

U.S. District Court  
District of Columbia (Washington, DC)  
CRIMINAL DOCKET FOR CASE #: 1:21-cr-00392-RCL-3

Case title: USA v. HOSTETTER et al

Date Filed: 06/09/2021

Assigned to: Judge Royce C. Lamberth

**Defendant (3)**

**ERIK SCOTT WARNER**

represented by **Kira Anne West**  
LAW OFFICE OF KIRA WEST  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*  
*Designation: Retained*

**Amy M. Karlin**  
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*TERMINATED: 10/06/2021*  
*Designation: Public Defender or Community Defender Appointment*

**Callie Glanton Steele**  
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*TERMINATED: 08/04/2021*  
*Designation: Public Defender or Community Defender Appointment*

**Pending Counts**

18:1512(k); TAMPERING WITH WITNESS, VICTIM, OR AN INFORMANT;  
Conspiracy to Obstruct Official Proceeding  
(1)

18:1512(c)(2),2; TAMPERING WITH A WITNESS, VICTIM OR INFORMANT;  
Obstruction of an Official Proceeding and Aiding and Abetting  
(2)

18:1752(a)(1),(b)(1)(A); TEMPORARY RESIDENCE OF THE PRESIDENT;  
Restricted Building or Grounds  
(4)

18:1752(a)(2),(b)(1)(A); TEMPORARY RESIDENCE OF THE PRESIDENT;  
Restricted Building or Grounds  
(5)

18:1512(c)(1); TAMPERING WITH A WITNESS, VICTIM OR INFORMANT;  
Tampering with Documents or Proceedings  
(8)

**Disposition**

**Highest Offense Level (Opening)**

Felony

**Disposition**

**Terminated Counts**

None

**Highest Offense Level (Terminated)**

None

**Complaints**

None

**Disposition**

**Plaintiff**

USA

represented by **Risa Berkower**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*  
*Designation: Assistant U.S. Attorney*

