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APPEAL, INTERPRETER

U.S. District Court California Northern District (Oakland) CRIMINAL DOCKET FOR CASE #: 4:19-cr-00559-JST All Defendants

Case title: USA v. FGL Moon Marshal Limited et al

Other court case number: 21–10185 Ninth Circuit Court of Appeals

Magistrate judge case number: 4:19-mj-71619-MAG

Date Filed: 10/24/2019 Date Terminated: 06/25/2021

Assigned to: Judge Jon S. Tigar

Defendant (1)

FGL Moon Marshal Limited TERMINATED: 03/20/2020

represented by John D. Giffin

Keesal Young & Logan A Professional Corporation 450 Pacific Avenue San Francisco, CA 94133 (415) 398–6000 Fax: (415) 981–0136

Email: john.giffin@kyl.com LEAD ATTORNEY

ATTORNEY TO BE NOTICED Designation: Retained

Pending Counts

None

Disposition

Highest Offense Level (Opening)

None

Terminated Counts

33 U.S.C. § 1908(a) – Act to Prevent Pollution from Ships; 18 U.S.C. § 2 – Aiding and Abetting (1)

18 U.S.C. § 1519 – Obstruction of Justice; 18 U.S.C. § 2 – Aiding and Abetting

(2)

18 U.S.C. § 1505 – Obstruction of Justice; 18 U.S.C. § 2 – Aiding and

Abetting (3)

Disposition

Dismissed on government's motion

Dismissed on government's motion

Dismissed on government's motion

<u>Highest Offense Level</u> (Terminated)

Felony

Complaints

33:1908(a): Act to Prevent Pollution from Ships (APPS); 18:1519: Obstruction of Justice

Disposition

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(False Document); 18:1505: Obstruction of Justice (Agency Proceeding); 18:2: Aiding and

Abetting

Assigned to: Judge Jon S. Tigar

Defendant (2)

Unix Line Pte, Ltd.,

TERMINATED: 03/20/2020

represented by John D. Giffin

(See above for address) LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Designation: Retained

Pending Counts

33:1908(a): Act to Prevent Pollution from Ships

(1s)

Disposition

Sentenced to 4 years probation; \$400.00 special

assessment; fine of \$1,650,000.00

Highest Offense Level (Opening)

Felony

Terminated Counts

33 U.S.C. § 1908(a) – Act to Prevent Pollution from Ships; 18 U.S.C. § 2 – Aiding and Abetting (1)

18 U.S.C. § 1519 – Obstruction of Justice; 18 U.S.C. § 2 – Aiding and

Abetting (2)

18 U.S.C. § 1505 – Obstruction of Justice; 18 U.S.C. § 2 – Aiding and

Abetting (3)

Disposition

Dismissed on government's motion

Dismissed on government's motion

Dismissed on government's motion

Highest Offense Level (Terminated)

Felony

Complaints

Disposition

33:1908(a): Act to Prevent Pollution from Ships (APPS); 18:1519: Obstruction of Justice (False Document): 18:1505: Obstruction of Justice (Agency Proceeding); 18:2: Aiding and

Abetting

Assigned to: Judge Jon S. Tigar

Defendant (3)

Gilbert Fajardo Dela Cruz TERMINATED: 06/25/2021

represented by Brian H. Getz

Law Offices of Brian H Getz 88 Kearney Street

Suite 1850 San Francisco, Ca 94108 (415) 912–5886 Fax: (415) 358–4770

Email: <u>brian@briangetzlaw.com</u> *TERMINATED: 06/28/2021 Designation: Retained*

Eric Russell Krebs

Law Offices of Eric R. Krebs 304 Bryant Street Palo Alto, CA 94301 415/983–0300 Fax: 347/412–9421

Email: erickrebs@ericrkrebslaw.com
ATTORNEY TO BE NOTICED

Pending Counts

33 U.S.C. § 1908(a) – Act to Prevent Pollution from Ships; 18 U.S.C. § 2 – Aiding and Abetting (1)

18 U.S.C. § 1519 – Obstruction of Justice; 18 U.S.C. § 2 – Aiding and Abetting (2)

18 U.S.C. § 1505 – Obstruction of Justice; 18 U.S.C. § 2 – Aiding and Abetting (3)

Highest Offense Level (Opening)

Felony

Terminated Counts

None

<u>Highest Offense Level</u> (Terminated)

None

Complaints

33:1908(a): Act to Prevent Pollution from Ships (APPS); 18:1519: Obstruction of Justice (False Document); 18:1505: Obstruction of Justice (Agency Proceeding); 18:2: Aiding and

Disposition

The Defendant is committed to 3 years probation on Counts One, Two, and Three to be served concurrently; 200 hours of community service; and a \$2500 fine with the special conditions set forth in the judgment. The Defendant shall pay a special assessment in the amount of \$300.00 due immediately.

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Disposition

Disposition

The Defendant is committed to 3 years probation on Counts One, Two, and Three to be served concurrently; 200 hours of community service; and a \$2500 fine with the special conditions set forth in the judgment. The Defendant shall pay a special assessment in the amount of \$300.00 due

Abetting immediately.

