

Date↓	Description	#
01/27/2021	SEALED COMPLAINT as to GREG RUBENACKER (1). [1:21-mj-00172-ZMF]	<u>1</u>
	1 Attachment ▼	
01/27/2021	MOTION to Seal Case by USA as to GREG RUBENACKER. [1:21-mj-00172-ZMF]	<u>3</u>
	1 Attachment ▼	
01/27/2021	ORDER granting 3 Motion to Seal Case as to GREG RUBENACKER (1). Signed by Magistrate Judge Zia M. Faruqui on 1/27/2021. (zstd) [1:21-mj-00172-ZMF]	<u>4</u>
02/09/2021	Case unsealed as to GREG RUBENACKER (bb) [1:21-mj-00172-ZMF] (Text entry; no document attached.)	
03/05/2021	INDICTMENT as to GREG RUBENACKER (1) count(s) 1, 2, 3, 4, 5, 6, 7, 8, 9, 10.	<u>6</u>
03/08/2021	NOTICE OF HEARING as to GREG RUBENACKER. The parties shall take notice that an Arraignment Hearing is scheduled for 3/12/2021, at 9:45 AM via videoconference before Chief Judge Beryl A. Howell. A link for the videoconference will be provided by the deputy clerk nearest the hearing date. (Text entry; no document attached.)	
02/09/2021	Arrest Warrant Returned Executed on 2/9/2021 in Farmingdale, New York as to GREG RUBENACKER.	<u>8</u>
02/09/2021	Arrest of GREG RUBENACKER. (Text entry; no document attached.)	
03/02/2021	ORDER Setting Conditions of Release as to GREG RUBENACKER (1) Personal Recognizance. Signed by Magistrate Judge Zia M. Faruqui on 3/2/2021. # 1 Appearance Bond	<u>9</u>
03/02/2021	JOINT ORAL MOTION for Speedy Trial Waiver by USA as to GREG RUBENACKER. (Text entry; no document attached.)	
03/02/2021	Minute Entry for proceedings held before Magistrate Judge Zia M. Faruqui: VTC Initial Appearance/Detention Hearing as to GREG RUBENACKER (1) held on 3/2/2021. Joint Oral Motion by the Government for Speedy Trial Waiver as to GREG RUBENACKER (1) Heard and Granted. Government does not seek the Defendant's pretrial detention. Defendant expresses intent to waive right to a preliminary hearing. Time between 3/2/2021 and 4/13/2021 (42 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; FTR Time Frame: CTRM 4 [1:21:22-1:31:26], [1:57:21-2:29:07]; Defense Attorney: Michael Matera; US Attorney: Jacob Steiner for Troy Edwards; Pretrial Officer: Dashanta ValentineLewis; (Text entry; no document attached.)	
03/08/2021	STANDING ORDER, as to GREG RUBENACKER. Signed by Chief Judge Beryl A. Howell on March 8, 2021. (lcbah4)	<u>10</u>
03/12/2021	Minute Entry for proceedings held before Chief Judge Beryl A. Howell: Arraignment as to GREG RUBENACKER held via videoconference on 3/12/2021. The Defendant agreed to participate via videoconference after consultation with counsel. Plea of not guilty entered by GREG RUBENACKER to Counts 1, 2, 3, 4, 5, 6, 7, 8, 9, and 10 of the Indictment filed on 3/5/2021. A Status Hearing is scheduled for 5/14/2021, at 10:30 AM before Chief Judge Beryl A. Howell. The Defendant agreed to exclude time under the Speedy Trial Act from today until the next hearing date of 5/14/2021. The Court found that for the reasons stated in open court, time under the Speedy Trial Act shall be excluded from 3/12/2021 through 5/14/2021, in the interests of justice and those interests outweigh the interests of the public and the defendant in a speedy trial in order to allow the government to complete discovery and for defense counsel to review and discuss the discovery with his client. Bond Status of Defendant: Personal Recognizance. Present via videoconference: Defense Attorney: Michael Matera accompanied by Michelle Peterson from the Federal Public Defenders Office for DC; US Attorney: Mary L. Dohrmann for Troy A. Edwards; Pretrial Officer: Christine Schuck (telephonically). Court Reporter: Elizabeth Saint-Loth. (Text entry; no document attached.)	

