

#Date ↓ ↑ Description

106/04/2021	SEALED COMPLAINT as to KEVIN DOUGLAS CREEK (1). [1:21-mj-00460-RMM]	1 Attachment ▼
306/04/2021	MOTION to Seal Case by USA as to KEVIN DOUGLAS CREEK. [1:21-mj-00460-RMM]	1 Attachment ▼
406/04/2021	ORDER granting 3 Motion to Seal Case as to KEVIN DOUGLAS CREEK (1). Signed by Magistrate Judge Robin M. Meriweather on 6/4/2021. (zstd) [1:21-mj-00460-RMM]	
506/09/2021	Arrest Warrant Returned Executed on 6/9/2021 in John's Creek, Georgia as to KEVIN DOUGLAS CREEK. (bb) [1:21-mj-00460-RMM]	
06/09/2021	Case unsealed as to KEVIN DOUGLAS CREEK (bb) [1:21-mj-00460-RMM] (Text entry; no document attached.)	
06/09/2021	Arrest of KEVIN DOUGLAS CREEK in Georgia. (zstd) [1:21-mj-00460-RMM] (Text entry; no document attached.)	
606/17/2021	NOTICE OF ATTORNEY APPEARANCE: Brian M. Boyle appearing for KEVIN DOUGLAS CREEK [1:21-mj-00460-RMM]	
706/17/2021	MOTION to Revoke, MOTION for Hearing by KEVIN DOUGLAS CREEK. [1:21-mj-00460-RMM]	2 Attachments ▼
806/17/2021	MOTION for Leave to Appear Pro Hac Vice C. David Joyner Filing fee \$ 100, receipt number ADCDC-8539157. Fee Status: Fee Paid. by KEVIN DOUGLAS CREEK. [1:21-mj-00460-RMM]	2 Attachments ▼
906/17/2021	RESPONSE by USA as to KEVIN DOUGLAS CREEK re 7 MOTION to Revoke MOTION for Hearing [1:21-mj-00460-RMM]	
06/21/2021	Minute Entry for proceedings held before Magistrate Judge Zia M. Faruqi: Status Hearing as to KEVIN DOUGLAS CREEK held on 6/21/2021. Defendant's presence waived. Defendant to be RELEASED from Clayton County Detention Center in Lovejoy, GA. David Joyner-Pro Hac Vice granted. Status Hearing set for 6/23/2021 at 11:30 AM by Telephonic/VTC before Magistrate Judge Zia M. Faruqi. Bond Status of Defendant: Defendant Released/Release Issued; Court Reporter: FTR-Gold; FTR Time Frame: Ctrm 4: [4;17:00-4:29:41]; Defense Attorney: Brian Boyle and David Joyner; US Attorney: Jacob Strain; Pretrial Officer: Andre Sidbury. (ztl) [1:21-mj-00460-RMM] (Text entry; no document attached.)	
1006/21/2021	ORDER granting 8 Motion for Leave to Appear Pro Hac Vice Counsel should register for e-filing via PACER and file a notice of appearance pursuant to LCrR 44.5(a). Click for Instructions as to KEVIN DOUGLAS CREEK (1). Signed by Magistrate Judge Zia M. Faruqi on 6/21/2021. (ztl) [1:21-mj-00460-RMM]	
1106/21/2021	ORDER granting 7 Motion by Defendant KEVIN DOUGLAS CREEK for Revocation of Detention Order and for Expedited Hearing; directing that Defendant KEVIN DOUGLAS CREEK be released forthwith from custody, to be subject to the conditions of release set during the 6/21/2021 hearing; signed by Magistrate Judge Zia M. Faruqi on 6/21/2021. (kk) [1:21-mj-00460-RMM]	
1206/21/2021	ORDER Setting Conditions of Release as to KEVIN DOUGLAS CREEK (1) Personal Recognizance. Signed by Magistrate Judge Zia M. Faruqi on 6/21/2021. [1:21-mj-00460-RMM]	1 Attachment ▼
06/23/2021	Set/Reset Hearings as to KEVIN DOUGLAS CREEK:Status Hearing set for 6/24/2021 at 1:00 PM by Telephonic/VTC before Magistrate Judge Zia M. Faruqi. (ztl) [1:21-mj-00460-RMM] (Text entry; no document attached.)	
06/24/2021	ORAL MOTION by USA to Exclude Time Under the Speedy Trial Act from 6/24/2021 until 8/24/2021 as to Defendant KEVIN DOUGLAS CREEK. (kk) [1:21-mj-00460-RMM] (Text entry; no document attached.)	
06/24/2021	Minute Entry for Status Hearing and Initial Appearance as to KEVIN DOUGLAS CREEK held by telephone before Magistrate Judge Zia M. Faruqi on 6/24/2021 : The defendant has been released from custody in the Northern District of Georgia. The defendant consents to appearing by telephone for today's hearing. Defendant sworn to conditions of release set by this Court on 6/21/2021. The defendant waives his right to have a preliminary hearing. Status Hearing set for 8/24/2021 at 1:00 PM before Magistrate Judge Robin M. Meriweather by telephonic/VTC. Oral Motion by USA to Exclude Time Under the Speedy Trial Act from 6/24/2021 until 8/24/2021, with no objection by the defense, heard and granted in the interest of justice. Bond Status of Defendant: Defendant continued on Personal Recognizance Bond. Court Reporter: FTR Gold - Ctrm. 6; FTR Time Frame: 1:28:24 - 1:50:49. Defense Attorney: David Joyner; U.S. Attorney: Jacob Strain; Pretrial Officer: Shay Holman. (kk) [1:21-mj-00460-RMM] (Text entry; no document attached.)	