Plaintiff

USA

represented by Katherine M. Lloyd-Lovett

United States Attorney's Office Northern District of California 1301 Clay Street Suite 340S Oakland, CA 94612 510–637–3932 Fax: 510–637–3724

Email: <u>katherine.lloyd-lovett@usdoj.gov</u>

LEAD ATTORNEY

ATTORNEY TO BE NOTICED
Designation: Assistant US Attorney

Noah Stern

United States Attorney's Office Assistant United States Attorney 1301 Clay Street, #340S Oakland, CA 94612 510–637–3713 Fax: 510–637–3724 Email: Noah.Stern@usdoj.gov LEAD ATTORNEY ATTORNEY TO BE NOTICED Designation: Assistant US Attorney

Andrew Joseph Briggs

U.S. Attorney's Office 1301 Clay Street Suite 340S Oakland, CA 94612 (510) 637–3697 Fax: (510) 637–3724

Email: andrew.briggs@usdoj.gov TERMINATED: 09/15/2020 Designation: Assistant US Attorney

Kenneth Eric Nelson

Department of Justice Environmental Crimes Section 150 M St. NE Ste. 4.130 Washington, DC 20002 202–532–5467

Email: <u>Kenneth.Nelson3@usdoj.gov</u> *ATTORNEY TO BE NOTICED Designation: Assistant US Attorney*

Date Filed	#	Docket Text
10/01/2019	1	COMPLAINT as to FGL Moon Marshal Limited (1), Unix Line Pte, Ltd., (2), Gilbert Fajardo Dela Cruz (3). (Attachments: # 1 Criminal Cover Sheet) (jlmS, COURT STAFF) (Filed on 10/1/2019) [4:19-mj-71619-MAG] (Entered: 10/01/2019)
10/02/2019	2	NOTICE of Substitution of Attorney as to FGL Moon Marshal Limited, Unix Line Pte, Ltd.,, Gilbert Fajardo Dela Cruz (Lloyd–Lovett, Katherine) (Filed on 10/2/2019) [4:19–mj–71619–MAG] (Entered: 10/02/2019)
10/02/2019		NOTICE of Additional Counsel by USA as to FGL Moon Marshal Limited, Unix Line Pte, Ltd.,, Gilbert Fajardo Dela Cruz (Briggs, Andrew) (Filed on 10/2/2019) [4:19–mj–71619–MAG] (Entered: 10/02/2019)