04/21/2021	Unopposed MOTION for Protective Order by USA as to GREG RUBENACKER.	12
	1 Attachment ▼	
04/21/2021	MINUTE ORDER granting 12 Motion for Protective Order as to GREG RUBENACKER. Signed by Chief Judge Beryl A. Howell on 4/21/2021. (Text entry; no document attached.)	13
04/21/2021	PROTECTIVE ORDER as to GREG RUBENACKER. Signed by Chief Judge Beryl A. Howell on April 21, 2021. (lcbah4)	13
04/30/2021	LETTER by GREG RUBENACKER, construed as an Unopposed Motion to Modify Conditions of Pretrial Release. "Leave to File Granted" by Chief Judge Beryl A. Howell on 4/30/2021. (bb) Modified event on 5/10/2021 (znmw).	14
05/03/2021	MINUTE ORDER (paperless), as to GREG RUBENACKER, GRANTING defendant's 14 Unopposed Motion to Modify Conditions of Pretrial Release and MODIFYING defendant's curfew to require that he be at his residence from 11:00 PM to 3:00 AM. Signed by Chief Judge Beryl A. Howell on May 3, 2021. (lcbah4) (Text entry; no document attached.)	15
05/07/2021	Unopposed MOTION to Continue Status Hearing and Exclude Time Under the Speedy Trial Act by USA as to GREG RUBENACKER.	15
	1 Attachment ▼	
05/07/2021	MINUTE ORDER granting 15 United States' Unopposed Motion to Continue and to Exclude Time Under the Speedy Trial Act as to GREG RUBENACKER. Upon consideration of the unopposed motion, it is hereby ORDERED that the Status Hearing originally scheduled for May 14, 2021, shall be CONTINUED to July 16, 2021, at 9:15 AM before Chief Judge Beryl A. Howell; it is FURTHER ORDERED that due to the volume and nature of potentially discovery materials, and the reasonable time necessary for effective preparation by all parties, time under the Speedy Trial Act shall be excluded from May 14, 2021 through July 16, 2021, in the best interests of justice and those interests outweigh the interests of the public and the defendant in a speedy trial. It is SO ORDERED. Signed by Chief Judge Beryl A. Howell on 5/7/2021. (Text entry; no document attached.)	16
05/07/2021	NOTICE OF ATTORNEY APPEARANCE Laura Elizabeth Hill appearing for USA.	17
05/07/2021	MOTION to Exclude Time Under the Speedy Trial Act by USA as to GREG RUBENACKER. (See DE 15 to view document).	17
07/09/2021	NOTICE OF ATTORNEY APPEARANCE: David Barry Benowitz appearing for GREG RUBENACKER	18
07/09/2021	MOTION for Leave to Appear Pro Hac Vice Michaelangelo Matera Filing fee \$ 100, receipt number ADCDC-8588047. Fee Status: Fee Paid. by GREG RUBENACKER.	19
	2 Attachments ▼	
07/09/2021	MINUTE ORDER (paperless), as to GREG RUBENACKER, GRANTING defendant's 19 Motion for Admission Pro Hac Vice. Mr. Matera may enter an appearance pro hac vice for the purpose of representing defendant in this action. Counsel should register for e-filing via PACER and file a notice of appearance pursuant to LCrR 44.5(a). Click for Instructions. Signed by Chief Judge Beryl A. Howell on July 9, 2021. (lcbah4) (Text entry; no document attached.)	20
07/12/2021	NOTICE OF ATTORNEY APPEARANCE: Michaelangelo Matera appearing for GREG RUBENACKER	21
07/12/2021	STRICKEN pursuant to Minute Order entered on 7/12/2021. First MOTION to Modify Conditions of Release by GREG RUBENACKER. Modified on 7/12/2021	21
07/12/2021		

