

**U.S. District Court
Middle District of Florida (Tampa)
CRIMINAL DOCKET FOR CASE #: 8:94-cr-00245-RWN All Defendants**

Case title: USA v. Regency Cruises, Inc

Date Filed: 10/25/1994

Date Terminated: 03/08/1995

Assigned to: Judge Ralph W. Nimmons, Jr

Defendant (1)

Regency Cruises, Inc
TERMINATED: 03/08/1995

represented by **Bennie Lazzara , Jr.**
Wilkes & McHugh, PA
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TERMINATED: 03/08/1995
LEAD ATTORNEY
ATTORNEY TO BE NOTICED
Designation: Retained

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TERMINATED: 03/08/1995
LEAD ATTORNEY
ATTORNEY TO BE NOTICED
Designation: Retained

Pending Counts

33:1902(a)(3) VIOLATION OF ACT TO
PREVENT POLLUTION FROM SHIPS
(1-2)

Disposition

Pled guilty on counts 1 and 2 of the
Information. Fine \$50,000 as to count 1,
\$200,000 as to count 2, to be paid
immediately. Special assessment \$400.00
to be paid immediately.

Highest Offense Level (Opening)

Misdemeanor

Terminated Counts

None

Disposition

Highest Offense Level (Terminated)

None

Complaints

None

Disposition

Interested Party

Stephanie Richards

Interested Party

Brian DeLenge, Sr.

Interested Party

Brian DeLenge, Jr.

Interested Party

John Alestra

represented by **Thomas A. Roman**
Roman & Roman, PA
2274 State Road 580
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LEAD ATTORNEY
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Interested Party

Vincent Alestra

represented by **Thomas A. Roman**
(See above for address)
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ATTORNEY TO BE NOTICED
Designation: Retained

Interested Party**Barbara Court**

Plaintiff**United States of America**

represented by **Julie T. Thomas**
U.S. Attorney's Office
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Date Filed	#	Docket Text
10/25/1994	1	INFORMATION as to Regency Cruises, Inc (1) count(s) 1-2 Regency Cruises, Inc (1) count(s) 1-2 (jac) (Entered: 10/26/1994)
10/25/1994		CASE REFERRED to Magis. Judge Elizabeth A. Jenkins for discovery (jac) (Entered: 10/26/1994)
10/25/1994	2	WAIVER OF INDICTMENT by Regency Cruises, Inc Confirmation of waiver of indictment signed by Magistrate Judge Elizabeth A. Jenkins (jac) Modified on 12/09/1994 (Entered: 10/26/1994)
10/25/1994	3	PLEA AGREEMENT as to Regency Cruises, Inc (jac) (Entered: 10/26/1994)
10/25/1994	4	AFFIDAVIT unanimous consent by Regency Cruises, Inc Re: [3-1] plea (jac) (Entered: 10/26/1994)
10/26/1994	5	NOTICE OF HEARING: Setting Arraignment for 2:00 11/9/94 for Regency Cruises, Inc Scheduled for Magis. Judge Elizabeth A. Jenkins (jac) (Entered: 10/26/1994)
10/28/1994	6	MOTION by Regency Cruises, Inc to continue Arraignment (jac) (Entered: 10/31/1994)
11/02/1994	7	ORDER granting [6-1] motion to continue Arraignment as to Regency Cruises, Inc (1), Resetting Arraignment for 2:00 11/16/94 for Regency Cruises, Inc Scheduled for Magis. Judge Elizabeth A. Jenkins (Signed by Magis. Judge Elizabeth A. Jenkins) (jac) (Entered: 11/03/1994)
11/17/1994	8	NOTICE OF HEARING: reset Arraignment for 2:00 11/23/94 for Regency Cruises, Inc Scheduled for Magis. Judge Elizabeth A. Jenkins (gg) (Entered: 11/18/1994)
11/18/1994	9	MOTION by Regency Cruises, Inc to continue Arraignment Referred to Magis. Judge Elizabeth A. Jenkins (jac) (Entered: 11/21/1994)
11/18/1994	10	NOTICE of Appearance for Regency Cruises, Inc by Attorney Bennie Lazzara, Jr. (jac) (Entered: 11/21/1994)