**Katherine Nielsen**  
DOJ-CRM  
Fraud Section  
1100 ...

Date Filed	#	Docket Text
06/09/2021	<a href="#">1</a>	SEALED INDICTMENT as to ALAN HOSTETTER (1) count(s) 1, 2, 4, 5, RUSSELL TAYLOR (2) count(s) 1, 2, 3, 4, 5, 6, ERIK SCOTT WARNER (3) count(s) 1, 2, 4, 5, 8, FELIPE ANTONIO MARTINEZ (4) count(s) 1, 2, 4, 5, DEREK KINNISON (5) count(s) 1, 2, 4, 5, 7, RONALD MELE (6) count(s) 1, 2, 4, 5. (bb) (Entered: 06/10/2021)
06/10/2021		Case unsealed as to ALAN HOSTETTER, RUSSELL TAYLOR, ERIK SCOTT WARNER, FELIPE ANTONIO MARTINEZ, DEREK KINNISON, RONALD MELE (bb) (Entered: 06/10/2021)
06/10/2021	<a href="#">7</a>	NOTICE OF ATTORNEY APPEARANCE Katherine Nielsen appearing for USA. (Nielsen, Katherine) (Entered: 06/10/2021)
06/10/2021		Arrest of ERIK SCOTT WARNER in the Central District of California. (ztl) (Entered: 06/15/2021)
06/10/2021	<a href="#">14</a>	Arrest Warrant Returned Executed on 6/10/2021. as to ERIK SCOTT WARNER. (ztl) (bb). (Entered: 06/15/2021)
06/10/2021		Arrest of ERIK SCOTT WARNER in California. (bb) (Entered: 06/17/2021)
06/14/2021		MINUTE ORDER as to ALAN HOSTETTER (1), ERIK SCOTT WARNER (3), DEREK KINNISON (5), RONALD MELE (6). Arraignment set for 6/14/2021 at 01:00 PM in Telephonic/VTC before Judge Royce C. Lamberth. Signed by Judge Royce C. Lamberth on 06/14/2021. (lcrcl2) (Entered: 06/14/2021)
06/14/2021	<a href="#">9</a>	NOTICE OF ATTORNEY APPEARANCE: Amy M. Karlin appearing for ERIK SCOTT WARNER (Karlin, Amy) (Entered: 06/14/2021)
06/14/2021		ORAL MOTION to Appoint Counsel by ERIK SCOTT WARNER. (ztl) (Entered: 06/15/2021)
06/14/2021		ORAL MOTION for Speedy Trial by USA as to ERIK SCOTT WARNER. (ztl) (Entered: 06/15/2021)
06/14/2021		Minute Entry for proceedings held before Magistrate Judge Zia M. Faruqi: Initial Appearance/Arraignment as to ERIK SCOTT WARNER held on 6/14/2021 as to Counts 1,2,4,5,8. Plea of Not Guilty entered as to all counts. Defendant present by video. Due Process Order given to the Government. Oral Motion to Appoint Counsel by ERIK SCOTT WARNER (3); heard and granted. Defendant placed on Standard Conditions of Release with additional conditions. Oral Motion by the Government for Speedy Trial as to ERIK SCOTT WARNER (3); heard and granted. Speedy Trial Excluded from 6/14/2021-8/3/2021 in the Interest of Justice (XT). Defense consents to speedy trial waiver. Control Status Hearing set for 8/3/2021 1:00 PM by Telephonic/VTC before Judge Robin M. Meriweather. Bond Status of Defendant: Defendant Remain on Personal Recognizance; Court Reporter: FTR-Gold; FTR Time Frame: Ctrm 4: [3:12:41-3:24:36]; Defense Attorney: Callie Steele and Amy Karlin-FPD-Los Angeles; US Attorney: Jacob Steiner for Risa Berkower and Katherine Nielsen; Pretrial Officer: Andre Sidbury. (ztl) (Entered: 06/15/2021)
06/14/2021	<a href="#">15</a>	ORDER Setting Conditions of Release as to ERIK SCOTT WARNER (3) Personal Recognizance. Signed by Magistrate Judge Zia M. Faruqi on 6/14/2021. (Attachments: # <a href="#">1</a> Appearance Bond) (ztl) (Entered: 06/15/2021)
06/22/2021	<a href="#">25</a>	NOTICE OF ATTORNEY APPEARANCE: Callie Glanton Steele appearing for ERIK SCOTT WARNER (Steele, Callie) (Entered: 06/22/2021)
06/28/2021	<a href="#">31</a>	MOTION for Protective Order by USA as to ALAN HOSTETTER, RUSSELL TAYLOR, ERIK SCOTT WARNER, FELIPE ANTONIO MARTINEZ, DEREK KINNISON, RONALD MELE. (Attachments: # <a href="#">1</a> Text of Proposed Order)(Berkower, Risa) (Entered: 06/28/2021)
07/01/2021	<a href="#">36</a>	MOTION for Disclosure of Materials Protected by Fed. R. Crim. P. 6(e) and Sealed Materials by USA as to ALAN HOSTETTER, RUSSELL TAYLOR, ERIK SCOTT WARNER, FELIPE ANTONIO MARTINEZ, DEREK KINNISON, RONALD MELE. (Berkower, Risa) (Entered: 07/01/2021)
