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Date↓↑

Description

06/29/2021	SEALED COMPLAINT as to TIMOTHY ALLEN HART (1).	<a href="#">1</a>
		1 Attachment ▼
06/29/2021	MOTION to Seal Case by USA as to TIMOTHY ALLEN HART.	<a href="#">3</a>
		1 Attachment ▼
06/29/2021	ORDER granting 3 Motion to Seal Case as to TIMOTHY ALLEN HART (1). Signed by Magistrate Judge G. Michael Harvey on 6/29/2021. (zltf)	<a href="#">4</a>
06/30/2021	Arrest Warrant Returned Executed on 06/30/2021 in Huber Heights, OH as to TIMOTHY ALLEN HART. (zstd)	<a href="#">5</a>
06/30/2021	Arrest of TIMOTHY ALLEN HART in Ohio. (zstd) (Text entry; no document attached.)	
06/30/2021	Case unsealed as to TIMOTHY ALLEN HART (zstd) (Text entry; no document attached.)	
07/08/2021	ORDER Setting Conditions of Release as to TIMOTHY ALLEN HART (1) Personal Recognizance. Signed by Magistrate Judge G. Michael Harvey on 7/8/2021.	<a href="#">7</a>
		1 Attachment ▼
08/25/2021	Magistrate case closed for defendant TIMOTHY ALLEN HART, pending deadlines, motions, and excludables. Merged Criminal Number 21-540 (PLF). (zhsj) (Text entry; no document attached.)	
07/08/2021	ORAL MOTION for Speedy Trial Waiver by USA as to TIMOTHY ALLEN HART (1). (Text entry; no document attached.)	
07/08/2021	Minute Entry for proceedings held before Magistrate Judge G. Michael Harvey: VTC Initial Appearance/Detention Hearing as to TIMOTHY ALLEN HART (1) held on 7/8/2021. Oral Motion to Appoint Counsel by TIMOTHY ALLEN	

HART (1) Heard and Granted. Government does not seek the Defendant's pretrial detention. Oral Motion by the Government for Speedy Trial Waiver as to TIMOTHY ALLEN HART (1) Heard and Granted. Time between 7/8/2021 and 9/8/2021 (62 Days) shall be excluded from calculation under the Speedy Trial Act in the interest of justice X-T. Preliminary Hearing set for 9/8/2021 at 01:00 PM in Telephonic/VTC before Magistrate Judge Zia M. Faruqui. Bond Status of Defendant: Defendant Placed on Personal Recognizance; Court Reporter: FTR Gold FTR Time Frame: CTRM 6 [1:34:06-1:46:53]; [2:07:39-2:13:46]; Defense Attorney: Maria Jacob; US Attorney: Jacob Steiner for Mitra Jafary-Hariri; Pretrial Officer: Shay Holman; (Text entry; no document attached.)

07/08/2021

MINUTE ORDER as to TIMOTHY ALLEN HART (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 7/8/2021. (Text entry; no document attached.)

08/25/2021

Magistrate case closed for defendant TIMOTHY ALLEN HART, pending deadlines, motions, and excludables. Merged Criminal Number 21-540 (PLF). (zhsj) (Text entry; no document attached.)

[8](#)

07/06/2021

Rule 5(c)(3) Documents Received as to TIMOTHY ALLEN HART from US District Court Southern District of Ohio Western Division at Dayton Case Number 3:21-mj-248

END OF MAGISTRATE CASE #21-mj-507 // BEGINNING OF NEW CASE #21-cr-540 BELOW

#

Date↓↑

Description

[9](#)

08/25/2021

INDICTMENT as to TIMOTHY ALLEN HART (1) count(s) 1, 2, 3, 4, 5, 6. (zhsj)

09/07/2021

MINUTE ORDER as to Defendant TIMOTHY ALLEN HART : The future hearing currently scheduled for before Magistrate Judge Zia M. Faruqui is hereby VACATED, as the government has formally charged TIMOTHY ALLEN HART and there are no additional matters necessitating action by a magistrate judge. If a hearing has not been scheduled before the assigned district judge, the parties are respectfully directed to contact the chambers of the assigned district judge to schedule a hearing; So Ordered by Magistrate Judge Zia M. Faruqui on September 7, 2021. (Text entry; no document attached.)

