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Date↑

Description

01/18/2022

SEALED COMPLAINT as to KENNETH ARMSTRONG, III (1).

1 Attachment ▼

01/18/2022

MOTION to Seal Case by USA as to KENNETH ARMSTRONG, III.

1 Attachment ▼

01/18/2022

ORDER granting 3 Motion to Seal Case as to KENNETH ARMSTRONG III (1). Signed by Magistrate Judge G. Michael Harvey on 1/18/2022. (zlt)

01/20/2022

Arrest Warrant, dated 1/18/2022, Returned Executed on 1/18/2022 as to KENNETH ARMSTRONG, III.

01/20/2022

Arrest of KENNETH ARMSTRONG, III in California. (Text entry; no document attached.)

01/20/2022

Case unsealed as to KENNETH ARMSTRONG, III (Text entry; no document attached.)

01/25/2022

ORAL MOTION to Appoint Counsel by KENNETH ARMSTRONG, III (1). (Text entry; no document attached.)

01/25/2022

ORAL MOTION for Speedy Trial Waiver by USA as to KENNETH ARMSTRONG, III (1). (Text entry; no document attached.)

01/25/2022

Minute Entry for proceedings held before Magistrate Judge G. Michael Harvey: VTC Initial Appearance/Detention Hearing as to KENNETH ARMSTRONG, III (1) held on 1/25/2022. Oral Motion to Appoint Counsel by KENNETH ARMSTRONG III (1) Heard and Granted in Part. Defense counsel shall log hours spent working on this case. Appoint of counsel shall be further addressed at subsequent hearing. Government does not seek the Defendant's pretrial detention. Oral Motion by the Government for Speedy Trial Waiver as to KENNETH ARMSTRONG III (1) Heard and Granted. Time between 1/25/2022 and 2/15/2022 (21 Days) shall be excluded from calculation under the Speedy Trial Act in the interest of justice X-T. Preliminary/Status Hearing for Ascertainment of Counsel set for 2/15/2022 at 01:00 PM in Telephonic/VTC before Magistrate Judge Robin M. Meriweather. Bond Status of Defendant: Defendant Placed on Personal Recognizance; Court Reporter: FTR-Gold FTR Time Frame: CTRM 6 [1:16:29-1:27:26], [1:40:23-1:58:46]; Defense Attorney: David Rizk; US Attorney: Frederick Yette for Anne Veldhuis; Pretrial Officer: Dashanta Valentine-Lewis; (Text entry; no document attached.)

01/25/2022

MINUTE ORDER as to KENNETH ARMSTRONG, III (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 1/25/2022. (Text entry; no document attached.)

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01/25/2022

NOTICE OF ATTORNEY APPEARANCE: David W. Rizk appearing for KENNETH ARMSTRONG, III

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01/25/2022

ORDER Setting Conditions of Release as to KENNETH ARMSTRONG III (1) Personal Recognizance. Signed by Magistrate Judge G. Michael Harvey on 1/25/2022.

1 Attachment ▼

02/07/2022

Magistrate case closed for defendant KENNETH ARMSTRONG, III, pending deadlines, motions, and excludables. Merged Criminal Number 22-45 (RCL). (Text entry; no document attached.)

END OF MAGISTRATE CASE #22-mj-15 // BEGINNING OF NEW CASE #22-cr-45 BELOW

#

Date↓↑

Description

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02/07/2022

INFORMATION as to KENNETH ARMSTRONG, III (1) count(s) 1, 2, 3, 4.

02/14/2022

MINUTE ORDER as to KENNETH ARMSTRONG, III: The hearing currently scheduled for 2/15/2022 before Magistrate Judge G. Robin M. Meriweather is hereby VACATED, as the Defendant has been charged by Information. As such, there are no pending matters necessitating action by a magistrate judge. The parties are directed to contact the assigned District Judge to schedule a status hearing and arraignment, if one has not yet been set. The parties are instructed to address any requests to toll the Speedy Trial Act to the assigned District Judge. Signed by Magistrate Judge Robin M. Meriweather on 2/14/2022. (Text entry; no document attached.)

02/15/2022

Set/Reset Hearings as to KENNETH ARMSTRONG, III: VTC Status Hearing re Ascertainment of Counsel set for 2/16/2022 at 02:00 PM in Telephonic/VTC before Magistrate Judge Zia M. Faruqui. (Text entry; no document attached.)