MINUTE ORDER (paperless), as to GREG RUBENACKER, STRIKING defendant's 21 First Motion to Modify Conditions of Release, which fails to conform with Local Criminal Rule 49(f)(4) ("Every document shall be typed (double spaced) using a standard 8 1/2 by 11 inch word processing format (submitted electronically to the court in PDF format) and shall contain a heading under the caption describing the nature of the document.") and Local Criminal Rule 47(c) ("Each motion shall be accompanied by a proposed order."). Defense counsel is further DIRECTED to re-file a motion that conforms with the Local Rules of this Court by 4:00 pm on July 13, 2021. Signed by Chief Judge Beryl A. Howell on July 12, 2021. (lcbah4) (Text entry; no document attached.)

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07/12/2021

PRETRIAL MEMORANDUM Regarding Status of Discovery by USA as to GREG RUBENACKER

[1 Attachment](#) ▼

07/13/2021

First MOTION to Modify Conditions of Release by GREG RUBENACKER.

[23](#)

07/14/2021

MOTION to Amend/Correct 23 First MOTION to Modify Conditions of Release filed by GREG RUBENACKER by GREG RUBENACKER.

[24](#)

07/16/2021

Minute Entry for proceedings held before Chief Judge Beryl A. Howell: Status Hearing as to GREG RUBENACKER held via videoconference on 7/16/2021. The Defendant agreed to participate via videoconference after consultation with counsel. A further Status Hearing is scheduled for 10/1/2021, at 11:00 AM before Chief Judge Beryl A. Howell. Defendant's 23 First Motion to Modify Conditions of Release, denied as moot; Defendant's 24 Amended Motion to Modify Conditions of Release, heard and granted. The Court ORDERED that the Defendant's release conditions shall be modified as follows: travel restrictions shall be extended to permit travel to the Southern District of New York; the Court FURTHER ORDERED that the Defendant's curfew shall be modified to restrict the Defendant to his residence from 12:00 AM to 8:00 AM, SO ORDERED by the Court. Time excluded under the Speedy Trial Act from 7/16/2021 through 10/1/2021, in the interests of justice and those interests outweigh the interests of the public and the defendant in a speedy trial in order to give the government the opportunity to complete the production of discovery and the parties the opportunity to confer about the resolution of this case short of trial. Bond Status of Defendant: Personal Recognizance. Present via videoconference: Defense Attorney: Michael Matera; US Attorney: Troy A. Edwards Jr. and Laura E. Hill; Pretrial Officer: Christine Schuck. Court Reporter: Elizabeth Saint-Loth. (Text entry; no document attached.)

07/16/2021

MINUTE ORDER (paperless), as to GREG RUBENACKER, DENYING AS MOOT defendant's 23 First Motion to Modify Conditions of Release and GRANTING defendant's 24 Amended Motion to Modify Conditions of Release for the reasons discussed on the record at the hearing held July 16, 2021. Defendant's release conditions shall be modified as follows: Condition Number 7(f) is modified to permit travel to the Southern District of New York, and Condition Number 7(p) is modified to restrict the Defendant to his residence from 12:00 AM to 8:00 AM. Signed by Chief Judge Beryl A. Howell on July 16, 2021. (lcbah4) (Text entry; no document attached.)

09/20/2021

Set/Reset Hearings as to GREG RUBENACKER: Status Hearing RESCHEDULED for 9/30/2021, at 11:30 AM via videoconference before Chief Judge Beryl A. Howell. (Text entry; no document attached.)

[26](#)

09/22/2021

Consent MOTION to Continue by GREG RUBENACKER.

09/22/2021

MINUTE ORDER as to GREG RUBENACKER denying 26 Consent Motion to Adjourn Conference. DIRECTING the parties to appear for a Status Hearing on October 1, 2021, at 9:15 AM via videoconference before Chief Judge Beryl A. Howell. SO ORDERED. Signed by Chief Judge Beryl A. Howell on 9/22/2021. (Text entry; no document attached.)