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10/03/2019	4	MOTION for Summons by USA as to FGL Moon Marshal Limited, Unix Line Pte, Ltd., Gilbert Fajardo Dela Cruz. (Attachments: # 1 Proposed Order Granting Application for Summons)(Briggs, Andrew) (Filed on 10/3/2019) Modified on 10/3/2019 (jlmS, COURT STAFF). [4:19–mj–71619–MAG] (Entered: 10/03/2019)
10/04/2019	<u>5</u>	ORDER granting 4 Motion for Issuance of Summons: The Clerk of the Court is directed to issue Summons directing defendants FGL Moon Marshall Limited, Unix Line Pte, Ltd., and Gilbert Fajardo Dela Cruz to appear on 10/8/2019 10:30 AM before the Honorable Magistrate Donna M. Ryu for Initial Appearance. Signed by Magistrate Judge Donna M. Ryu on 10/4/19. (ig, COURT STAFF) [4:19-mj-71619-MAG] (Entered: 10/04/2019)
10/04/2019		Set/Reset Hearing as to Defendant FGL Moon Marshal Limited re <u>5</u> Order. I.D. of Counsel Hearing set for 10/8/2019 at 10:30AM in Oakland, Courtroom 4, 3rd Floor before Magistrate Judge Donna M. Ryu. Initial Appearance set for 10/8/2019 at 10:30 AM in Oakland, Courtroom 4, 3rd Floor before Magistrate Judge Donna M. Ryu. (jlmS, COURT STAFF) (Filed on 10/4/2019) [4:19–mj–71619–MAG] (Entered: 10/04/2019)
10/04/2019		Set/Reset Hearing as to Defendant Gilbert Fajardo Dela Cruz re <u>5</u> Order. I.D. of Counsel Hearing set for 10/8/2019 at 10:30 AM in Oakland, Courtroom 4, 3rd Floor before Magistrate Judge Donna M. Ryu. Initial Appearance set for 10/8/2019 at 10:30 AM in Oakland, Courtroom 4, 3rd Floor before Magistrate Judge Donna M. Ryu. (jlmS, COURT STAFF) (Filed on 10/4/2019) [4:19–mj–71619–MAG] (Entered: 10/04/2019)
10/04/2019		Set/Reset Hearing as to Defendant Unix Line Pte, Ltd. re 5 Order. I.D. of Counsel Hearing set for 10/8/2019 at 10:30 AM in Oakland, Courtroom 4, 3rd Floor before Magistrate Judge Donna M. Ryu. Initial Appearance set for 10/8/2019 at 10:30 AM in Oakland, Courtroom 4, 3rd Floor before Magistrate Judge Donna M. Ryu. (jlmS, COURT STAFF) (Filed on 10/4/2019) [4:19–mj–71619–MAG] (Entered: 10/04/2019)
10/08/2019	7	Minute Entry for proceedings held before Magistrate Judge Donna M. Ryu: Initial Appearance as to FGL Moon Marshal Limited, Unix Line Pte, Ltd., held on 10/8/2019. ID of Counsel Hearing as to FGL Moon Marshal Limited, Unix Line Pte, Ltd., held on 10/8/2019. Added Attorney John D. Giffin to FGL Moon Marshal Limited. Added Attorney John D. Giffin to Unix Line Pte, Ltd Status re Preliminary Hearing or Arraignment set for 10/29/2019 at 10:30 AM in Oakland, Courtroom 4, 3rd Floor before Magistrate Judge Donna M. Ryu. (FTR: 10:40–10:51.) (jlm, COURT STAFF) (Filed on 10/8/2019) [4:19–mj–71619–MAG] (Entered: 10/08/2019)
10/08/2019	<u>6</u>	Minute Entry for proceedings held before Magistrate Judge Donna M. Ryu: Initial Appearance as to Gilbert Fajardo Dela Cruz held on 10/8/2019. ID of Counsel Hearing as to Gilbert Fajardo Dela Cruz held on 10/8/2019. Added attorney Brian H. Getz for Gilbert Fajardo Dela Cruz. Status re Preliminary Hearing and Arraignment set for 10/29/2019 at 10:30 AM in Oakland, Courtroom 4, 3rd Floor before Magistrate Judge Donna M. Ryu. Defendant Released on O/R. (FTR: 10:40–10:51.) (jlm, COURT STAFF) (Filed on 10/8/2019) [4:19–mj–71619–MAG] (Entered: 10/08/2019)
10/08/2019		Tagalog Interpreter Needed in case as to Gilbert Fajardo Dela Cruz (jlm, COURT STAFF) (Filed on 10/8/2019) [4:19-mj-71619-MAG] (Entered: 10/08/2019)
10/10/2019	<u>10</u>	NOTICE <i>of Additional Counsel</i> by USA as to FGL Moon Marshal Limited, Unix Line Pte, Ltd.,, Gilbert Fajardo Dela Cruz (Briggs, Andrew) (Filed on 10/10/2019) [4:19–mj–71619–MAG] (Entered: 10/10/2019)
10/24/2019	<u>12</u>	INDICTMENT as to FGL Moon Marshal Limited (1) count(s) 1, 2, 3, Unix Line Pte, Ltd., (2) count(s) 1, 2, 3, Gilbert Fajardo Dela Cruz (3) count(s) 1, 2, 3. (Attachments: # 1 Criminal Cover Sheet) (cpS, COURT STAFF) (Filed on 10/24/2019) (Entered: 10/24/2019)
10/24/2019		Set/Reset Hearing as to FGL Moon Marshal Limited, Unix Line Pte, Ltd. and Gilbert Fajardo Dela Cruz re 12 Indictment: Arraignment set for 10/29/2019 10:30 AM before Magistrate Judge Donna M. Ryu. (ig, COURT STAFF) (Filed on 10/24/2019) Modified on 10/28/2019 (ig, COURT STAFF). (Entered: 10/28/2019)
10/28/2019	<u>13</u>	NOTICE OF ATTORNEY APPEARANCE Andrew Joseph Briggs appearing for USA. (Briggs, Andrew) (Filed on 10/28/2019) (Entered: 10/28/2019)
10/29/2019	<u>14</u>	Minute Entry for proceedings held before Magistrate Judge Donna M. Ryu: Arraignment as to FGL Moon Marshal Limited (1) as to Count(s): 1, 2 and 3 and Unix Line Pte, Ltd., (2) as