11/22/1994	11	ORDER granting [9-1] motion to continue Arraignment as to Regency Cruises, Inc (1), Resetting Arraignment for 2:00 12/7/94 for Regency Cruises, Inc Scheduled for Magis. Judge Elizabeth A. Jenkins (Signed by Magis. Judge Elizabeth A. Jenkins) (jac) (Entered: 11/22/1994)
12/07/1994		ARREST of Regency Cruises, Inc (jac) (Entered: 12/09/1994)
12/07/1994	12	INITIAL APPEARANCE held on 12/7/94 before Magis. Judge Elizabeth A. Jenkins as to Regency Cruises, Inc Tape 91/ 5826 (Defendant(s) informed of rights.) (jac) Modified on 12/12/1994 (Entered: 12/09/1994)
12/07/1994	14	NOTICE regarding plea of guilty furnished to Counsel (jac) (Entered: 12/09/1994)
12/07/1994	15	CONSENT TO INSPECTION of Presentence Investigation Report by Regency Cruises, Inc (jac) (Entered: 12/09/1994)
12/07/1994	16	REPORT AND RECOMMENDATIONS Concerning Plea of Guilty as to Regency Cruises, Inc (Signed by Magis. Judge Elizabeth A. Jenkins) (jac) (Entered: 12/16/1994)
12/07/1994	13	CHANGE OF PLEA Hearing before Magis. Judge Elizabeth A. Jenkins Guilty Plea Proffered as to , Regency Cruises, Inc (1) count(s) 1-2 (jac) (Entered: 12/16/1994)
12/16/1994	17	TRANSCRIPT filed as to Regency Cruises, Inc for Initial Hearing and Rearraignment for dates of 12/7/94 before Judge Jenkins (jac) (Entered: 12/28/1994)
12/21/1994	18	ACCEPTANCE OF PLEA of Guilty and Adjudication of Guilt as to Regency Cruises, Inc re: Regency Cruises, Inc (1) count(s) 1-2 (Signed by Judge Ralph W. Nimmons Jr.) (jac) (Entered: 12/28/1994)
12/21/1994	19	NOTICE OF HEARING: setting Sentencing for 4:00 3/8/95 for Regency Cruises, Inc Scheduled for Judge Ralph W. Nimmons Jr. (jac) (Entered: 12/28/1994)
03/03/1995	20	SENTENCING MEMORANDUM by Regency Cruises, Inc (jac) (Entered: 03/06/1995)
03/08/1995	21	NOTICE of payment of fine by Regency Cruises, Inc (jac) (Entered: 03/09/1995)
03/08/1995	22	SENTENCING before Judge Ralph W. Nimmons Jr., as to Regency Cruises, Inc (1) count(s) 1-2. Pled guilty on counts 1 and 2 of the Information. Fine \$50,000 as to count 1, \$200,000 as to count 2, to be paid immediately. Special assessment \$400.00 to be paid immediately. Court Reporter: Dennis Miracle (jac) (Entered: 03/09/1995)
03/08/1995	23	JUDGMENT as to Regency Cruises, Inc (Signed by Judge Ralph W. Nimmons Jr.) MFR 1/Doc 800 (jac) (Entered: 03/09/1995)
03/09/1995	24	ORDER referring to Magis. Judge Elizabeth A. Jenkins for Report and Recommendation(Signed by Judge Ralph W. Nimmons Jr.) (jac) (Entered: 03/09/1995)
03/10/1995	25	ORDER as to Regency Cruises, Inc within ten (10) days of the date of this order, the government shall file a Notice listing the names and addresses of all persons furnishing information leading to defendant's conviction of counts 1 and 2. Following review of this notice, this court will schedule a hearing pursuant to the District Judge's order of referral dated 3/9/95. (Signed by Magis. Judge Elizabeth A. Jenkins) (jac) (Entered: 03/10/1995)

04/20/1995	26	NOTICE by USA as to Regency Cruises, Inc (jac) (Entered: 04/21/1995)
04/20/1995	27	REQUEST/MOTION by USA for leave to file response out of time as to Regency Cruises, Inc Referred to Magistrate Judge Elizabeth A. Jenkins (jac) (Entered: 04/21/1995)
04/21/1995		ENDORSED ORDER granting [27-1] motion for leave to file response out of time as to Regency Cruises, Inc (1) (Signed by Magistrate Judge Elizabeth A. Jenkins) (jac) (Entered: 04/25/1995)
05/02/1995	28	RESPONSE by USA to Motion for statutory award (vld) (Entered: 05/02/1995)
05/09/1995	29	ORDER setting evidentiary hearing for 2:00 6/19/95 for Regency Cruises, Inc. The Clerk of Court shall mail a copy of this order, by certified mail, to the six individuals named in the Notice filed by the Government in this case on 4/20/95 (Docket 26) Scheduled for Magistrate Judge Elizabeth A. Jenkins (Signed by Magistrate Judge Elizabeth A. Jenkins) (jac) (Entered: 05/10/1995)
05/17/1995		Return receipts for certified mail received as to Regency Cruises, Inc (jac) (Entered: 05/17/1995)
06/19/1995	30	EVIDENTIARY HEARING held on 6/19/95 before Magistrate Judge Elizabeth A. Jenkins as to Regency Cruises, Inc Court Reporter: Jean Sanford Hearing to determine a fair and equitable distribution of fine monies. Court takes the matter under advisement and will make her recommendation. The matter will be held in abeyance for further research. Counsel have 7 days to file brief if desired. (jac) (Entered: 06/21/1995)
06/26/1995	31	MEMORANDUM of Law by USA as to Regency Cruises, Inc (jac) (Entered: 06/28/1995)
06/27/1995	32	MEMORANDUM of Law as to Regency Cruises, Inc by Vincent Alestra and John Alestra (jac) (Entered: 06/28/1995)
07/27/1995	33	REPORT AND RECOMMENDATIONS of Magistrate Judge Elizabeth A. Jenkins as to Regency Cruises, Inc Re: Allocating the available fine money among those persons qualifying under 33 U.S.C. 1908(a) (jac) (Entered: 07/28/1995)
08/10/1995	34	ORDER that the report and recommendation of the Magistrate Judge is Adopted with the exception hereinafter noted. Upon consideration of the foregoing, it is ordered and adjudged that the Clerk of Court shall pay from the fine moneys paid on 3/9/95, into the court registry by the defendant the following amounts to the following persons: Count One, Vincent Alestra \$10,000, John Alestra \$5,000, Brian DeLenge, Sr. \$5,000, Brian DeLenge, Jr. \$5,000. Count Two, Stephanie Richards \$35,000, Barbara Court \$15,000 as to Regency Cruises, Inc (Signed by Judge Ralph W. Nimmons Jr.) (jac) (Entered: 08/11/1995)
08/15/1995	35	NOTICE of change of address by Barbara Court (jac) (Entered: 08/22/1995)
08/29/1995	36	MOTION by Vincent Alestra, John Alestra to set aside order as to Regency Cruises, Inc (jac) (Entered: 08/30/1995)
09/06/1995	37	RESPONSE by USA as to Regency Cruises, Inc re: [36-1] motion to set aside order (jac) (Entered: 09/07/1995)
09/18/1995	38	ORDER vacating [34-1] order of 8/10/95 as to Regency Cruises, Inc (1). Claimants Vincent Alestra; John Alestra; Brian DeLenge, Sr.; Brian DeLenge, Jr.; Stephanie