10/01/2021

Minute Entry for proceedings held before Chief Judge Beryl A. Howell: Status Hearing as to GREG RUBENACKER held via videoconference on 10/1/2021; the Defendant agreed to participate via videoconference after consultation with counsel. A further Status Hearing is scheduled for 12/17/2021, at 9:00 AM before Chief Judge Beryl A. Howell. Time excluded from 10/1/2021 through 12/17/2021 under the Speedy Trial Act in the interests of justice and those interests outweigh the interests of the public and the defendant in a speedy trial in order to give the government time to complete discovery and the Defendant time to review the discovery and discuss with his counsel resolution of this matter short of trial. Bond Status of Defendant: personal recognizance. Present via videoconference: Defense Attorney: Michael Matera; US Attorney: Laura E. Hill; Pretrial Officer: Christine Schuck (telephonically). Court Reporter: Elizabeth Saint-Loth. (Text entry; no document attached.)

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10/07/2021

NOTICE Regarding Status of Discovery as of August 23, 2021 by USA as to GREG RUBENACKER	29
10/07/2021 NOTICE Regarding Status of Discovery as of September 14, 2021 by USA as to GREG RUBENACKER	30
10/27/2021 Unopposed MOTION for Disclosure of Items Protected by Federal Rule of Criminal Procedure 6(e) and Sealed Materials by USA as to GREG RUBENACKER.	31
	1 Attachment ▼
10/28/2021 MINUTE ORDER (paperless), as to GREG RUBENACKER, GRANTING the government's 30 Unopposed Motion for Disclosure of Items Protected by Federal Rule of Criminal Procedure 6(e) and Sealed Materials, and AUTHORIZING the government, pursuant to Federal Rule of Criminal Procedure 6(e)(3)(E)(i) and the previously entered protective order governing discovery in this case, to provide to defendant, and any co-defendants who may later be joined, materials protected by Federal Rule of Criminal Procedure 6(e), insofar as such disclosure is necessary for the government to comply with its discovery and disclosure obligations. Signed by Chief Judge Beryl A. Howell on October 28, 2021. (lcbah4) (Text entry; no document attached.)	31
10/29/2021 NOTICE Regarding Status of Discovery as of October 21, 2021 by USA as to GREG RUBENACKER	32
11/08/2021 NOTICE Regarding Status of Discovery as of November 5, 2021 by USA as to GREG RUBENACKER	33
11/10/2021 SUPERSEDING INDICTMENT as to GREG RUBENACKER (1) count(s) 1s, 2s, 3s, 4s, 5s, 6s, 7s, 8s, 9s, 10s.	33
11/12/2021 NOTICE OF HEARING as to GREG RUBENACKER. The parties shall take notice that an Arraignment is scheduled for 11/19/2021, at 9:15 AM via videoconference before Chief Judge Beryl A. Howell. (Text entry; no document attached.)	
11/19/2021 Minute Entry for proceedings held before Chief Judge Beryl A. Howell: Arraignment as to GREG RUBENACKER held via videoconference on 11/19/2021; the Defendant agreed to participate via videoconference after consultation with counsel. Defendant arraigned on Count 1s, 2s, 3s, 4s, 5s, 6s, 7s, 8s, 9s, 10s of the Superseding Indictment filed on 11/10/2021; reading of the Indictment waived; plea of not guilty entered by Defendant GREG RUBENACKER as to all counts of the Superseding Indictment. Status Hearing previously scheduled for 12/17/2021, will remain as scheduled. Bond Status of Defendant: Personal Recognizance. Present: Defense Attorney: Michael Matera; US Attorney: Laura E. Hill; Pretrial Officer: Christine Schuck (telephonically). Court Reporter: Elizabeth Saint-Loth. (Text entry; no document attached.)	
12/17/2021 Minute Entry for proceedings held before Chief Judge Beryl A. Howell: Status Hearing as to GREG RUBENACKER held via videoconference on 12/17/2021; the Defendant agreed to participate via videoconference after consultation with counsel. Plea Agreement Hearing scheduled for 1/14/2022, at 11:15 AM via videoconference before Chief Judge Beryl A. Howell. Time excluded under the Speedy Trial Act from 12/17/2021 through 1/14/2022, in the interests of justice and those interests outweigh the interests of the public and the defendant in a speedy trial in order to give the parties time to complete discussions about a disposition short of trial. Bond Status of Defendant: Personal Recognizance. Present via videoconference: Defense Attorney: Michael Matera; US Attorney: Troy A. Edwards Jr.; Pretrial Officer: Christine Schuck (telephonically). Court Reporter: Elizabeth Saint-Loth. (Text entry; no document attached.)	
01/07/2022 MINUTE ORDER (paperless), as to GREG RUBENACKER, DIRECTING the parties, by noon on January 12, 2022, to submit jointly a report that: (1) identifies the video evidence on which the factual statements in the Statement of Offense associated with defendant's plea are based, including the length and source(s) of each video; and (2) provides the parties' positions on whether this video evidence may be made publicly available without restriction; and FURTHER DIRECTING the government, concurrently with such filing, to make any referenced video evidence available for the Court's review. Signed by Chief Judge Beryl A. Howell on January 7, 2022. (lcbah4) (Text entry; no document attached.)	
01/07/2022 Set/Reset Deadlines as to GREG RUBENACKER: Response to Order of the Court due by noon on 1/12/2022. (Text entry; no document attached.)	
01/08/2022	37