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		to Count(s): 1, 2 and 3 held on 10/29/2019. NOT GUILTY Plea entered by FGL Moon Marshal Limited and Unix Line Pte, Ltd Status Conference set for 12/20/2019 at 09:30 AM in Oakland, Courtroom 6, 2nd Floor before Judge Jon S. Tigar. (FTR: 11:26–11:32.) (jlmS, COURT STAFF) (Filed on 10/29/2019) (Entered: 10/30/2019)
10/29/2019	<u>15</u>	Minute Entry for proceedings held before Magistrate Judge Donna M. Ryu: Arraignment as to Gilbert Fajardo Dela Cruz (3) as to Count(s): 1, 2 and 3 held on 10/29/2019. NOT GUILTY Plea entered by Gilbert Fajardo Dela Cruz. Status Conference set for 12/20/2019 at 09:30 AM in Oakland, Courtroom 6, 2nd Floor before Judge Jon S. Tigar. (FTR: 11:26–11:32.) (jlmS, COURT STAFF) (Filed on 10/29/2019) (Entered: 10/30/2019)
10/29/2019	<u>16</u>	Stipulated ORDER Excluding Time Under the Speedy Trial Act as to FGL Moon Marshal Limited, Unix Line Pte, Ltd., Gilbert Fajardo Dela Cruz. Signed by Magistrate Judge Donna M. Ryu on 10/29/19. (jlmS, COURT STAFF) (Filed on 10/29/2019) (Entered: 10/30/2019)
12/13/2019	<u>17</u>	CASE MANAGEMENT STATEMENT by Gilbert Fajardo Dela Cruz as to FGL Moon Marshal Limited, Unix Line Pte, Ltd., Gilbert Fajardo Dela Cruz (Getz, Brian) (Filed on 12/13/2019) Modified on 12/16/2019 (jlmS, COURT STAFF). (Entered: 12/13/2019)
12/20/2019	<u>21</u>	Minute Entry for proceedings held before Judge Jon S. Tigar: Status Conference as to FGL Moon Marshal Limited, Unix Line Pte, Ltd., Gilbert Fajardo Dela Cruz held on 12/20/2019. Status Conference set for 1/31/2020 09:30 AM in Oakland, Courtroom 6, 2nd Floor before Judge Jon S. Tigar. Jury Trial set for 3/16/2020 – 4/2/2020 08:00 AM in Oakland, Courtroom 6, 2nd Floor before Judge Jon S. Tigar. FTR Time 9:55 – 10:05. (mllS, COURT STAFF) (Filed on 12/20/2019) (Entered: 12/20/2019)
12/30/2019	<u>22</u>	STIPULATION WITH PROPOSED ORDER to Exclude Time From December 20, 2019 to January 31, 2020 as to FGL Moon Marshal Limited, Unix Line Pte, Ltd., Gilbert Fajardo Dela Cruz, filed by USA, FGL Moon Marshall LTD. and Unix Line PTE, LTD, Gilbert Fajardo Dela Cruz. (Briggs, Andrew) (Filed on 12/30/2019) Modified on 1/2/2020 (cpS, COURT STAFF). Modified on 1/3/2020 (jlmS, COURT STAFF). Modified on 1/3/2020 (jlmS, COURT STAFF). (Entered: 12/30/2019)
01/10/2020	<u>23</u>	Order by Judge Jon S. Tigar granting <u>22</u> Stipulation to Exclude Time as to FGL Moon Marshal Limited (1), Unix Line Pte, Ltd., (2), Gilbert Fajardo Dela Cruz (3).(mllS, COURT STAFF) (Filed on 1/10/2020) (Entered: 01/10/2020)
01/23/2020	<u>24</u>	Status Conference Statement by Gilbert Fajardo Dela Cruz as to FGL Moon Marshal Limited, Unix Line Pte, Ltd.,, Gilbert Fajardo Dela Cruz (Getz, Brian) (Filed on 1/23/2020) Modified on 1/24/2020 (jlm, COURT STAFF). (Entered: 01/23/2020)
01/31/2020	<u>25</u>	Minute Entry for proceedings held before Judge Jon S. Tigar: Status Conference as to FGL Moon Marshal Limited, Unix Line Pte, Ltd.,, Gilbert Fajardo Dela Cruz held on 1/31/2020. Motions due by 2/17/2020. Responses due by 2/21/2020. Replies due by 2/27/2020. Change of Plea Hearing set for 2/14/2020 09:30 AM in Oakland, Courtroom 6, 2nd Floor before Judge Jon S. Tigar. Pretrial Conference set for 3/5/2020 09:30 AM in Oakland, Courtroom 6, 2nd Floor before Judge Jon S. Tigar. Court Reporter: Raynee Mercado. (mllS, COURT STAFF) (Filed on 1/31/2020) (Entered: 01/31/2020)
01/31/2020	<u>26</u>	STIPULATION WITH PROPOSED ORDER to Exclude Time from January 31, 2020 to February 14, 2020 as to FGL Moon Marshal Limited, Unix Line Pte, Ltd., filed by USA, Unix Line Pte, Ltd., FGL Moon Marshal Limited. (Briggs, Andrew) (Filed on 1/31/2020) Modified on 2/3/2020 (jlmS, COURT STAFF). (Entered: 01/31/2020)
01/31/2020	<u>27</u>	STIPULATION WITH PROPOSED ORDER to Exclude Time from January 31, 2020 to March 5, 2020 as to Gilbert Fajardo Dela Cruz, filed by USA, Gilbert Fajardo Dela Cruz. (Briggs, Andrew) (Filed on 1/31/2020) Modified on 2/3/2020 (jlmS, COURT STAFF). (Entered: 01/31/2020)
02/03/2020	<u>28</u>	Order by Judge Jon S. Tigar granting <u>27</u> Stipulation as to Gilbert Fajardo Dela Cruz to Exclude Time to MARCH 5, 2020 (3).(mllS, COURT STAFF) (Filed on 2/3/2020) (Entered: 02/03/2020)
02/04/2020	<u>29</u>	Order by Judge Jon S. Tigar granting <u>26</u> Motion to Exclude Time from January 31, 2020 to February 14, 2020 as to FGL Moon Marshal Limited, Unix Line Pte, Ltd(mllS, COURT STAFF) (Filed on 2/4/2020) (Entered: 02/04/2020)

