

Date↓↑

Description

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02/09/2022

SECOND SUPERSEDING INDICTMENT as to PETER SCHWARTZ (1) count(s) 1ss, 2ss, 3ss-4ss, 7ss, 8ss, 9ss, 10ss, 11ss, 12ss, 13ss, JEFFREY SCOTT BROWN (2) count(s) 2s, 7s, 9s, 10s, 11s, 12s, 13s, MARKUS MALY (3) count(s) 2, 5, 7, 9, 10, 11, 12, 13, SHELLY STALLINGS (4) count(s) 2, 6, 9, 10, 11, 12, 13. (zltf)

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02/09/2022

MOTION to Seal Case by USA as to PETER SCHWARTZ, JEFFREY SCOTT BROWN, MARKUS MALY, SHELLY STALLINGS.

1 Attachment ▼

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02/09/2022

ORDER granting 65 Motion to Seal Case as to PETER SCHWARTZ (1), JEFFREY SCOTT BROWN (2), MARKUS MALY (3), SHELLY STALLINGS (4). Signed by Magistrate Judge Robin M. Meriweather on 2/9/2022. (zltf)

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02/16/2022

Arrest Warrant, dated 2/9/2022, Returned Executed on 2/16/2022 as to SHELLY STALLINGS. (zltf)

02/16/2022

Case unsealed as to MARKUS MALY, SHELLY STALLINGS (zltf) (Text entry; no document attached.)

02/16/2022

Arrest of SHELLY STALLINGS (4) in Western District of Kentucky. (Text entry; no document attached.)

02/17/2022

ORAL MOTION to Appoint Counsel by SHELLY STALLINGS (4). (Text entry; no document attached.)

02/17/2022

ORAL MOTION for Speedy Trial Waiver by USA as to SHELLY STALLINGS (4). (Text entry; no document attached.)

02/17/2022

Minute Entry for proceedings held before Magistrate Judge Zia M. Faruqi: VTC Initial Appearance/Detention Hearing/Arraignment as to SHELLY STALLINGS (4) Count 2,6,9,10,11,12,13 held on 2/17/2022. Not Guilty Plea entered by SHELLY STALLINGS (4) as to all counts. Oral Motion to Appoint Counsel by SHELLY STALLINGS (4) Heard and Granted. Government does not seek the Defendant's Pretrial Detention. The Court advised the Government of its due process obligations under Rule 5(f). Oral Motion by the Government for Speedy Trial Waiver as to SHELLY STALLINGS (4) Heard and Granted. Time between 2/17/2022 and 2/18/2022 (1 Day) 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: FTR-Gold FTR Time Frame: CTRM 4 [1:12:50-1:29:02], [1:48:44-2:13:59]; Defense Attorney: Bryce Caldwell; US Attorney: Frederick Yette for Mitra Jafary-Hariri; Pretrial Officer: Dashanta Valentine-Lewis; (Text entry; no document attached.)

02/21/2022

PRETRIAL ORDER as to PETER SCHWARTZ (1), JEFFREY SCOTT BROWN (2), MARKUS MALY (3), SHELLY STALLINGS (4). Trial is set to commence in this matter on November 1, 2022, at 9:30 a.m., in Courtroom 10. The following deadlines shall govern this matter: (1) The parties shall file their Rule 12 motions, if any, on or before August 23, 2022; oppositions, if any, shall be filed on or before September 6, 2022; and replies, if any, shall be filed on or before September 13, 2022; (2) the United States shall notify Defendant of its intention to introduce any Rule 404(b) evidence not already disclosed on or before October 4, 2022; (3) motions in limine, if any, shall be filed on or before October 5, 2022; oppositions, if any, shall be filed on or before October 12, 2022; and replies, if any, shall be filed on or before October 19, 2022; (4) the United States is directed to make grand jury and Jencks Act disclosures as to each of its witnesses on or before October 25, 2022, and any Brady material not already disclosed also shall be disclosed by this date; (5) on or before October 14, 2022, counsel shall file a Joint Pretrial Statement; (6) counsel shall appear on September 16, 2022, at 1:00 p.m., for a hearing on Rule 12 pretrial motions, if necessary; and (7) counsel shall appear on October 21, 2022, at 3:00 p.m., for a final Pretrial Conference. See the attached Order for additional details. Signed by Judge Amit P. Mehta on 2/21/2022. (lcapm2)