1307/12/2021MEMORANDUM REGARDING STATUS OF DISCOVERY by USA as to KEVIN DOUGLAS CREEK. [1:21-mj-00460-RMM]

[1 Attachment ▼](#)

1407/12/2021MOTION for Protective Order by USA as to KEVIN DOUGLAS CREEK. [1:21-mj-00460-RMM]

[1 Attachment ▼](#)

1507/13/2021MOTION for Disclosure of 6(e) AND SEALED MATERIALS by USA as to KEVIN DOUGLAS CREEK. [1:21-mj-00460-RMM]

[1 Attachment ▼](#)

1607/13/2021NOTICE OF INFORMAL DISCOVERY (Round 01) by USA as to KEVIN DOUGLAS CREEK [1:21-mj-00460-RMM]

1707/13/2021PROTECTIVE ORDER GOVERNING DISCOVERY : granting 14 Unopposed Motion by USA for Protective Order as to Defendant KEVIN DOUGLAS CREEK; signed by Magistrate Judge G. Michael Harvey on 7/13/2021. (kk) [1:21-mj-00460-RMM]

07/14/2021MINUTE ORDER (paperless) as to KEVIN DOUGLAS CREEK GRANTING the government's 15 Motion for an Order to Disclose 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 July 14, 2021. (lcbah2) [1:21-mj-00460-RMM] (Text entry; no document attached.)

1808/04/2021NOTICE OF ATTORNEY APPEARANCE: David Joyner appearing for KEVIN DOUGLAS CREEK [1:21-mj-00460-RMM]

1908/17/2021STIPULATED MOTION to Continue by USA as to KEVIN DOUGLAS CREEK. [1:21-mj-00460-RMM]

[1 Attachment ▼](#)

2008/17/2021MOTION to Exclude Time Under the Speedy Trial Act by USA as to KEVIN DOUGLAS CREEK. (See docket entry 19 to view document.) (zstd) [1:21-mj-00460-RMM]

2108/20/2021ORDER granting 19 Motion to Continue Status Hearing and Exclude Time as to KEVIN DOUGLAS CREEK (1). Status Hearing continued to 10/18/2021 at 3:00 PM by Telephonic/VTC before Magistrate Judge G. Michael Harvey. Signed by Magistrate Judge Robin M. Meriweather on 8/20/2021. (ztl) [1:21-mj-00460-RMM]

2209/20/2021NOTICE of Status of Discovery by USA as to KEVIN DOUGLAS CREEK [1:21-mj-00460-RMM]