02/16/2022

ORAL MOTION to Appoint Counsel by KENNETH ARMSTRONG, III (1). (Text entry; no document attached.)

02/16/2022

Minute Entry for proceedings held before Magistrate Judge Zia M. Faruqi: VTC Status Hearing re Ascertainment of Counsel as to KENNETH ARMSTRONG, III (1) held on 2/16/2022. Oral Motion to Appoint Counsel by KENNETH ARMSTRONG III (1) Heard and Granted. Defendant shall make monthly payments to go towards the cost of Defense Counsel. Bond Status of Defendant: Defendant Remains on Personal Recognizance; Court Reporter: FTR Gold FTR Time Frame: CTRM 4 [2:09:56-2:29:22]; Defense Attorney: David Rizk; US Attorney: Frederick Yette for Anne Veldhuis; Pretrial Officer: Andre Sidbury; (Text entry; no document attached.)

02/18/2022

MINUTE ORDER: Arraignment set for 2/23/2022 at 12:45 PM EST in Telephonic/VTC before Judge Royce C. Lamberth. Signed by Judge Royce C. Lamberth on 2/18/2022. (lcrl3) (Text entry; no document attached.)

[13](#)

02/22/2022

ORDER AUTHORIZATION FOR DISTRIBUTION of AVAILABLE PRIVATE FUNDS as to KENNETH ARMSTRONG, III. Signed by Magistrate Judge Zia M. Faruqi on 2/22/2022.

02/23/2022

Minute Entry for Video Arraignment proceedings held on 2/23/22 before Judge Royce C. Lamberth as to KENNETH ARMSTRONG III (1) on Counts 1-4. Plea of Not Guilty entered on Counts 1-4. Government's oral request for a Sixty (60) day continuance, heard and granted. Speedy trial time excluded from 2/23/22 until 4/22/22, in the interest of justice. Status Conference set for 4/22/2022 at 1:30 PM before Judge Royce C. Lamberth via Zoom. Bond Status of Defendant: Remains on Personal Recognizance Bond; Court Reporter: Lisa Bankins; Defense Attorney: David W. Rizk; US Attorney: Anne Veldhuis. (zgdf) (Text entry; no document attached.)

[15](#)

04/18/2022

Unopposed MOTION for Protective Order by USA as to KENNETH ARMSTRONG, III.

[1 Attachment](#) ▼

[16](#)

04/19/2022

First MOTION to Continue Status Conference (Unopposed), First MOTION for Speedy Trial Exclusion of Time (Unopposed) by USA as to KENNETH ARMSTRONG, III.

[1 Attachment](#) ▼

[18](#)

04/20/2022

ORDER granting [15] Motion for Protective Order as to KENNETH ARMSTRONG III (1). Signed by Judge Royce C. Lamberth on 4/20/2022. (lcrl3)

04/22/2022

MINUTE ORDER: The Court hereby GRANTS defendant's [16] Motion to Continue and Motion to Exclude as to KENNETH ARMSTRONG III (1). The Status Conference set for 4/22/2022 is hereby VACATED and reset for 6/22/2022 at 10:00 AM in Courtroom 15- In Person before Judge Royce C. Lamberth. For the reasons set forth in defendant's motion, the Court finds it in the interest of justice to toll the speedy trial clock from 4/22/2022 to 6/22/2022. So ordered. Signed by Judge Royce C. Lamberth on 4/22/2022. (lcrl2) (Text entry; no document attached.)

[19](#)

05/09/2022

MOTION to Travel and [Proposed] Order by KENNETH ARMSTRONG, III.

[20](#)

05/11/2022

NOTICE of Government's Non-Opposition to Defendant's Motion to Travel by KENNETH ARMSTRONG, III re [19] MOTION to Travel and [Proposed] Order

05/13/2022

MINUTE ORDER granting [19] Motion to Travel as to KENNETH ARMSTRONG III (1). Defendant is granted permission to retrieve temporarily his passport and travel to Indonesia from 5/17/2022 to 6/2/2022. Defendant is ORDERED to disclose his travel plans and reservations in advance to U.S. Pretrial Services and continue to report while traveling. Once defendant returns to the Northern District of California, he must immediately surrender his passport. Signed by Judge Royce C. Lamberth on 5/13/2022. (lcrl3) (Text entry; no document attached.)