02/22/2022

NOTICE OF ATTORNEY APPEARANCE: Scott T. Wendelsdorf appearing for SHELLY STALLINGS

02/24/2022

MINUTE ORDER as to JEFFREY SCOTT BROWN. The United States shall respond to Defendant Brown's 75 Motion to Reconsider Bond Status and Release Pending Trial by March 3, 2022. Signed by Judge Amit P. Mehta on 2/24/2022. (lcapm2) (Text entry; no document attached.)

02/17/2022

ORDER Setting Conditions for High Intensity Supervision Program as to SHELLY STALLINGS (4). Signed by Magistrate Judge Zia M. Faruqui on 2/17/2022.

1 Attachment ▼

02/18/2022

Minute Entry for proceedings held before Judge Amit P. Mehta: Arraignment/Status Conference as to PETER SCHWARTZ (1), JEFFREY SCOTT BROWN (2), and SHELLY STALLINGS (4) held via videoconference on 2/18/2022. Plea of Not Guilty entered by PETER SCHWARTZ (1) as to Counts 1, 2, 3, 4, 7, 8, 9, 10, 11, 12, and 13 of the 63 Second Superseding Indictment. Plea of Not Guilty entered by JEFFREY SCOTT BROWN (2) as to Counts 2, 7, 9, 10, 11, 12, and 13 of the 63 Second Superseding Indictment. In the interests of justice, and for the reasons stated on the record, the time from 2/19/2022 through and including 4/18/2022 shall be excluded in computing the date for speedy trial in this case. Status Conferences set for 3/7/2022 at 1:00 PM and 4/18/2022 at 3:00 PM before Judge Amit P. Mehta. Jury Trial set for 11/1/2022 at 9:30 AM in Courtroom 10 before Judge Amit P. Mehta. Bond Status of Defendants: Schwartz (1) remains in-custody, Brown (2) remains in-custody, Stallings (4) remains on personal recognizance; Court Reporter: William Zaremba; Defense Attorneys: Dennis Boyle (1), Blerina Jasari (1), Samuel Moore (2), and Bryce Caldwell (4); US Attorneys: Mitra Jafary-Hariri, Elizabeth Kelley, and Jocelyn Bond. (Text entry; no document attached.)

03/11/2022

AMENDED PRETRIAL ORDER as to PETER SCHWARTZ (1), JEFFREY SCOTT BROWN (2), MARKUS MALY (3), and SHELLY STALLINGS (4). The 72 Pretrial Order is amended as follows: (1) The United States shall make any required expert disclosures pursuant to Rule 16(a)(1)(G) by September 13, 2022; any reciprocal expert disclosure by Defendants shall be made by September 27, 2022. (2) The United States shall identify the evidence it will seek to

introduce under Federal Rule of Evidence 404(b) on or before September 20, 2022. (3) Motions in limine, if any, shall be filed on or before September 27, 2022; oppositions, if any, shall be filed on or before October 11, 2022; and replies, if any, shall be filed on or before October 18, 2022. (4) Defendants shall satisfy their reciprocal discovery obligations, if any, under Rule 16(b) (except as to experts, as noted above) by September 13, 2022. The court will consider any motion in limine with respect to reciprocal discovery after such discovery is received. Any such motion shall be filed by September 20, 2022; any opposition to such motion shall be filed by September 27, 2022. (7) On or before September 27, 2022, counsel shall file a draft Joint Juror Questionnaire. Qualified prospective jurors will appear on October 18, 2022, to answer the finalized version of this questionnaire. More details about the procedure for this date will follow closer in time. (8) The Joint Pretrial Statement remains due on October 14, 2021, but it no longer needs to include any voir dire questions. See attached Order for additional details. Signed by Judge Amit P. Mehta on 3/11/2022. (lcapm2)

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03/16/2022

AMENDED PRETRIAL ORDER as to PETER SCHWARTZ (1), JEFFREY SCOTT BROWN (2), MARKUS MALY (3), and SHELLY STALLINGS (4). The 87 Amended Pretrial Order is further amended as follows: Instead of submitting a jury questionnaire, counsel shall include a proposed list of voir dire questions to pose to prospective jurors in their Joint Pretrial Statement. See attached Order for details. Signed by Judge Amit P. Mehta on 3/16/2022. (lcapm2)

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03/18/2022

MOTION to Amend/Correct 74 Order Setting Conditions for High Intensity Supervision Program by SHELLY STALLINGS.