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02/11/2020	<u>30</u>	Proposed Voir Dire by Gilbert Fajardo Dela Cruz as to FGL Moon Marshal Limited, Unix Line Pte, Ltd.,, Gilbert Fajardo Dela Cruz (Getz, Brian) (Filed on 2/11/2020) (Entered: 02/11/2020)
02/12/2020	<u>31</u>	Proposed Jury Instructions by Gilbert Fajardo Dela Cruz as to FGL Moon Marshal Limited, Unix Line Pte, Ltd.,, Gilbert Fajardo Dela Cruz (Getz, Brian) (Filed on 2/12/2020) (Entered: 02/12/2020)
02/13/2020	<u>32</u>	Ex Parte MOTION and Proposed Order Permitting Disclosure of Grand Jury Testimony and Material, by USA as to FGL Moon Marshal Limited, Unix Line Pte, Ltd.,, Gilbert Fajardo Dela Cruz. (Lloyd–Lovett, Katherine) (Filed on 2/13/2020) Modified on 2/14/2020 (jlmS, COURT STAFF). (Entered: 02/13/2020)
02/13/2020	<u>33</u>	Order by Judge Jon S. Tigar granting <u>32</u> Motion Permitting Disclosure of Grand Jury Testimony and Material as to FGL Moon Marshal Limited (1), Unix Line Pte, Ltd., (2), Gilbert Fajardo Dela Cruz (3).(mllS, COURT STAFF) (Filed on 2/13/2020) (Entered: 02/13/2020)
02/14/2020	<u>34</u>	Minute Entry for proceedings held before Judge Jon S. Tigar: Change of Plea Hearing as to FGL Moon Marshal Limited, Unix Line Pte, Ltd.,, Gilbert Fajardo Dela Cruz held on 2/14/2020. Change of Plea Hearing set for 2/26/2020 09:30 AM in Oakland, Courtroom 6, 2nd Floor before Judge Jon S. Tigar. Court Reporter: Raynee Mercado. (mllS, COURT STAFF) (Filed on 2/14/2020) (Entered: 02/14/2020)
02/14/2020	<u>35</u>	NOTICE re Introduction of Business Records Pursuant to Self–Authentication Provisions of Federal Rule of Evidence 902(11), by USA as to FGL Moon Marshal Limited, Unix Line Pte, Ltd., Gilbert Fajardo Dela Cruz (Lloyd–Lovett, Katherine) (Filed on 2/14/2020) Modified on 2/18/2020 (jlmS, COURT STAFF). (Entered: 02/14/2020)
02/17/2020	<u>36</u>	MOTION in Limine (<i>United States' Consolidated Motions in Limine</i>) by USA as to FGL Moon Marshal Limited, Unix Line Pte, Ltd.,, Gilbert Fajardo Dela Cruz. Motion Hearing set for 3/5/2020 09:30 AM in Oakland, Courtroom 6, 2nd Floor before Judge Jon S. Tigar. (Attachments: # 1 Exhibit A (Deposition of Sonny Macasaet), # 2 Exhibit B (Deposition of Melvin Santander), # 3 Proposed Order re Motion in Limine #1)(Lloyd–Lovett, Katherine) (Filed on 2/17/2020) (Entered: 02/17/2020)
02/18/2020	<u>37</u>	STIPULATION WITH PROPOSED ORDER to Exclude Time From February 14, 2020 to February 26, 2020 as to FGL Moon Marshal Limited, Unix Line Pte, Ltd., filed by USA, Unix Line Pte, Ltd., FGL Moon Marshal Limited. (Briggs, Andrew) (Filed on 2/18/2020) Modified on 2/19/2020 (jlmS, COURT STAFF). (Entered: 02/18/2020)
02/19/2020	<u>38</u>	Order by Judge Jon S. Tigar granting <u>37</u> Stipulation as to FGL Moon Marshal Limited (1), Unix Line Pte, Ltd., (2) To Exclude Time From February 14, 2020 To February 26, 2020.(mllS, COURT STAFF) (Filed on 2/19/2020) (Entered: 02/19/2020)
02/19/2020	<u>39</u>	SUPERSEDING INFORMATION as to Unix Line Pte, Ltd., (2) count(s) 1s. (jlmS, COURT STAFF) (Filed on 2/19/2020) (Entered: 02/19/2020)
02/20/2020		Set/Reset Hearing as to Defendant Unix Line Pte, Ltd., re <u>39</u> Information – Felony. Arraignment on Superseding Information set for 2/21/2020 10:30 AM in Oakland, Courtroom 4, 3rd Floor before Magistrate Judge Kandis A. Westmore. (dtmS, COURT STAFF) (Filed on 2/20/2020) (Entered: 02/20/2020)
02/21/2020	<u>40</u>	Minute Entry for proceedings held before Magistrate Judge Kandis A. Westmore: Arraignment as to Unix Line Pte, Ltd., (2) on Count(s): 1s held on 2/21/2020. Plea entered by Unix Line Pte, Ltd., Not Guilty on counts 1s. Change of Plea Hearing (already) set for 2/26/2020 at 09:30 AM in Oakland, Courtroom 6, 2nd Floor before Judge Jon S. Tigar. (FTR: 11:06–11:11.) (jlmS, COURT STAFF) (Filed on 2/21/2020) (Entered: 02/21/2020)
02/21/2020	<u>41</u>	WAIVER OF INDICTMENT by Unix Line Pte, Ltd., (jlmS, COURT STAFF) (Filed on 2/21/2020) (Entered: 02/21/2020)
02/21/2020	42	Memorandum in Opposition by Gilbert Fajardo Dela Cruz as to FGL Moon Marshal Limited, Unix Line Pte, Ltd.,, Gilbert Fajardo Dela Cruz re 36 MOTION in Limine (United States' Consolidated Motions in Limine) (Getz, Brian) (Filed on 2/21/2020) (Entered: 02/21/2020)