06/22/2022

MINUTE ORDER as to KENNETH ARMSTRONG, III: At the request of the parties, the Status Conference set for 6/22/2022 is vacated and reset for 8/22/2022 at 11:00 AM by VTC before Judge Royce C. Lamberth. The Court finds it in the interest of justice to toll the speedy trial clock from 6/22/2022 through 8/22/2022, without objection. SO ORDERED by Judge Royce C. Lamberth on 6/22/2022. (Text entry; no document attached.)

[22](#)

07/07/2022

NOTICE OF SUBSTITUTION OF COUNSEL as to USA. Attorney Akers, Ashley added.

08/22/2022

MINUTE ORDER: It is hereby ORDERED that the Status Conference set for 8/22/2022 is vacated and reset for 8/26/2022 at 11:30 AM by VTC before Judge Royce C. Lamberth. Signed by Judge Royce C. Lamberth on 8/22/2022. (lcrl3) (Text entry; no document attached.)

08/24/2022

MINUTE ORDER: Due to a scheduling conflict, it is hereby ORDERED that the status conference originally set for 08/26/2022 is VACATED, with rescheduling to follow at a later date. Signed by Judge Royce C. Lamberth on 08/24/2022. (lcrl3) (Text entry; no document attached.)

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08/24/2022

Unopposed MOTION to Vacate Order Authorizing Distribution for Available Private Funds by KENNETH ARMSTRONG, III.

[3 Attachments](#) ▼

[26](#)

09/07/2022

MOTION for Hearing by KENNETH ARMSTRONG, III.

09/09/2022

MINUTE ORDER as to KENNETH ARMSTRONG, III: The parties shall appear for a Status Conference set for 10/3/2022 at 03:00 PM by VTC before Judge Royce C. Lamberth. The court finds it in the interest of justice to toll the speedy trial clock from 8/26/2022 through 10/3/2022. SO ORDERED by Judge Royce C. Lamberth on 9/9/2022. (Text entry; no document attached.)

09/12/2022

MINUTE ORDER granting Sealed Motion [25] for Leave to File Document Under Seal (This document is SEALED and only available to authorized persons.): On the motion of defendant and good cause appearing, it is hereby ORDERED that Exhibits A and B to the Declaration of Kenneth Armstrong III in Support of Motion to Vacate Distribution Order are to be filed under seal. Signed by Judge Royce C. Lamberth on 09/12/2022. (lcrcl3) (Text entry; no document attached.)

10/03/2022

Minute Entry for video Status Conference held before Judge Royce C. Lamberth as to KENNETH ARMSTRONG, III on 10/3/2022. Defendant consents to proceed by video. Further Status Conference set for 12/1/2022 at 12:30 PM by VTC before Judge Royce C. Lamberth. The court finds it in the interest of justice to toll the speedy trial clock from 10/3/2022 through 12/1/2022. Forthcoming Order. Bond Status of Defendant: remains on personal recognizance; Court Reporter: Nancy Meyer; Defense Attorney: David W. Rizk; US Attorney: Ashley Akers. (Text entry; no document attached.)

12/01/2022

Minute Entry for video Status Conference held before Judge Royce C. Lamberth as to KENNETH ARMSTRONG, III on 12/1/2022. Further Status Conference set for 3/6/2023 at 10:00 AM by VTC before Judge Royce C. Lamberth. The Court finds it in the interest of justice to toll the speedy trial clock from 12/1/2022 through 3/6/2023. Bond Status of Defendant: remains on personal recognizance; Court Reporter: Janet Davis; Defense Attorney: David W. Rizk; US Attorney: Ashley Akers. (Text entry; no document attached.)

03/06/2023

Minute Entry for Video Status Conference held on 3/6/2023 before Judge Royce C. Lamberth as to KENNETH ARMSTRONG, III: Plea Agreement/Status Conference set for 3/9/2023 at 11:15 AM via Zoom before Judge Royce C. Lamberth. Paperwork to be submitted day prior if proceeding with plea hearing. Speedy Trial Excludable (XT) started 3/6/2023 until 3/9/2023, in the interest of justice. Bond Status of Defendant: Presence waived for this hearing/Continued on Personal Recognizance Bond. US Attorney: Ashley Akers. Defense Attorney: David Rizk. Court Reporter: Jeff Hook. (Text entry; no document attached.)