[11](#)

09/08/2021

Unopposed MOTION for Protective Order by USA as to TIMOTHY ALLEN HART.

1 Attachment ▼

[12](#)

09/08/2021

Unopposed MOTION for Disclosure by USA as to TIMOTHY ALLEN HART.

1 Attachment ▼

[13](#)

09/08/2021

ORDER as to TIMOTHY ALLEN HART (1) granting [11] the government's unopposed motion for protective order. Signed by Judge Paul L. Friedman on September 8, 2021.

[14](#)

09/09/2021

ORDER as to TIMOTHY ALLEN HART granting [12] motion for an order to disclose items protected by Federal Rule of Criminal Procedure 6(e) and sealed materials. Signed by Judge Paul L. Friedman on September 9, 2021. (lcaf)

09/09/2021

MINUTE ORDER as to TIMOTHY ALLEN HART: Arraignment is set for 9/21/2021 at 11:30 AM before Judge Paul L. Friedman via Zoom Video. Parties appearing in this action will receive a zoom invitation prior to the scheduled hearing. (So Ordered Judge Paul L. Friedman on 9/9/2021). (Text entry; no document attached.)

09/21/2021

Minute Entry for proceedings held before Judge Paul L. Friedman: Arraignment as to TIMOTHY ALLEN HART held on 9/21/2021. Defendant enters a plea of NOT GUILTY to counts 1, 2, 3, 4, 5 and 6 of the indictment filed on 8/25/2021. Oral motion to continue this action for a period of 60 days is GRANTED for reasons stated on the record. Speedy trial is excluded (XT) from 9/21/2021 to 12/1/2021 in the interest of justice. The court grants the request of the Pretrial Services Agency to modify the defendant's release conditions to include Drug Testing. The Pretrial Services Agency in the Southern District of Ohio shall conduct an initial drug test on the defendant. If positive, the defendant shall appear for random drug testing at the request of the Pretrial Services Agency. Next status conference is set for 12/1/2021 at 2:00 PM before Judge Paul L. Friedman via Zoom Video. Bond Status of Defendant: Personal Recognizance w/ consent to appear by video; Court Reporter: Sara Wick; Defense Attorney: Maria Jacob; US Attorney: Mitra Jafary-Hariri; Pretrial Officer: Shay Holman; (Text entry; no document attached.)

09/21/2021

MINUE ORDER as to TIMOTHY ALLEN HART: Pursuant to the Due Process Protections Act, the Court orders that all government counsel shall review their disclosure obligations under Brady v. Maryland, 373 U.S. 83 (1963), and its progeny, as set forth in Local Criminal Rule 5.1, and comply with those provisions. The failure to comply could result in dismissal of the indictment or information, dismissal of individual charges, exclusion of government evidence or witnesses, continuances, Bar discipline, or any other remedy that is just under the circumstances. (So Ordered Judge Paul L. Friedman on 9/21/2021). (Text entry; no document attached.)

[16](#)

10/18/2021

NOTICE re: Status of Discovery by USA as to TIMOTHY ALLEN HART

4 Attachments ▼

12/01/2021

Minute Entry for proceedings held before Judge Paul L. Friedman: Status Conference as to TIMOTHY ALLEN HART held on 12/1/2021. Parties inform the court of the status of this action. Government's oral motion to continue this case for a period of 60 days is GRANTED for reasons stated on the record. Speedy trial is excluded (XT) from 12/1/2021 to 2/1/2022 in the interest of justice. Next status conference is set for 2/1/2022 at 11:00 AM before Judge Paul L.

Friedman via Zoom Video. Bond Status of Defendant: Personal Recognizance with consent to appear by video; Court Reporter: Elizabeth Saint Loth; Defense Attorney: Maria Jacob; US Attorney: Mitra Jafary-Hariri; (Text entry; no document attached.)