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03/06/2020	<u>58</u>	TRANSCRIPT ORDER for Future Trial with Daily Transcripts (Briggs, Andrew) (Filed on 3/6/2020) (Entered: 03/06/2020)
03/06/2020	<u>59</u>	Proposed Order re 36 MOTION in Limine (<i>United States' Consolidated Motions in Limine</i>) by USA as to Gilbert Fajardo Dela Cruz (Lloyd–Lovett, Katherine) (Filed on 3/6/2020) (Entered: 03/06/2020)
03/09/2020	60	ORDER as to Gilbert Fajardo Dela Cruz The Court has received the government's proposed order regarding the government's motions in limine. ECF No. 59. The document does not indicate whether Defendant approves the order as to form. Defendant may file any objection by March 11, 2020. If no objections are filed, the Court will enter the order. Signed by Judge Jon S. Tigar on March 9, 2020. (jstlc1S, COURT STAFF) (Filed on 3/9/2020) (Entered: 03/09/2020)
03/09/2020	61	CLERK'S NOTICE as to Gilbert Fajardo Dela Cruz. Telephone Conference set for 3/9/2020 02:00 PM in Oakland, Courtroom 6, 2nd Floor before Judge Jon S. Tigar. Parties are directed to phone into the Courts Conference line. The dial in number is 1–877–336–1831; Access code 6116340. The conference will be reported. (<i>This is a text–only entry generated by the court. There is no document associated with this entry.</i>) (mllS, COURT STAFF) (Filed on 3/9/2020) (Entered: 03/09/2020)
03/09/2020	<u>62</u>	Minute Entry for proceedings held before Judge Jon S. Tigar: Telephone Conference as to Gilbert Fajardo Dela Cruz held on 3/9/2020. Terminate Deadlines and Hearings as to Gilbert Fajardo Dela Cruz: 61 Clerk's Notice. Court Reporter: Diane Skillman. (mllS, COURT STAFF) (Filed on 3/9/2020) (Entered: 03/09/2020)
03/11/2020	<u>63</u>	STIPULATION WITH PROPOSED ORDER TO SET NEW TRIAL DATE as to Gilbert Fajardo Dela Cruz, filed by USA, Gilbert Fajardo Dela Cruz. (Briggs, Andrew) (Filed on 3/11/2020) Modified on 3/12/2020 (jlmS, COURT STAFF). (Entered: 03/11/2020)
03/12/2020	<u>64</u>	Order by Judge Jon S. Tigar granting <u>63</u> Stipulation to Set New Trial Date as to Gilbert Fajardo Dela Cruz (3).(mllS, COURT STAFF) (Filed on 3/12/2020) (Entered: 03/12/2020)
03/12/2020		Set/Reset Hearing as to Defendant Gilbert Fajardo Dela Cruz re <u>64</u> Order on Stipulation Jury Trial set for 6/8/2020 – 6/18/2020 8:00 AM in Oakland, Courtroom 6, 2nd Floor before Judge Jon S. Tigar. (mllS, COURT STAFF) (Filed on 3/12/2020) (Entered: 03/12/2020)
03/13/2020	<u>65</u>	SENTENCING MEMORANDUM by USA as to Unix Line Pte, Ltd., (Lloyd–Lovett, Katherine) (Filed on 3/13/2020) (Entered: 03/13/2020)
03/18/2020	<u>66</u>	MOTION for Statutory Award Payment Pursuant to 33 USC Section 1908(a) and [Proposed] Order by USA as to Unix Line Pte, Ltd.,. (Lloyd–Lovett, Katherine) (Filed on 3/18/2020) (Entered: 03/18/2020)
03/20/2020	<u>67</u>	Minute Entry for proceedings held before Judge Jon S. Tigar: Sentencing held on 3/20/2020 for FGL Moon Marshal Limited (1) as to Count(s): 1, 2 and 3 are Dismissed on government's motion; and Unix Line Pte, Ltd., (2) as to Count(s) 1, 2 and 3 Dismissed on government's motion; as to Count(s): 1s, Unix Line Pte, Ltd., is Sentenced to 4 years probation; \$400.00 special assessment; \$1,650,000.00 fine. Government's 66 Motion for Statutory Award Payment Pursuant to 33 USC Section 1908(a) is GRANTED. A written order will issue. (Court Reporter: Pam Hebel.) (jlmS, COURT STAFF) (Filed on 3/20/2020) (Entered: 03/20/2020)
03/20/2020	<u>68</u>	ORDER as to Unix Line Pte, Ltd., re <u>66</u> MOTION for Statutory Award Payment Pursuant to 33 USC Section 1908(a) filed by USA. Signed by Judge Jon S. Tigar on March 20, 2020. (mllS, COURT STAFF) (Filed on 3/20/2020) (Entered: 03/20/2020)