03/07/2023

MINUTE ORDER: Due to a scheduling conflict, it is hereby ORDERED that the plea hearing previously set for 03/09/2023 is reset for 03/10/2023 at 4:00 PM by VTC before Judge Royce C. Lamberth. Signed by Judge Royce C. Lamberth on 03/07/2023 (lcrcl3) (Text entry; no document attached.)

03/10/2023

Minute Entry for Video Plea Hearing held on 3/10/2023 before Judge Royce C. Lamberth as to KENNETH ARMSTRONG, III: Plea of Guilty entered as to Count 4. REFERRAL TO PROBATION OFFICE for Presentence Investigation as to KENNETH ARMSTRONG, III. Sentencing set for 6/13/2023 at 12:30 PM in Courtroom 15 (In Person) before Judge Royce C. Lamberth. Bond Status of Defendant: Continued on Personal Recognizance Bond/Appeared by Video. US Attorney: Ashley Akers. Defense Attorney: David Rizk. Court Reporter: Lisa Bankins. (Text entry; no document attached.)

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04/20/2023

PLEA AGREEMENT as to KENNETH ARMSTRONG, III. "Let this be filed." by Royce C. Lamberth, U.S.D.J. on 3/10/2023.

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04/20/2023

STATEMENT OF OFFENSE by USA as to KENNETH ARMSTRONG, III. "Let this be filed." by Royce C. Lamberth, U.S.D.J. on 3/10/2023.

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04/20/2023

WAIVER of Trial by Jury as to KENNETH ARMSTRONG, III. Approved by Judge Royce C. Lamberth on 3/10/2023.

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06/06/2023

SENTENCING MEMORANDUM by USA as to KENNETH ARMSTRONG, III

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06/06/2023

SENTENCING MEMORANDUM by KENNETH ARMSTRONG, III

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06/06/2023

DECLARATION of David Rizk in Support of Sentencing by KENNETH ARMSTRONG, III 40 Sentencing Memorandum filed by KENNETH ARMSTRONG, III

[4 Attachments](#) ▼

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06/06/2023

MOTION to Hold Sentencing via Videoconference and [Proposed] Order by KENNETH ARMSTRONG, III.

[1 Attachment](#) ▼

[43](#)

06/06/2023

DECLARATION of Kenneth Armstrong III by KENNETH ARMSTRONG, III 42 MOTION to Hold Sentencing via Videoconference and [Proposed] Order filed by KENNETH ARMSTRONG, III

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06/07/2023

SENTENCING MEMORANDUM by KENNETH ARMSTRONG, III

[45](#)

06/09/2023

SUPPLEMENT by KENNETH ARMSTRONG, III Additional Letters in Support of Defendant's Sentencing Memorandum

[2 Attachments](#) ▼

[46](#)

06/12/2023

ORDER granting Motion [42] to Hold Sentencing via Videoconference as to KENNETH ARMSTRONG III (1). Signed by Judge Royce C. Lamberth on 06/12/2023. (lcrl1)

06/12/2023

Set/Reset Hearings as to KENNETH ARMSTRONG, III: Sentencing set for 6/13/2023 at 12:30 PM via Zoom before Judge Royce C. Lamberth. (Text entry; no document attached.)

06/13/2023

Minute Entry for Sentencing held on 6/13/2023 before Judge Royce C. Lamberth as to KENNETH ARMSTRONG, III: It is the judgment of the Court, that the Defendant is hereby committed to the custody of the Bureau of Prisons for a term of fourteen (14) days as to Count 4. Defendant is further sentenced to serve a Thirty-Six (36) month term of probation as to Count 4. In addition, the defendant is ordered to pay a special assessment of \$10 and restitution in the amount of \$500. All remaining counts are DISMISSED on the Government's motion. Bond Status of Defendant: remains on Personal Recognizance and permitted to self-surrender. US Attorney: Ashley Akers. Defense Attorney: David Rizk. Court Reporter: Lorraine Herman. (Text entry; no document attached.)

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06/21/2023

JUDGMENT as to KENNETH ARMSTRONG, III. Statement of Reasons Not Included. Signed by Judge Royce C. Lamberth on 6/21/2023. (zstd)

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06/21/2023

STATEMENT OF REASONS as to KENNETH ARMSTRONG, III re 47 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 Royce C. Lamberth on 6/21/2023. (zstd)