[1 Attachment](#) ▼

03/20/2022

MINUTE ORDER as to SHELLY STALLINGS (4). The United States shall respond to Defendant Stallings's 90 Motion to Amend Conditions of Release by March 25, 2022. Signed by Judge Amit P. Mehta on 3/20/2022. (lcapm2) (Text entry; no document attached.)

[91](#)

03/21/2022

Consent MOTION for Extension of Time to File Response/Reply by USA as to SHELLY STALLINGS.

[1 Attachment](#) ▼

03/22/2022

MINUTE ORDER granting 91 Consent Motion to Extend Time to Respond to Motion to Amend Conditions of Release as to SHELLY STALLINGS (4). The United States shall respond to Defendant Stallings's 90 Motion to Amend Conditions of Release by March 30, 2022. Signed by Judge Amit P. Mehta on 3/22/2022. (lcapm2) (Text entry; no document attached.)

[92](#)

03/30/2022

RESPONSE by USA as to SHELLY STALLINGS re 90 MOTION to Amend/Correct 74 Order Setting Conditions for High Intensity Supervision Program

03/31/2022

MINUTE ORDER denying 90 Motion to Amend Conditions of Release as to SHELLY STALLINGS (4). The court continues to believe that GPS monitoring is needed to ensure the safety of the community, given the allegations against Ms. Stallings and the inconsistency of her statements to law enforcement, particularly as it relates to weapons

possession. Ms. Stallings remains at liberty to work and otherwise engage in the ordinary events of her life. She has not shown that continuing to wear the GPS monitor will be unduly burdensome. Signed by Judge Amit P. Mehta on 3/31/2022. (lcapm2) (Text entry; no document attached.)

04/18/2022

Minute Entry for proceedings held before Judge Amit P. Mehta: Status Conference as to PETER SCHWARTZ (1), JEFFREY SCOTT BROWN (2), MARKUS MALY (3), and SHELLY STALLINGS (4) held via videoconference on 4/18/2022. In the interests of justice, and for the reasons stated on the record, the time from 4/19/2022 through and including 6/24/2022 shall be excluded in computing the date for speedy trial in this case. Status Conference set for 6/24/2022 at 03:00 PM via videoconference before Judge Amit P. Mehta. Members of the public or media may access the hearing via teleconference by dialing the court's toll-free public access line: (877) 848-7030, access code 321-8747. Bond Status of Defendants: Schwartz (1) remains in-custody, Brown (2) remains in-custody, Maly (3) remains on personal recognizance, Stallings (4) remains on personal recognizance; Court Reporter: William Zaremba; Defense Attorneys: Dennis Boyle (1), Samuel Moore (2), Benjamin Schiffelbein (3), and Scott Wendelsdorf (4); US Attorneys: Jocelyn Bond and Mitra Jafary-Hariri. (Text entry; no document attached.)

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04/20/2022

Unopposed MOTION for Protective Order by USA as to SHELLY STALLINGS.

1 Attachment ▼

[99](#)

04/20/2022

Unopposed MOTION for Disclosure of 6e and Sealed Materials by USA as to SHELLY STALLINGS.

1 Attachment ▼

[100](#)

04/21/2022

ORDER granting 98 Unopposed Motion for Protective Order as to SHELLY STALLINGS (4) and entering Protective Order. See attached Order for details. Signed by Judge Amit P. Mehta on 4/21/2022. (lcapm2)

[101](#)

04/21/2022

ORDER granting 99 Unopposed Motion for an Order to Disclose Items Protected by Federal Rule of Criminal Procedure 6(e) and Sealed Materials and entering Order as to SHELLY STALLINGS (4). See attached Order for details. Signed by Judge Amit P. Mehta on 4/21/2022. (lcapm2)

[102](#)

04/25/2022

NOTICE OF SUBSTITUTION OF COUNSEL as to USA. Attorney Cho, Cindy Jane added.