		Richards; and Barbara Court shall on or before 10/2/95 file with the Clerk of Court herein any written objections they may have to the Magistrate Judge's Report and Recommendation filed 7/27/95. The Court will promptly thereafter take up this matter and rule thereon. (Signed by Judge Ralph W. Nimmons Jr.) (jac) (Entered: 09/19/1995)
09/27/1995	39	OBJECTION by Brian Dilenge, Sr. and Brian Dilenge, Jr. as to Regency Cruises, Inc re: [33-1] report and recommendations (jac) (Entered: 09/28/1995)
11/16/1995	40	ORDER that the Clerk of Court shall pay from the fine moneys paid on 3/9/95, into the Court Registry by the defendant the following amounts to the following persons: Count 1: Vincent Aalestra \$10,000; John Alestra \$5,000; Brian DeLenge, Sr. \$5,000; Brian DeLenge, Jr. \$5,000. Count 2: Stephanie Richards \$35,000; Barbara Cout \$15,000 as to Regency Cruises, Inc (Signed by Judge Ralph W. Nimmons Jr.) (jac) (Entered: 11/17/1995)
03/26/1996	41	MOTION with memorandum in support by USA as to Regency Cruises, Inc to release funds in the registry of the court (jac) (Entered: 03/27/1996)
04/29/1996	42	OPPOSITION by Regency Cruises, Inc to [41-1] motion to release funds in the registry of the court (jac) (Entered: 04/30/1996)
05/09/1996	43	MOTION by Regency Cruises, Inc requesting leave to respond to defendant's opposition to plaintiff's motion to release funds in the registry of the court (jac) (Entered: 05/10/1996)
05/13/1996	44	ORDER as to Regency Cruises, Inc the United States is directed to file a reply memorandum addressed to Regency Cruises, Inc.'s opposition memorandum (Dkt. 42) filed herein on 4/29/96. Said reply shall be filed on or before 5/22/96. (Signed by Judge Ralph W. Nimmons Jr.) (jac) (Entered: 05/14/1996)
05/22/1996	45	REPLY to [42-1] memorandum in opposition to plaintiff's motion to release funds by USA as to Regency Cruises, Inc (jac) (Entered: 05/23/1996)
05/30/1996	46	NOTICE of withdrawal of Opposition of Regency Cruises Inc., defendant, to Motion of the United States of America, Plaintiff, to release funds in the registry of the court by Regency Cruises, Inc (jac) (Entered: 05/30/1996)
06/07/1996	47	ORDER granting [41-1] motion to release funds in the registry of the court as to Regency Cruises, Inc (1). The United States of America is awarded the sum of one hundred seventy-five thousand dollars (\$175,000.00), plus any and all accrued interest thereon, from the Registry of the Court; and the Clerk be and is hereby directed to deposit said funds into the Crime Victim Fund. (Signed by Judge Ralph W. Nimmons Jr.) (jac) (Entered: 06/10/1996)
06/27/1996	48	RECEIPT of Government exhibits and/or exhibit substitutes returned to Counsel, AUSA Julie Thomas, as to Regency Cruises, Inc (jac) (Entered: 06/27/1996)
07/01/1996		RECEIPT for forfeiture in the amount of \$180,958.07 received from First Union Natiional Bank, Jacksonville, Florida as to Regency Cruises, Inc. (Receipt No. 21054) (jac) Modified on 07/03/1996 (Entered: 07/03/1996)
03/07/1997	49	CLERK'S Certificate of exhibits and destruction as to Regency Cruises. (src) (Entered: 03/07/1997)
06/02/1997	50	SATISFACTION OF FINE as to Regency Cruises, Inc (vgf) (Entered: 06/03/1997)

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