2310/06/2021NOTICE of Filing by USA as to KEVIN DOUGLAS CREEK [1:21-mj-00460-RMM]

[1 Attachment ▼](#)

2410/07/2021STIPULATED MOTION to Continue and Exclude Time Under The Speedy Trial Act by USA as to KEVIN DOUGLAS CREEK. [1:21-mj-00460-RMM]

[1 Attachment ▼](#)

2510/07/2021MOTION to Exclude Time Under The Speedy Trial Act by USA as to KEVIN DOUGLAS CREEK. (See docket entry 24 to view document). (zstd) [1:21-mj-00460-RMM]

2610/12/2021NOTICE of Filing by USA as to KEVIN DOUGLAS CREEK Modified text on 10/12/2021 (zstd). [1:21-mj-00460-RMM]

2710/08/2021ORDER granting 24 / 25 Motion to Continue Status Hearing and to Exclude Time as to KEVIN DOUGLAS CREEK (1). Status Hearing continued to 12/17/2021 at 4:00 PM by Telephonic/VTC before Magistrate Judge Zia M. Faruqui. Signed by Magistrate Judge G. Michael Harvey on 10/8/2021. (ztl) [1:21-mj-00460-RMM]

2810/21/2021MEMORANDUM REGARDING STATUS OF DISCOVERY AS OF OCTOBER 21, 2021 by USA as to KEVIN DOUGLAS CREEK Modified text on 10/22/2021 (zstd). [1:21-mj-00460-RMM]

2910/26/2021INFORMATION as to KEVIN DOUGLAS CREEK (1) count(s) 1. (zhsj)

3111/05/2021NOTICE of Status of Discovery by USA as to KEVIN DOUGLAS CREEK

3211/24/2021NOTICE OF ATTORNEY APPEARANCE: Gregory Brown appearing for KEVIN DOUGLAS CREEK

3311/24/2021MOTION for Leave to Appear Pro Hac Vice Troy B. Jones Filing fee \$ 100, receipt number ADCDC-8889594. Fee Status: Fee Paid. by KEVIN DOUGLAS CREEK.

[1 Attachment ▼](#)

11/30/2021NOTICE OF HEARING as to KEVIN DOUGLAS CREEK. Plea Agreement Hearing set for 12/1/2021 at 11:00 AM via video before Judge Dabney L. Friedrich. (zjch,) (Text entry; no document attached.)

11/30/2021MINUTE ORDER granting the defendant's 33 Motion for Admission of Attorney Troy B. Jones Pro Hac Vice. Counsel should register for e-filing via PACER and file a notice of appearance pursuant to LCrR 44.5(a). For

instructions visit: https://www.dcd.uscourts.gov/sites/dcd/files/NextGEN_Tutorial_for_Registering_for_E-filing.pdf. So Ordered by Judge Dabney L. Friedrich on November 30, 2021. (lcldf1) (Text entry; no document attached.)
11/30/2021 Terminate Hearings as to KEVIN DOUGLAS CREEK (1): Status Hearing scheduled for 12/17/2021 at 4:00 PM by Telephonic/VTC before Magistrate Judge Zia M. Faruqi is hereby VACATED. (Text entry; no document attached.)

12/01/2021 Minute Entry for Arraignment and Plea Hearing Arraignment as to KEVIN DOUGLAS CREEK on Count 1 held on 12/1/2021 before Judge Dabney L. Friedrich. Guilty Plea entered by KEVIN DOUGLAS CREEK on Count 1. REFERRAL TO PROBATION OFFICE for Presentence Investigation as to KEVIN DOUGLAS CREEK. Sentencing set for 3/10/2022 at 11:00 AM via video before Judge Dabney L. Friedrich. Sentencing Memorandum due by 3/3/2022. Responses to Sentencing due by 3/7/2022 Bond Status of Defendant: Personal Recognizance; Court Reporter: Sara Wick; Defense Attorney: David Joyner; US Attorney: Jacob Strain. (zjch,) (Text entry; no document attached.)