[103](#)

06/05/2022

STATUS REPORT Regarding Discovery by JEFFREY SCOTT BROWN as to PETER SCHWARTZ, JEFFREY SCOTT BROWN, MARKUS MALY, SHELLY STALLINGS

06/22/2022

NOTICE OF HEARING as to PETER SCHWARTZ (1), JEFFREY SCOTT BROWN (2), MARKUS MALY (3), and SHELLY STALLINGS (4): The Status Conference set for June 24, 2022 will proceed at 11:30 AM via

videoconference before Judge Amit P. Mehta (same date, new time). Members of the public or media may access the hearing via teleconference by dialing the court's toll-free public access line: (877) 848-7030, access code 321-8747. The hearing originally scheduled for 3:00 PM is hereby vacated. (Text entry; no document attached.)

06/24/2022

Minute Entry for proceedings held before Judge Amit P. Mehta: Status Conference as to PETER SCHWARTZ (1), JEFFREY SCOTT BROWN (2), MARKUS MALY (3), and SHELLY STALLINGS (4) held via videoconference on 6/27/2022. In the interests of justice, and for the reasons stated on the record, the time from 6/25/2022 through and including 11/1/2022 shall be excluded in computing the date for speedy trial as to Schwartz (1), Maly (3), Stallings (4). In the interests of justice, and for the reasons stated on the record, the time from 6/25/2022 through and including 7/20/2022 shall be excluded in computing the date for speedy trial as to Brown (2). Status Conference as to JEFFREY SCOTT BROWN (2) set for 7/20/2022 at 10:00 AM before Judge Amit P. Mehta. Bond Status of Defendant: Schwartz (1) remains in-custody, Brown (2) remains in-custody, Maly (3) remains on personal recognizance, Stallings (4) remains on personal recognizance;; Court Reporter: William Zaremba; Defense Attorney: Dennis Boyle (1), Blerina Jasari (1), Farheena Siddiqui (2), Benjamin Schiffelbein (3), Scott Wendelsdorf (4); US Attorneys: Jocelyn Bond and Cindy Cho. (Text entry; no document attached.)

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08/10/2022

MOTION for Release Pending Sentencing by SHELLY STALLINGS.

[1 Attachment](#) ▼

08/10/2022

NOTICE OF HEARING as to SHELLY STALLINGS (4): Change of Plea Hearing set for 8/12/2022 at 9:30 AM via videoconference before Judge Amit P. Mehta. Members of the public or media may access the hearing via teleconference by dialing the court's toll-free public access line: (877) 848-7030, access code 321-8747. (Text entry; no document attached.)

[110](#)

08/11/2022

NOTICE OF WITHDRAWAL OF APPEARANCE of Elizabeth C. Kelley by USA as to PETER SCHWARTZ, JEFFREY SCOTT BROWN, MARKUS MALY, SHELLY STALLINGS

[111](#)

08/12/2022

STATEMENT OF OFFENSE by SHELLY STALLINGS

[112](#)

08/12/2022

NOTICE of Waiver of Trial by Jury by SHELLY STALLINGS

08/18/2022

MINUTE ORDER granting 114 Defendant Peter Schwartz's Unopposed Motion for Continuance of Motions Hearing. The following deadlines shall govern this matter: Rule 12 pretrial motions shall now be due on August 30, 2022; (2) oppositions to Rule 12 motions shall be due on September 13, 2022; and (3) replies shall be due on September 20, 2022. The court will set an oral argument date, if needed, when its schedule permits. Signed by Judge Amit P. Mehta on 8/18/2022. (lcapm2) (Text entry; no document attached.)

[115](#)

08/18/2022

NOTICE OF ATTORNEY APPEARANCE Stephen James Rancourt appearing for USA.

08/18/2022

Set/Reset Deadlines as to PETER SCHWARTZ (1), JEFFREY SCOTT BROWN (2), MARKUS MALY (3), SHELLY STALLINGS (4): Motions due by 8/30/2022. Responses due by 9/13/2022 Replies due by 9/20/2022. (zjch,) (Text entry; no document attached.)