02/15/2022

MINUTE ORDER as to TIMOTHY ALLEN HART: For scheduling reasons, the Court is no longer available for the status conference scheduled for March 29, 2022, at 2:00 p.m. The status conference of March 29, 2022, therefore is hereby VACATED. In addition, the Court directs the parties to meet and confer and discuss the status of the case, including the status of discovery and any progress towards resolution of the case. On or before February 28, 2022, counsel shall file a joint status report, in lieu of the status conference, informing the Court of these topics, the parties' proposed date and time (after April 11, 2022) for scheduling the next status conference, and their positions regarding the tolling of time under the Speedy Trial Act. Signed by Judge Paul L. Friedman on February 15, 2022. (lcnr) (Text entry; no document attached.)

[21](#)

02/25/2022

Joint MOTION to Exclude Time from the Speedy Trial Clock, Adjourn Status Conference and Provide Status Report by USA as to TIMOTHY ALLEN HART.

02/26/2022

MINUTE ORDER as to TIMOTHY ALLEN HART (1) granting [21] the parties' joint motion for excludable delay. In consideration of the joint status report and motion for excludable delay [21], it is hereby ORDERED that a status conference is scheduled for April 26, 2022 at 1:00 p.m. via Zoom Video. In the interest of justice, the Speedy Trial Act is tolled up through April 26, 2022. Signed by Judge Paul L. Friedman on February 26, 2022. (Text entry; no document attached.)

03/04/2022

Set/Reset Hearings as to TIMOTHY ALLEN HART: Status Conference set for 4/26/2022 at 1:00PM before Judge Paul L. Friedman via zoom video. Speedy trial is excluded (XT) from 3/29/2022 to 4/26/2022. (Text entry; no document attached.)

[22](#)

03/21/2022

MOTION to Modify Conditions of Release to Allow Travel by TIMOTHY ALLEN HART.

[1 Attachment](#) ▼

03/22/2022

MINUTE ORDER as to TIMOTHY ALLEN HART. The government is directed to respond to defendant's motion to modify conditions of release to allow travel [22] and to the Pretrial Services Status Report [23] on or before March 29, 2022. Signed by Judge Paul L. Friedman on March 22, 2022. (Text entry; no document attached.)

[24](#)

03/29/2022

RESPONSE by USA as to TIMOTHY ALLEN HART re [22] MOTION to Modify Conditions of Release to Allow Travel

03/30/2022

MINUTE ORDER as to TIMOTHY ALLEN HART: Mr. Hart is directed to reply to the government's [24] opposition to Mr. Hart's motion to modify conditions of release on or before April 1, 2022. The reply should attempt to distinguish Mr. Hart's request to travel internationally from the similar request made in United States v. Williams, 21-cr-0377, which was denied by Chief Judge Howell. Signed by Judge Paul L. Friedman on March 30, 2022. (lcnr) (Text entry; no document attached.)

[25](#)

03/31/2022

REPLY TO OPPOSITION to Motion by TIMOTHY ALLEN HART re [22] MOTION to Modify Conditions of Release to Allow Travel

[26](#)

04/01/2022

ORDER granting [22] Motion to Modify Conditions of Release to Allow Travel. See Order for further details. Signed by Judge Paul L. Friedman on April 1, 2022. (lcnr)

04/12/2022

MINUTE ORDER as to TIMOTHY ALLEN HART: The status conference currently scheduled for April 27, 2022 at 1:00 p.m. is RESCHEDULED to June 2, 2022 at 1:00 p.m. via Zoom videoconference, the details of which will be provided the morning of or in advance of the hearing. In the interest of justice, the Speedy Trial Act is tolled through June 2, 2022. Signed by Judge Paul L. Friedman on April 12, 2022 (Text entry; no document attached.)

[27](#)

04/26/2022

NOTICE OF SUBSTITUTION OF COUNSEL as to USA. Attorney Huynh, Joseph Hong added.

[28](#)

05/26/2022

Joint MOTION to Continue Status Conference, Joint MOTION to Exclude Time under the Speedy Trial Act by USA as to TIMOTHY ALLEN HART.

[1 Attachment](#) ▼

[29](#)

05/27/2022

ORDER granting the parties' [28] Joint Motion to Continue and to Exclude Time Under the Speedy Trial Act as to TIMOTHY ALLEN HART. The status conference scheduled for June 2, 2022 at 1:00 p.m. is VACATED and RESCHEDULED for August 4, 2022 at 1:00 p.m. Signed by Judge Paul L. Friedman on May 27, 2022.