3412/01/2021 PLEA AGREEMENT as to KEVIN DOUGLAS CREEK (zjch,)

3512/01/2021 STATEMENT OF OFFENSE by USA, KEVIN DOUGLAS CREEK as to KEVIN DOUGLAS CREEK (zjch,)

3612/14/2021 NOTICE OF ATTORNEY APPEARANCE: Troy Jones appearing for KEVIN DOUGLAS CREEK

3712/17/2021 MOTION Motion to Withdraw by KEVIN DOUGLAS CREEK.

1 Attachment ▼

12/20/2021 MINUTE ORDER granting the defendant's 37 Motion to Withdraw. Accordingly, C. David Joyner no longer represents the defendant in this action. So Ordered by Judge Dabney L. Friedrich on December 20, 2021. (lcldf1) (Text entry; no document attached.)

3801/05/2022 Joint MOTION to Continue Sentencing Hearing by KEVIN DOUGLAS CREEK.

3901/05/2022 MOTION to Withdraw as Attorney by Brian M. Boyle. by KEVIN DOUGLAS CREEK.

1 Attachment ▼

01/24/2022 Minute Entry for Status Conference as to KEVIN DOUGLAS CREEK held on 1/24/2022 before Judge Dabney L. Friedrich. Court granting 39 Brian M. Boyle's Motion to Withdraw as Attorney to KEVIN DOUGLAS CREEK. Proposed hearing dates due by 1/28/2022. Bond Status of Defendant: Personal Recognizance - appearance waived; Court Reporter: Sara Wick Defense Attorney: David Joyner & Brian M. Boyle; US Attorney: Jacob Strain. (zjch,) (Text entry; no document attached.)

4001/24/2022 Amended MOTION to Continue Sentencing Hearing by KEVIN DOUGLAS CREEK.

01/28/2022 MINUTE ORDER granting the defendant's 40 Unopposed Motion to Continue. Accordingly, for the reasons stated in the motion, the sentencing hearing that was previously scheduled for March 10, 2022 is continued until 10:00am on May 2, 2022. So Ordered by Judge Dabney L. Friedrich on January 28, 2022. (lcldf1) (Text entry; no document attached.)

01/28/2022 Set/Reset Hearings as to KEVIN DOUGLAS CREEK: Sentencing set for 5/2/2022 at 10:00 AM via video before Judge Dabney L. Friedrich. (zjch,) (Text entry; no document attached.)

4112/22/2021 Rule 5(c)(3) Documents Received as to KEVIN DOUGLAS CREEK from US District Court Northern District of Georgia (Atlanta) Case Number 21-mj-584-LTW-1

4202/10/2022 NOTICE of Status of Discovery by USA as to KEVIN DOUGLAS CREEK

4303/01/2022 NOTICE OF ATTORNEY APPEARANCE Kathryn E. Fifield appearing for USA.

4403/03/2022 NOTICE OF WITHDRAWAL OF APPEARANCE of AUSA Jacob Strain by USA as to KEVIN DOUGLAS CREEK

4804/25/2022 SENTENCING MEMORANDUM by USA as to KEVIN DOUGLAS CREEK

1 Attachment ▼

4904/26/2022 SENTENCING MEMORANDUM by KEVIN DOUGLAS CREEK

2 Attachments ▼

04/27/2022 MINUTE ORDER. Each party shall file a supplemental sentencing memorandum, on or before April 29, 2022, that addresses the following issues: (1) whether the official victim enhancement in USSG § 3A.a1.2(a)-(c) applies if the Court sentences the defendant under § 2A2.2(a), considering that application note 4 of § 2A2.2 provides that the official victim enhancement applies if § 2A2.2(b)(7) applies, and also that § 2A2.2(b)(7) does not apply because the defendant was not convicted under 18 U.S.C. §§ 111(b) or 115; (2) whether the defendant is bound by the plea agreement such that he cannot argue that § 2A2.4, rather than § 2A2.2, applies; and (3) whether the defendant is entitled to a downward adjustment under § 3E1.1 for acceptance of responsibility if he now asserts that he merely threatened to assault (rather than assaulted) officers, see 46 Final Presentence Investigation Report at 25, considering that at the time of his plea, the defendant admitted under oath that he pushed, kicked, and struck law

enforcement officers, see 35 Statement of Facts at 3-4. The memoranda shall be no more than 5 pages in length. In addition, upon review of the defendant's 49 Sentencing Memorandum and accompanying exhibits, the Court finds several pages of those exhibits to be illegible. The problem is that the scanned text of those exhibits is too faint to decipher. Accordingly, so that the Court may consider those exhibits prior to sentencing, the defendant is ORDERED to file clearer versions of his exhibits on or before April 29, 2022. So Ordered by Judge Dabney L. Friedrich on April 27, 2022. (lcldf1) (Text entry; no document attached.)