Joint MOTION to Continue Change of Plea Hearing by USA as to GREG RUBENACKER.

01/10/2022

MINUTE ORDER as to GREG RUBENACKER, granting 37 United States' and Defendant's Joint Motion to Continue Change of Plea Hearing and Deadlines in January 7, 2022, Minute Order, and Exclude Time Under the Speedy Trial Act. Upon consideration of the joint motion, it is hereby ORDERED that the Plea Agreement Hearing currently scheduled for January 14, 2022, is CONTINUED to January 28, 2022, at 10:00 AM via videoconference before Chief Judge Beryl A. Howell; it is FURTHER ORDERED that time under the Speedy Trial Act is excluded from January 14, 2022 through January 28, 2022, in the interests of justice and those interests outweigh the interests of the public and the defendant in a speedy trial. SO ORDERED. Signed by Chief Judge Beryl A. Howell on 1/10/2022. (Text entry; no document attached.)

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01/21/2022

Joint MOTION to Continue Change of Plea Hearing by USA as to GREG RUBENACKER.

01/24/2022

MINUTE ORDER granting 38 United States' and Defendant's Joint Motion to Continue Change of Plea Hearing and Exclude Time Under the Speedy Trial Act as to GREG RUBENACKER. Upon consideration of the joint motion, it is hereby ORDERED that the Plea Agreement Hearing currently scheduled for January 28, 2022, shall be CONTINUED to February 11, 2022, at 9:30 AM via videoconference before Chief Judge Beryl A. Howell; it is FURTHER ORDERED that time under the Speedy Trial Act shall be excluded from January 28, 2022 through February 11, 2022, for the reasons outlined in the motion and in the interests of justice and those interests outweigh the interests of the public and the defendant in a speedy trial. Signed by Chief Judge Beryl A. Howell on 1/24/2022. (Text entry; no document attached.)

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01/08/2022

MOTION to Exclude Time Under the Speedy Trial Act by USA as to GREG RUBENACKER. (See DE [37] to view document).

[40](#)

01/21/2022

MOTION to Exclude Time Under the Speedy Trial Act by USA as to GREG RUBENACKER. (See DE [38] to view document).

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02/07/2022

NOTICE of Intention to Enter Plea by GREG RUBENACKER

02/08/2022

Set/Reset Deadlines as to GREG RUBENACKER: Response to Order of the Court due by noon on 2/9/2022. (Text entry; no document attached.)

02/08/2022

MINUTE ORDER (paperless), as to GREG RUBENACKER, DIRECTING the government to submit, by February 10, 2022, at noon, the elements of each offense in the ten counts in the [33] Superseding Indictment, and the factual basis supporting each element in each count to elicit admissions to such facts from defendant, as required by Federal Rule of Criminal Procedure 11(b)(3). Signed by Chief Judge Beryl A. Howell on February 8, 2022. (lcbah4) (Text entry; no document attached.)

