289, 292 (D.D.C. 2005). Such is the case here, where the legality of the government's proposed sentence depends on the Court of Appeals for the District of Columbia Circuit ("D.C. Circuit") upholding the decision in *United States v. Little*, No. 1:21-cr-315 (RCL), ECF No. 43. Imposing a stay will therefore allow for a fairer outcome, promote efficiency, and conserve resources for both the Court and the parties. Although the D.C. Circuit has not yet set a briefing schedule in *Little*, the Court is cognizant that in the only other case to appeal the issue, the Circuit ordered an expedited briefing schedule. See *United States v. Spencer*, No. 22-3010, Order (D.C. Cir. Feb. 18, 2022). Admittedly, the government moved to dismiss the appeal before briefing, see *id.*, Motion to Dismiss Appeal (D.C. Cir. Mar. 25, 2022); and the Court granted the motion, see *id.*, Order (D.C. Cir. Mar. 31, 2022); so the issue was not substantively addressed. Nonetheless, after balancing the competing interests, the Court is persuaded that a stay is warranted in the interest of "economy of time and effort," *Landis*, 299 U.S. at 254; because the D.C. Circuit's decision in *Little* will likely "narrow the issues in the pending case[] and assist in the determination of the questions of law involved," *id.* at 253; in view of the government's reliance on the district court's decision in *Little* to support its position. The parties shall submit a Joint Status Report with recommendations for further proceedings by no later than 14 days following the issuance of the decision of the D.C. Circuit in *Little*. Signed by Judge Emmet G. Sullivan on 4/13/2022. (lcegs1) (Text entry; no document attached.)

04/13/2022

Terminated Hearings as to DOMINICK MADDEN: The Sentencing Hearing scheduled for today 4/13/2022 at 3:30PM has been vacated pursuant to the Minute Order filed 04/12/2022. (zacr) (Text entry; no document attached.)