03/30/2020	<u>69</u>	ORDER RE GOVERNMENTS MOTIONS IN LIMINE. Signed by Judge Jon S. Tigar on March 30, 2020. (mllS, COURT STAFF) (Entered: 03/30/2020)
03/31/2020	<u>70</u>	JUDGMENT in a Criminal Case as to Unix Line Pte, Ltd. Signed by Judge Jon S. Tigar on March 31, 2020. (mllS, COURT STAFF) (Filed on 3/31/2020) (Entered: 03/31/2020)
04/22/2020	71	PAYMENT RECORD CARD : Payment of Special Assessment in the amount of \$400.00 paid in full on 04/02/2020 on behalf of Unix Line Pte, Ltd., (palsS, COURT STAFF) (Filed on 4/22/2020) Modified on 4/23/2020 (jlmS, COURT STAFF).
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		(This is a text only docket entry, there is no document associated with this notice.)
		(Entered: 04/22/2020)
04/23/2020	72	PAYMENT RECORD CARD: Payment of Fine in the amount of \$1,650,000.00 paid in full on 04/02/2020 on behalf of Unix Line Pte, Ltd., (palsS, COURT STAFF) (Filed on 4/23/2020) Modified on 4/24/2020 (jlmS, COURT STAFF).
		(This is a text-only entry generated by the court. There is no document associated with this entry.)
		(Entered: 04/23/2020)
05/11/2020	<u>73</u>	ORDER as to Gilbert Fajardo Dela Cruz. Status Conference set for 5/15/2020 01:30 PM before Judge Jon S. Tigar. Signed by Judge Jon S. Tigar on May 11, 2020. (mllS, COURT STAFF) (Filed on 5/11/2020) (Entered: 05/11/2020)
05/14/2020	74	CLERKS NOTICE SETTING ZOOM HEARING.
		For Zoom connection, see: https://apps.cand.uscourts.gov/telhrg/
		This proceeding will be a Zoom video conferencing webinar.
		Case participants may also receive an email invitation from the court with different information which should be followed.
		Important: Any recording of a court proceeding held by video or teleconference, including screen—shots or other visual copying of a hearing, is absolutely prohibited. Violation of these prohibitions may result in sanctions, including removal of court—issued media credentials, restricted entry to future hearings, denial of entry to future hearings, or any other sanctions deemed necessary by the court.
		Members of the public and press please click the link or use the information below to join the webinar:
		https://us02web.zoom.us/j/84907724839?pwd=b1NYalRTVTRuRWg4SloyZ0dMSFRIQT09
		Meeting ID: 849 0772 4839 Password: 256658
		Dial by your location +1 929 205 6099 US (New York) +1 253 215 8782 US +1 301 715 8592 US +1 312 626 6799 US (Chicago) +1 346 248 7799 US (Houston) +1 669 900 6833 US (San Jose) Find your local number: https://zoom.us/u/ac4JkPfcjo
		For important information and guidance on technical preparation, please see https://www.cand.uscourts.gov/zoom/ .
		(This is a text—only entry generated by the court. There is no document associated with this entry.) (mllS, COURT STAFF) (Filed on 5/14/2020) (Entered: 05/14/2020)
05/14/2020	<u>75</u>	JOINT MOTION AND PROPOSED ORDER TO CONTINUE TRIAL DATE AND PARTIES STIPULATION TO VACATE TRIAL DATE as to Gilbert Fajardo Dela Cruz, filed by USA, Gilbert Fajardo Dela Cruz (Attachments: # 1 Proposed Order)(Getz, Brian) (Filed on 5/14/2020) Modified on 5/15/2020 (jlmS, COURT STAFF). (Entered: 05/14/2020)
05/14/2020	<u>76</u>	Order by Judge Jon S. Tigar granting <u>75</u> Stipulation as to Gilbert Fajardo Dela Cruz (3).(mllS, COURT STAFF) (Filed on 5/14/2020) (Entered: 05/14/2020)
05/14/2020		Set/Reset Deadlines/Hearings as to Defendant Gilbert Fajardo Dela Cruz re <u>76</u> Order on Stipulation Status Conference set for 9/11/2020 09:30 AM in Oakland, Courtroom 6, 2nd