02/08/2022

MINUTE ORDER (paperless), as to GREG RUBENACKER, DIRECTING the government, by February 9, 2022, at noon, to (1) submit a report describing the source, length, relevant timestamps, and location depicted for all photo and video evidence described on pages 2-6 of the Statement of Facts to the Criminal Complaint or otherwise underlying the specific charges against the defendant; and (2) make such photo and video evidence available for the Court's review; and FURTHER DIRECTING the parties to provide their positions whether this photo and video evidence may be made publicly available without restriction by February 9, 2022, at noon. Signed by Chief Judge Beryl A. Howell on February 8, 2022. (lcbah4) (Text entry; no document attached.)

02/08/2022

Set/Reset Deadlines as to GREG RUBENACKER: Government's response to Order of the Court due by noon on 2/10/2022. (Text entry; no document attached.)

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02/09/2022

NOTICE of Filing of Items Incompatible with CM/ECF Filing by USA as to GREG RUBENACKER

02/10/2022

MINUTE ORDER (paperless) DIRECTING the government, by 5 pm today, to submit a summary of defendant's estimated sentencing range under the U.S. Sentencing Guidelines Manual, including the applicable Guideline Section(s), Specific Offense Characteristics, groupings and criminal history score and category. Signed by Chief Judge Beryl A. Howell on February 10, 2022. (lcbah4) (Text entry; no document attached.)

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02/09/2022	NOTICE of Position on Public Availability of Exhibits by GREG RUBENACKER	
02/09/2022	MINUTE ORDER (paperless), as to GREG RUBENACKER, DIRECTING the government, in light of the parties' agreement that video and photo evidence may be released, see [42] Notice of Filing of Items Incompatible with CM/ECF Filing and [43] Notice of Position on Public Availability of Exhibits, promptly to make the video and photo exhibits identified in the [42] Notice publicly available without restrictions by providing access using the "drop box" technical solution described in Standing Order 21-28, In re: Media Access to Video Exhibits in Pretrial Capitol Cases. Signed by Chief Judge Beryl A. Howell on February 9, 2022. (lcbah4) (Text entry; no document attached.)	44
02/10/2022	NOTICE of United States' Submission in Support of Guilty Plea by USA as to GREG RUBENACKER	46
02/10/2022	NOTICE of United States' Estimated Summary of Defendant's Applicable Sentencing Guidelines by USA as to GREG RUBENACKER	47
02/10/2022	NOTICE of Objection to Government's Estimated Summary of Defendant's Guideline Range by GREG RUBENACKER	47
02/11/2022	Minute Entry for proceedings held before Chief Judge Beryl A. Howell: Plea Hearing as to GREG RUBENACKER held via videoconference on 2/11/2022; the Defendant agreed to participate via videoconference under the CARES Act and after consultation with counsel. Defendant sworn; plea of guilty entered by GREG RUBENACKER to Counts 1s, 2s, 3s, 4s, 5s, 6s, 7s, 8s, 9s, 10s of the Superseding Indictment filed on 11/10/2021; Case referred to the Probation Office for presentence investigation; Sentencing Hearing scheduled for 5/13/2022, at 10:30 AM in Courtroom 22A- In Person before Chief Judge Beryl A. Howell. Bond Status of Defendant: Personal Recognizance; the Defendant will remain released under the current conditions of release pending sentencing. Present via videoconference: Defense Attorney: Michael Matera; US Attorneys: Laura E. Hill and Troy A. Edwards Jr.; Pretrial Officer: Christine Schuck (telephonically). Court Reporter: Elizabeth Saint-Loth. (Text entry; no document attached.)	48
02/11/2022	STIPULATION OF FACTS for plea purposes by USA, GREG RUBENACKER as to GREG RUBENACKER.	49
02/11/2022	WAIVER of Trial by Jury as to GREG RUBENACKER. Approved by Chief Judge Beryl A. Howell on 2/11/2022.	50
02/13/2022	NOTICE Regarding Status of Discovery as of February 9, 2022 by USA as to GREG RUBENACKER	50