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08/19/2022

STATEMENT OF FACTS in Support of Plea Agreement by USA as to SHELLY STALLINGS

[117](#)

08/19/2022

STATEMENT OF OFFENSE by USA as to SHELLY STALLINGS

08/24/2022

Minute Entry for proceedings held before Judge Amit P. Mehta: Change of Plea Hearing as to SHELLY STALLINGS (4) held via videoconference on 8/24/2022. Plea of Guilty entered as to Counts 2, 6, 9, 10, 11, 12, 13 of the 63 Second Superseding Indictment. For the reasons stated on the record, the Court orders that Defendant Stallings shall remain on release pending sentencing. REFERRAL TO PROBATION OFFICE for Presentence Investigation as to SHELLY STALLINGS. Sentencing set for 1/13/2023 at 1:30 PM before Judge Amit P. Mehta. Bond Status of Defendant: remains on personal recognizance; Court Reporter: William Zaremba; Defense Attorney: Scott Wendelsdorf; US Attorney: Cindy Cho. (Text entry; no document attached.)

[123](#)

08/30/2022

MOTION to Change Venue by JEFFREY SCOTT BROWN as to PETER SCHWARTZ, JEFFREY SCOTT BROWN, MARKUS MALY, SHELLY STALLINGS.

1 Attachment ▼

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09/13/2022

Memorandum in Opposition by USA as to PETER SCHWARTZ, JEFFREY SCOTT BROWN, MARKUS MALY, SHELLY STALLINGS re 121 Motion to Suppress Opposition to Motion to Suppress Cell Phone Evidence

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09/27/2022

ORDER granting 138 Unopposed Motion to Modify a Condition of Release as to JEFFREY SCOTT BROWN. Please see attached Order for additional details. Signed by Judge Amit P. Mehta on 9/27/2022. (lcapm2)

[142](#)

10/11/2022

ORDER denying 118 Motion for Change of Venue as to PETER SCHWARTZ; denying 119 Motion to Dismiss as to SCHWARTZ; denying 120 Motion to Sever Defendant as to SCHWARTZ; denying 122 Motion to Sever Defendant as to JEFFREY SCOTT BROWN; denying 123 Motion for Change of Venue as to BROWN; and denying 126 Motion to Continue as to BROWN. See attached Order for additional details. Signed by Judge Amit P. Mehta on 10/11/2022. (lcapm2)

[143](#)

10/11/2022

RESPONSE by PETER SCHWARTZ as to PETER SCHWARTZ, JEFFREY SCOTT BROWN, MARKUS MALY, SHELLY STALLINGS re 140 MOTION in Limine

1 Attachment ▼

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10/14/2022

ORDER granting 145 Motion to Modify Conditions of Release as to JEFFREY SCOTT BROWN. Please see attached Order for additional details. Signed by Judge Amit P. Mehta on 10/14/2022. (lcapm2)

11/03/2022

MINUTE ORDER granting Defendant MARKUS MALY's 151 Motion to Amend Conditions of Release. Defendant Maly's conditions of release are hereby modified to permit him to leave his home for purposes of work and traveling to and from work. Signed by Judge Amit P. Mehta on 11/3/2022. (lcapm2) (Text entry; no document attached.)

11/04/2022

MINUTE ORDER granting 152 Unopposed Motion to Enlarge Time of Filing. The Government's response shall now be due on or before November 11, 2022. Signed by Judge Amit P. Mehta on 11/4/2022. (lcapm2) (Text entry; no document attached.)

[157](#)

11/14/2022

MOTION in Limine by PETER SCHWARTZ as to PETER SCHWARTZ, JEFFREY SCOTT BROWN, MARKUS MALY, SHELLY STALLINGS.

1 Attachment ▼

11/16/2022

MINUTE ORDER denying Government's 140 Motion in Limine to Preclude Claim of Self-Defense as to PETER SCHWARTZ, JEFFREY SCOTT BROWN, and MARKUS MALY. Signed by Judge Amit P. Mehta on 11/16/2022. (lcapm2) (Text entry; no document attached.)

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11/21/2022

RESPONSE by USA as to PETER SCHWARTZ, JEFFREY SCOTT BROWN, MARKUS MALY, SHELLY STALLINGS re 157 MOTION in Limine to Exclude Testimony

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12/27/2022

Unopposed MOTION to Continue Sentencing by SHELLY STALLINGS.