05/31/2022

Set/Reset Hearings as to TIMOTHY ALLEN HART: Status Conference set for 8/4/2022 at 1:00 PM before Judge Paul L. Friedman. (Text entry; no document attached.)

[30](#)

07/12/2022

Joint MOTION to Continue the Status Conference, Joint MOTION to Exclude Time under the Speedy Trial Act by USA as to TIMOTHY ALLEN HART.

[1 Attachment](#) ▼

[31](#)

07/12/2022

ORDER as to TIMOTHY ALLEN HART granting the parties' 30 Joint Motion to Continue and to Exclude Time Under the Speedy Trial Act. The status conference currently scheduled for August 4, 2022, at 1:00 p.m., is VACATED and

RESCHEDULED to September 28, 2022, at 1:00 p.m. In the interest of justice, the running of the Speedy Trial Act is tolled through September 28, 2022. Signed by Judge Paul L. Friedman on July 12, 2022. (lcnr)

[32](#)

09/08/2022

Supplemental MOTION to Modify Conditions of Release to Allow Travel by TIMOTHY ALLEN HART.

[1 Attachment](#) ▼

09/08/2022

MINUTE ORDER as to TIMOTHY ALLEN HART: Pretrial services and the government are directly to separately file responses to Mr. Hart's [32] Motion to Modify Conditions of Release to Allow Travel on or before September 15, 2022. Signed by Judge Paul L. Friedman on September 8, 2022. (lcnr) (Text entry; no document attached.)

[34](#)

09/14/2022

RESPONSE by USA as to TIMOTHY ALLEN HART re [32] Supplemental MOTION to Modify Conditions of Release to Allow Travel

[35](#)

09/19/2022

ORDER granting defendant's [32] Motion to Modify Conditions of Release as to TIMOTHY ALLEN HART. See Order for details. Signed by Judge Paul L. Friedman on September 19, 2022.

09/20/2022

\*\*\*Excludable started and stopped as to TIMOTHY ALLEN HART. Status Conference rescheduled for 12/5/2022 at 1:00 PM before Judge Paul L. Friedman. (Text entry; no document attached.)

[36](#)

09/19/2022

Joint MOTION to Continue Status Conference, Joint MOTION to Exclude Time under the Speedy Trial Act by USA as to TIMOTHY ALLEN HART.

[1 Attachment](#) ▼

[37](#)

09/20/2022

ORDER granting the parties' 36 Joint Motion to Continue and to Exclude Time Under the Speedy Trial Act as to TIMOTHY ALLEN HART. The status conference scheduled for September 28, 2022 at 1:00 p.m. is VACATED and RESCHEDULED to December 5, 2022 at 1:00 p.m. In the interest of justice, the Speedy Trial Act is tolled through December 5, 2022. See Order for details. Signed by Judge Paul L. Friedman on September 20, 2022.

10/11/2022

Set/Reset Deadlines as to TIMOTHY ALLEN HART: Status Report due by 11/7/2022. (Text entry; no document attached.)

09/28/2022

MINUTE ORDER as to TIMOTHY ALLEN HART: For scheduling reasons, the status conference scheduled for December 5, 2022, at 1:00 p.m. is hereby VACATED. The parties have represented to the Court since February 2022 that they are engaged in plea negotiations. See [21] Joint Status Report and Motion for Excludable Delay at 1; [28] Joint Motion to Continue and to Exclude Time Under the Speedy Trial Act at 2; [30] Joint Motion to Continue and to

Exclude Time Under the Speedy Trial Act at 2; [36] Joint Motion to Continue and to Exclude Time Under the Speedy Trial Act at 2. On or before November 7, 2022, the parties shall file a joint status report informing the Court whether Mr. Hart intends to enter a guilty plea or proceed to trial. If Mr. Hart intends to plead guilty, the parties shall propose a date to hold a plea hearing. If Mr. Hart intends to proceed to trial, the parties shall propose a pretrial schedule for any additional status conferences and the filing of all pretrial motions, including any motions to suppress, motions to dismiss, motions to change venue, motions in limine, and Daubert motions. Signed by Judge Paul L. Friedman on September 28, 2022. (lcnr) (Text entry; no document attached.)