07/07/2021	<a href="#">37</a>	NOTICE Pursuant to Federal Rules of Evidence 404(b) and 609 by ERIK SCOTT WARNER (Steele, Callie) (Entered: 07/07/2021)
07/09/2021	<a href="#">40</a>	MOTION for Order Permitting Production of Sealed Materials and Material Protected by Fed. R. Crim. P. 6(e) by USA as to ALAN HOSTETTER, RUSSELL TAYLOR, ERIK SCOTT WARNER, FELIPE ANTONIO MARTINEZ, DEREK KINNISON, RONALD MELE. (Berkower, Risa) Modified relief on 7/14/2021 (znmw). (Entered: 07/09/2021)
07/09/2021	<a href="#">41</a>	Unopposed MOTION for Protective Order by USA as to ERIK SCOTT WARNER. (Berkower, Risa) (Entered: 07/09/2021)
07/12/2021	<a href="#">42</a>	STATUS REPORT Regarding Status of Discovery by USA as to ALAN HOSTETTER, RUSSELL TAYLOR, ERIK SCOTT WARNER, FELIPE ANTONIO MARTINEZ, DEREK KINNISON, RONALD MELE (Attachments: # <a href="#">1</a> Exhibit)(Nielsen, Katherine) (Entered: 07/12/2021)
07/13/2021	<a href="#">43</a>	ORDER granting <a href="#">41</a> Motion for Protective Order as to ERIK SCOTT WARNER (3). Signed by Judge Royce C. Lamberth on 7/13/2021. (lcrcl2) (Entered: 07/13/2021)
07/19/2021	<a href="#">44</a>	NOTICE OF ATTORNEY APPEARANCE: Kira Anne West appearing for ERIK SCOTT WARNER (West, Kira) (Entered: 07/19/2021)
07/29/2021		MINUTE ORDER as to Defendants ALAN HOSTETTER (1), ERIK SCOTT WARNER (3), and DEREK KINNISON (5) : As Defendants ALAN HOSTETTER (1), ERIK SCOTT WARNER (3), and DEREK KINNISON (5) have had an initial appearance before a magistrate judge and have already been arraigned on the Indictment, there are no pending matters necessitating action by a Magistrate Judge. It is hereby ORDERED that the status hearing currently scheduled for August 3, 2021 before Magistrate Judge Robin M. Meriweather is VACATED. The parties are directed to contact the assigned District Judge to schedule a status hearing if one has not yet been set. The parties shall address any requests to toll the Speedy Trial Act to the assigned District Judge; So Ordered by Magistrate Judge Robin M. Meriweather on 7/29/2021. (kk) (Entered: 07/30/2021)
07/29/2021		Terminate Hearings as to Defendants ALAN HOSTETTER (1), ERIK SCOTT WARNER (3) and DEREK KINNISON (5) : Status Hearing scheduled for 8/3/2021 at 1:00 PM before Magistrate Judge Robin M. Meriweather is vacated. (kk) (Entered: 07/30/2021)
08/03/2021		Minute Entry for proceedings held before Judge Royce C. Lamberth: Status Conference as to ALAN HOSTETTER (1), RUSSELL TAYLOR (2), ERIK SCOTT WARNER (3), FELIPE ANTONIO MARTINEZ (4), DEREK KINNISON (5), RONALD MELE (6) held on 8/3/2021. Parties inform the court of the status of this action. Motion to appear pro hac vice 47 by attorney Karren Kenney (on behalf of defendant Hostetter) is GRANTED for reasons stated on the record. Attorney John Pierce relieved as counsel of record. Attorney Steven Bailey is granted pro hac vice for the purposes of this hearing only to address the court on behalf of his client Ronald Mele. Oral motion to continue this case for a period of 60 days is GRANTED for reasons stated on the record. Speedy trial is excluded (nunc pro tunc) from 7/29/2021 to 10/4/2021 in the interest of justice. Next Status Conference set for 10/4/2021 at 1:00 PM before Judge Royce C. Lamberth via Zoom Video. Bond Status of Defendant: Defendants remain on personal recognizance/with consent to appear by video; Court Reporter: Lisa Griffith; Defense Attorney: Joh. Pierce and Karren Kenney for A. Hostetter (1); Dyke Huish for R. Taylor (2); Kira West for E. Warner (3); Nicholas Smith for F. Martinez (4); Nic Cocis for D. Kinnison (5); Steven Bailey for R. Mele;; US Attorney: Risa Berkower and Katherine Nielsen; (tj) (Entered: 08/03/2021)