1 Attachment ▼

12/29/2022

MINUTE ORDER granting Defendant SHELLY STALLINGS (4) 178 Unopposed Motion to Continue Sentencing. Sentencing for SHELLY STALLINGS (4) is set for April 7, 2023 at 2:00 p.m. in Courtroom 10 before Judge Amit P. Mehta. Signed by Judge Amit P. Mehta on 12/29/2022. (lcapm2) (Text entry; no document attached.)

12/29/2022

MINUTE ORDER setting deadlines for sentencing memoranda for Defendant SHELLY STALLINGS: This case is hereby referred to the Probation Office for a Presentence Investigation as to SHELLY STALLINGS (4). The Final Presentence Investigation Report shall be due on or before March 20, 2023. The Parties' Sentencing Memoranda shall be due on or before March 27, 2023. Replies, if any, shall be due on or before April 3, 2023. Reply briefs shall be limited to five pages. Sentencing for SHELLY STALLINGS (4) is set for April 7, 2023, at 2:00 p.m. in Courtroom 10 before Judge Amit P. Mehta. Signed by Judge Amit P. Mehta on 12/29/2022. (lcapm2) (Text entry; no document attached.)

12/29/2022

Set/Reset Hearings as to SHELLY STALLINGS (4): Sentencing set for 4/7/2023 at 2:00 PM in Courtroom 10 (In-Person) before Judge Amit P. Mehta. (zsmc) (Text entry; no document attached.)

12/29/2022

Set/Reset Deadlines as to SHELLY STALLINGS (4): Final Presentence Report due by 3/20/2023. Sentencing Memorandum due by 3/27/2023. Replies due by 4/3/2023. (Text entry; no document attached.)

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03/01/2023

SUPPLEMENT by SHELLY STALLINGS re 176 Parties Obligation and Response to Presentence Report

1 Attachment ▼

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03/23/2023

SENTENCING MEMORANDUM by USA as to SHELLY STALLINGS

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03/27/2023

SENTENCING MEMORANDUM by SHELLY STALLINGS

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03/27/2023

MOTION for Departure and Variance of Sentence re 188 Sentencing Memorandum by SHELLY STALLINGS.

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04/06/2023

NOTICE of Filing Exhibits by USA as to SHELLY STALLINGS

04/07/2023

Minute Entry for proceedings held before Judge Amit P. Mehta: Sentencing held on 4/7/2023 as to SHELLY STALLINGS (4). The Court denies Defendant's 189 Motion for Downward Departure for the reasons stated on the record. Defendant sentenced to 24 months of incarceration on Counts 2, 6, 9, 10, and 11 and six months of incarceration on Counts 12 and 13. All terms of incarceration shall run concurrently. Additionally, the Defendant is sentenced to concurrent 36 month terms of supervised release as to Counts 2, 6, 9, 10, and 11. Bond Status of Defendant: ordered to self-surrender; Court Reporter: William Zaremba; Defense Attorney: Scott Wendelsdorf; US Attorney: Jocelyn Bond; Probation Officer: Kelli Willett. (Text entry; no document attached.)

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04/27/2023



JUDGMENT as to SHELLY STALLINGS. Statement of Reasons Not Included. Signed by Judge Amit P. Mehta on 4/27/2023. (zltf)

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04/27/2023

STATEMENT OF REASONS as to SHELLY STALLINGS. re 210 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 Amit P. Mehta on 4/27/2023. (zltf)

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06/21/2023

Unopposed MOTION for Extension of Time to File Response/Reply to the Court's Order to Show Cause by USA as to PETER SCHWARTZ, JEFFREY SCOTT BROWN, MARKUS MALY, SHELLY STALLINGS.

1 Attachment ▼

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07/06/2023

NOTICE OF WITHDRAWAL OF APPEARANCE by USA as to PETER SCHWARTZ, JEFFREY SCOTT BROWN, MARKUS MALY, SHELLY STALLINGS

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07/07/2023

RESPONSE TO ORDER TO SHOW CAUSE by USA as to PETER SCHWARTZ, JEFFREY SCOTT BROWN, MARKUS MALY, SHELLY STALLINGS