10/11/2022

Set/Reset Deadlines as to TIMOTHY ALLEN HART: Status Report due by 11/7/2022. (Text entry; no document attached.)

[38](#)

11/03/2022

Joint STATUS REPORT and Proposed Pretrial and Trial Schedule by USA as to TIMOTHY ALLEN HART

[39](#)

11/10/2022

SCHEDULING ORDER as to TIMOTHY ALLEN HART. See Scheduling Order for details. Signed by Judge Paul L. Friedman on November 10, 2022.

03/08/2023

Set/Reset Hearings as to TIMOTHY ALLEN HART: Plea Agreement Hearing set for 3/22/2023 at 10:00 AM in Courtroom 29A- In Person before Judge Paul L. Friedman. (Text entry; no document attached.)

[40](#)

03/09/2023

NOTICE OF ATTORNEY APPEARANCE: John M. Pierce appearing for TIMOTHY ALLEN HART

03/20/2023

MINUTE ORDER as to TIMOTHY ALLEN HART: At the request of the parties, the Court hereby converts the plea hearing scheduled for March 22, 2023 to a status conference. The status conference will be held on March 22, 2023 at 10:00 a.m. by Zoom videoconference, the details of which will be sent the day of or in advance of the hearing. Signed by Judge Paul L. Friedman on March 20, 2023. (Text entry; no document attached.)

[41](#)

03/20/2023

MOTION to Withdraw as Attorney by Maria Jacob. by TIMOTHY ALLEN HART.

03/20/2023

MINUTE ORDER as to TIMOTHY ALLEN HART: The Court directs the government to respond to the Federal Public Defender's 41 Motion to Withdraw as Counsel on or before 5:00 p.m. on March 21, 2023. Signed by Judge Paul L. Friedman on March 20, 2023. (lcml) (Text entry; no document attached.)

[43](#)

03/20/2023

NOTICE OF ATTORNEY APPEARANCE Samantha Ritvo Miller appearing for USA.

[53](#)

04/10/2023

RESPONSE by TIMOTHY ALLEN HART RESPONSE OF COUNSEL FOR DEFENDANT TIMOTHY ALLEN HART TO INQUIRY ON ATTORNEY CONFLICT OF INTEREST

[56](#)

04/14/2023

NOTICE OF ATTORNEY APPEARANCE: L. Barrett Boss appearing for TIMOTHY ALLEN HART (Conflict Counsel) (Boss, L.)

04/21/2023

Minute Entry for Status Conference as to TIMOTHY ALLEN HART held on 4/21/2023. before Judge Paul L. Friedman. Court grants 41 Motion to Withdraw as Attorney. L. Barrett Boss and Maria Jacob withdrawn from case. Bond Status of Defendant: Personal Recognizance appeared via video; Court Reporter: Sherry Lindsay Defense Attorney: John Pierce, Maria Jacob, Barry Boss; US Attorney: Samantha Miller. (zjch.) (Text entry; no document attached.)

04/24/2023

MINUTE ORDER as to TIMOTHY ALLEN HART: Based on the parties' representations that they have come to a plea agreement in this matter, the Court hereby schedules a plea hearing on April 26, 2023 at 10:00 a.m. in Courtroom 29 in the William B. Bryant Annex to the E. Barrett Prettyman Courthouse at 333 Constitution Avenue N.W., Washington, D.C. 20001. Signed by Judge Paul L. Friedman on April 24, 2023. (lcml) (Text entry; no document attached.)

04/26/2023

Minute Entry for proceedings held before Judge Paul L. Friedman: Plea Agreement Hearing as to TIMOTHY ALLEN HART held on 4/26/2023. Defendant enters a plea of GUILTY to Count 1 of the superseding indictment filed on 1/26/2022. CASE REFERRED TO THE PROBATION OFFICE for Presentence Investigation Report. Sentencing is set for 7/27/2023 at 09:30 AM in Courtroom 29A- In Person before Judge Paul L. Friedman. Sentencing Memorandums due by 7/20/2023. Responses, if any, shall be filed before sentencing. Bond Status of Defendant: Personal Recognizance; Court Reporter: Tammy Nestor; Defense Attorney: John Pierce; US Attorney: Samantha R. Miller; (Text entry; no document attached.)