08/04/2021	<a href="#">53</a>	ORDER granting <a href="#">40</a> Motion for Disclosure as to ALAN HOSTETTER (1), RUSSELL TAYLOR (2), ERIK SCOTT WARNER (3), FELIPE ANTONIO MARTINEZ (4), DEREK KINNISON (5), RONALD MELE (6). Signed by Judge Royce C. Lamberth on 08/04/2021. (lcrcl2) (Entered: 08/04/2021)
08/04/2021	<a href="#">54</a>	NOTICE of Substitution of Counsel by ERIK SCOTT WARNER. Attorney Kira West substituting for Attorney Callie Steele re <a href="#">44</a> Notice of Attorney Appearance - Defendant (Steele, Callie) Modified text on 8/4/2021 (bb). (Entered: 08/04/2021)
09/20/2021	<a href="#">67</a>	NOTICE United States' Memorandum Regarding Status of Discovery as of August 23, 2021 by USA as to ALAN HOSTETTER, RUSSELL TAYLOR, ERIK SCOTT WARNER, FELIPE ANTONIO MARTINEZ, DEREK KINNISON, RONALD MELE (Nielsen, Katherine) (Entered: 09/20/2021)
09/24/2021	<a href="#">68</a>	NOTICE United States' Memorandum Regarding Status of Discovery as of September 14, 2021 by USA as to ALAN HOSTETTER, RUSSELL TAYLOR, ERIK SCOTT WARNER, FELIPE ANTONIO MARTINEZ, DEREK KINNISON, RONALD MELE (Nielsen, Katherine) (Entered: 09/24/2021)
09/28/2021		MINUTE ORDER denying as moot <a href="#">36</a> Motion for Disclosure as to ALAN HOSTETTER (1), RUSSELL TAYLOR (2), ERIK SCOTT WARNER (3), FELIPE ANTONIO MARTINEZ (4), DEREK KINNISON (5), RONALD MELE (6). The Court already granted the requested relief, see <a href="#">53</a> . Signed by Judge Royce C. Lamberth on 09/28/2021. (lcrcl2) (Entered: 09/28/2021)
10/04/2021		Minute Entry for video Status Conference held before Judge Royce C. Lamberth as to ALAN HOSTETTER (1), RUSSELL TAYLOR (2), ERIK SCOTT WARNER (3), FELIPE ANTONIO MARTINEZ (4), DEREK KINNISON (5) and RONALD MELE (6) on 10/4/2021, Further Status Conference set for 12/3/2021 at 1:00 PM by VTC before Judge Royce C. Lamberth. The finds it in the interest of justice to toll the speedy trial clock from 10/4/2021 through 12/3/2021, over the objection. The Court to issue an order. Bond Status of Defendants: remain on personal recognizance; Court Reporter: Janice Dickman; Defense Attorneys: Karren Kenney (1), Dyke Huish (2), Kira Anne West (3), Nicholas D. Smith (4), Nicolai Cocis (5) and Steven Bailey (6); US Attorneys: Katherine Nielsen and Risa Berkower. (lsj) (Entered: 10/04/2021)
10/06/2021	<a href="#">75</a>	ORDER as to ALAN HOSTETTER, RUSSELL TAYLOR, ERIK SCOTT WARNER, FELIPE ANTONIO MARTINEZ, DEREK KINNISON, RONALD MELE. The Court finds it in the interest of justice to toll the speedy trial clock for defendants RUSSELL TAYLOR, ERIK SCOTT WARNER, FELIPE ANTONIO MARTINEZ, DEREK KINNISON, RONALD MELE. Defendant ALAN HOSTETTER has moved for a speedy trial. Accordingly, the Court ORDERS that Hostetter file any pretrial motions within ten days of this order. Signed by Judge Royce C. Lamberth on 10/6/2021. (lcrcl2) (Entered: 10/06/2021)
10/06/2021	<a href="#">76</a>	NOTICE OF WITHDRAWAL OF COUNSEL by ERIK SCOTT WARNER (Karlin, Amy) (Entered: 10/06/2021)
10/13/2021	<a href="#">79</a>	TRANSCRIPT OF PROCEEDINGS in case as to ALAN HOSTETTER, RUSSELL TAYLOR, ERIK SCOTT WARNER, FELIPE ANTONIO MARTINEZ, DEREK KINNISON,

RONALD MELE before Judge Royce C. Lamberth held on October 4, 2021; Page Numbers: 1-14. Date of Issuance: October 13, 2021. Court Reporter: Janice Dickman, Telephone number: 202-354-3267, 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](http://www.dcd.uscourts.gov).

Redaction Request due 11/3/2021. Redacted Transcript Deadline set for 11/13/2021. Release of Transcript Restriction set for 1/11/2022.(Dickman, Janice) (Entered: 10/13/2021)

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