04/27/2022Set/Reset Deadlines as to KEVIN DOUGLAS CREEK: Clearer versions of defendants exhibits due by 4/29/2022. Supplemental Sentencing Memorandum due by 4/29/2022 (zjch,) (Text entry; no document attached.)

5004/28/2022SUPPLEMENT to 49 SENTENCING MEMORANDUM by KEVIN DOUGLAS CREEK.

1 Attachment ▼

5104/28/2022SUPPLEMENT to 50 SUPPLEMENTAL SENTENCING MEMORANDUM by KEVIN DOUGLAS CREEK Modified Text on 4/29/2022 to Add Link (zhsj).

04/29/2022MINUTE ORDER. At the hearing scheduled for May 2, 2022, the government shall be prepared to play the portions of the video exhibits that highlight the defendant's assaults and attempted assault frame-by-frame. So Ordered by Judge Dabney L. Friedrich on April 29, 2022. (lcldf1) (Text entry; no document attached.)

5304/29/2022SUPPLEMENTAL TO 48 Government's Sentencing by USA as to KEVIN DOUGLAS CREEK Modified Text on 5/2/2022 (zhsj).

5404/30/2022NOTICE OF ATTORNEY APPEARANCE Sonia Mittal appearing for USA.

05/02/2022Minute Entry for Sentencing held on 5/2/2022 as to KEVIN DOUGLAS CREEK on Count 1s before Judge Dabney L. Friedrich. Defendant sentenced to twenty seven (27) months of incarceration, twelve (12) months of supervised release, \$100 special assessment and \$2,000.00 restitution. Bond Status of Defendant: Personal Recognizance; Court Reporter: Sara Wick; Defense Attorney: Troy Jones; US Attorney: Kathryn Fifield and Sonia Mittal; Prob Officer: Kelli Willett. (zjch,) (Text entry; no document attached.)

5605/02/2022NOTICE OF FILING by USA as to KEVIN DOUGLAS CREEK

1 Attachment ▼

5905/04/2022JUDGMENT as to KEVIN DOUGLAS CREEK. Statement of Reasons Not Included. Signed by Judge Dabney L. Friedrich on 5/4/2022. (zhsj)

6005/04/2022STATEMENT OF REASONS as to KEVIN DOUGLAS CREEK re 59 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 Dabney L. Friedrich on 5/4/2022. (zhsj)

6106/23/2022TRANSCRIPT OF SENTENCING HEARING in case as to KEVIN DOUGLAS CREEK before Judge Dabney L. Friedrich held on 05/02/2022. Page Numbers: 1-74. Date of Issuance: 06/23/2022. Court Reporter: Sara Wick, telephone number 202-354-3284. Transcripts may be ordered by submitting the Transcript Order Form For the first 90 days after this filing date, the transcript may be viewed at the courthouse at a public terminal or purchased from the court reporter referenced above. After 90 days, the transcript may be accessed via PACER. Other transcript formats, (multi-page, condensed, CD or ASCII) may be purchased from the court reporter. NOTICE RE REDACTION OF TRANSCRIPTS: The parties have twenty-one days to file with the court and the court reporter any request to redact personal identifiers from this transcript. If no such requests are filed, the transcript will be made available to the public via PACER without redaction after 90 days. The policy, which includes the five personal identifiers specifically covered, is located on our website at www.dcd.uscourts.gov. Redaction Request due 7/14/2022. Redacted Transcript Deadline set for 7/24/2022. Release of Transcript Restriction set for 9/21/2022.