04/25/2023

Set/Reset Hearings as to TIMOTHY ALLEN HART: Plea Agreement Hearing set for 4/26/2023 at 10:00 AM in Courtroom 29A- In Person before Judge Paul L. Friedman. (Text entry; no document attached.)

04/26/2023

MINUTE ORDER as to TIMOTHY ALLEN HART: Defendant Timothy Hart entered a plea of guilty on April 26, 2023. Accordingly, the following pretrial hearing and trial dates set forth in the Court's previous [39] Scheduling Order are hereby VACATED: July 7, 2023, hearing on pretrial motions; September 8, 2023, hearing on motions in limine; September 18, 2023, final pretrial conference; and October 2, 2023, trial. Signed by Judge Paul L. Friedman on April 26, 2023. (lcml) (Text entry; no document attached.)

[59](#)

04/26/2023

PLEA AGREEMENT as to TIMOTHY ALLEN HART.

[60](#)

04/26/2023

STATEMENT OF OFFENSE by TIMOTHY ALLEN HART

[61](#)

04/26/2023

WAIVER of Trial by Jury as to TIMOTHY ALLEN HART. (Approved by Judge Paul L. Friedman on 4/26/23).

04/26/2023

MINUTE ORDER as to TIMOTHY ALLEN HART: Defendant Timothy Hart entered a plea of guilty on April 26, 2023. Accordingly, the following pretrial hearing and trial dates set forth in the Court's previous 39 Scheduling Order are hereby VACATED: July 7, 2023, hearing on pretrial motions; September 8, 2023, hearing on motions in limine; September 18, 2023, final pretrial conference; and October 2, 2023, trial. Signed by Judge Paul L. Friedman on April 26, 2023. (lcml) (Text entry; no document attached.)

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07/09/2023

REPLY by TIMOTHY ALLEN HART Response and Objections to Presentence Investigation Report

[67](#)

07/19/2023

NOTICE of Correction by USA as to TIMOTHY ALLEN HART

[68](#)

07/20/2023

ENTERED IN ERROR.SENTENCING MEMORANDUM by USA as to TIMOTHY ALLEN HART Modified on 7/20/2023 (zhsj).

07/20/2023

NOTICE OF ERROR as to TIMOTHY ALLEN HART regarding 68 Sentencing Memorandum. The following error(s) need correction: Invalid attorney signature- signature on document must match PACER login. Please refile. (zhsj) (Text entry; no document attached.)

[69](#)

07/20/2023

SENTENCING MEMORANDUM by USA as to TIMOTHY ALLEN HART

[70](#)

07/20/2023

SENTENCING MEMORANDUM by TIMOTHY ALLEN HART

[1 Attachment](#) ▼

[72](#)

07/27/2023

LARGE ADDITIONAL ATTACHMENT(S) Letters of Support re: [70] Sentencing Memorandum filed by TIMOTHY ALLEN HART

[4 Attachments](#) ▼

[73](#)

07/27/2023

SENTENCING MEMORANDUM by TIMOTHY ALLEN HART

[3 Attachments](#) ▼

07/28/2023

Minute Entry for proceedings held before Judge Paul L. Friedman: Sentencing held on 7/27/2023 as to TIMOTHY ALLEN HART (1). Count(s) 1s: Defendant is sentenced to 36 Months of Probation with conditions. Special Assessment: \$100.00. Restitution: \$2000.00. Open Count(s) 1, 2, 2s, 3, 3s, 4, 4s, 5, 5s, 6, 6s are Dismissed on the Government's Motion. Bond Status of Defendant: Personal Recognizance; Court Reporter: Tammy Nestor; Defense Attorney: John Pierce; US Attorney: Samantha Miller; (Text entry; no document attached.)

[74](#)

08/02/2023

JUDGMENT as to TIMOTHY ALLEN HART. Statement of Reasons Not Included. Signed by Judge Paul L. Friedman on 8/2/2023. (zhsj)

[75](#)

08/02/2023

STATEMENT OF REASONS as to TIMOTHY ALLEN HART re 74 Judgment Access to the PDF Document is restricted per Judicial Conference Policy. Access is limited to Counsel of Record and the Court. Signed by Judge Paul L. Friedman on 8/2/2023. (zhsj)