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		Floor before Judge Jon S. Tigar. (mllS, COURT STAFF) (Filed on 5/14/2020) (Entered: 05/14/2020)
07/17/2020	<u>77</u>	STIPULATION AND REQUEST TO SET TRIAL DATE as to FGL Moon Marshal Limited, Unix Line Pte, Ltd., Gilbert Fajardo Dela Cruz, filed by USA, Gilbert Fajardo Dela Cruz. (Getz, Brian) (Filed on 7/17/2020) Modified on 7/20/2020 (jlmS, COURT STAFF). (Entered: 07/17/2020)
07/17/2020	78	ORDER DENYING STIPULATED REQUEST AT ECF NO. 77 as to Gilbert Fajardo Dela Cruz. The Court will discuss the setting of a trial date at the September 11, 2020 status conference. Signed by Judge Jon S. Tigar on July 17, 2020. (jstlc1S, COURT STAFF) (Filed on 7/17/2020) (Entered: 07/17/2020)
08/24/2020	<u>79</u>	MOTION for Ex Parte Application For Pretrial Services Interview by Gilbert Fajardo Dela Cruz as to FGL Moon Marshal Limited, Unix Line Pte, Ltd.,, Gilbert Fajardo Dela Cruz. Motion Hearing set for 9/11/2020 09:30 AM in Oakland, Courtroom 6, 2nd Floor before Judge Jon S. Tigar. (Attachments: # 1 Proposed Order)(Getz, Brian) (Filed on 8/24/2020) (Entered: 08/24/2020)
08/24/2020	<u>80</u>	STATUS REPORT <i>And Humanitarian Request for Travel Order</i> by Gilbert Fajardo Dela Cruz as to FGL Moon Marshal Limited, Unix Line Pte, Ltd.,, Gilbert Fajardo Dela Cruz (Getz, Brian) (Filed on 8/24/2020) (Entered: 08/24/2020)
08/25/2020	<u>81</u>	Order by Judge Jon S. Tigar granting <u>79</u> Motion for Ex Parte Application For Pretrial Services Interview as to Gilbert Fajardo Dela Cruz (3).(mllS, COURT STAFF) (Filed on 8/25/2020) (Entered: 08/25/2020)
08/31/2020	<u>82</u>	Memorandum in Opposition by USA as to Gilbert Fajardo Dela Cruz re <u>80</u> Status Report (<i>United States' Opposition to Defendant's Travel Request</i>) (Attachments: # <u>1</u> Declaration of Katherine M. Lloyd–Lovett)(Lloyd–Lovett, Katherine) (Filed on 8/31/2020) (Entered: 08/31/2020)
09/03/2020	83	CLERKS NOTICE SETTING ZOOM HEARING. Status Conference set for 9/11/2020 09:30 AM before Judge Jon S. Tigar. This proceeding will be held via a Zoom webinar.
		Webinar Access: All counsel, members of the public, and media may access the webinar information at https://www.cand.uscourts.gov/jst
		General Order 58. Persons granted access to court proceedings held by telephone or videoconference are reminded that photographing, recording, and rebroadcasting of court proceedings, including screenshots or other visual copying of a hearing, is absolutely prohibited.
		Zoom Guidance and Setup: https://www.cand.uscourts.gov/zoom/.
		Status Conference set for 9/11/2020 09:30 AM before Judge Jon S. Tigar. (<i>This is a text-only entry generated by the court. There is no document associated with this entry.</i>) (mllS, COURT STAFF) (Filed on 9/3/2020) (Entered: 09/03/2020)
09/04/2020	<u>84</u>	REPLY TO RESPONSE to Motion by Gilbert Fajardo Dela Cruz re 82 Memorandum in Opposition to Defendant's Request for Travel Order (Getz, Brian) (Filed on 9/4/2020) Modified on 9/8/2020 (jlmS, COURT STAFF). (Entered: 09/04/2020)
09/08/2020	<u>85</u>	Supplement to Memorandum in Opposition re Request for Travel Order, filed by USA as to Gilbert Fajardo Dela Cruz re <u>80</u> Status Report (Lloyd–Lovett, Katherine) (Filed on 9/8/2020) Modified on 9/9/2020 (jlmS, COURT STAFF). (Entered: 09/08/2020)
09/10/2020	<u>86</u>	NOTICE OF ATTORNEY APPEARANCE Kenneth Eric Nelson appearing for USA. (Nelson, Kenneth) (Filed on 9/10/2020) (Entered: 09/10/2020)
09/11/2020	<u>87</u>	STIPULATION TO EXCLUDE TIME FROM SEPTEMBER 11, 2020, THROUGH NOVEMBER 30, 2020 WITH PROPOSED ORDER as to Gilbert Fajardo Dela Cruz filed by USA, Gilbert Fajardo Dela Cruz. (Lloyd–Lovett, Katherine) (Filed on 9/11/2020) Modified on 9/15/2020 (jlmS, COURT STAFF). (Entered: 09/11/2020)
09/11/2020	88	Minute Entry for proceedings held before Judge Jon S. Tigar: Status Conference as to Gilbert Fajardo Dela Cruz held on 9/11/2020. Pretrial Conference set for 11/6/2020 01:30 PM in Oakland, Courtroom 6, 2nd Floor before Judge Jon S. Tigar. Jury Trial set for

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		11/30/2020 – 12/15/2020 08:00 AM in Oakland, Courtroom 6, 2nd Floor before Judge Jon S. Tigar. Court Reporter: Raynee Mercado. (mllS, COURT STAFF) (Filed on 9/11/2020) (Entered: 09/11/2020)
09/14/2020	<u>89</u>	Order Excluding Time Through November 30, 2020 by Judge Jon S. Tigar granting <u>87</u> Stipulation as to Gilbert Fajardo Dela Cruz (3).(mllS, COURT STAFF) (Filed on 9/14/2020) (Entered: 09/14/2020)
09/15/2020	<u>90</u>	NOTICE of Substitution of Attorney as to Gilbert Fajardo Dela Cruz (Stern, Noah) (Filed on 9/15/2020) (Entered: 09/15/2020)
09/17/2020	<u>91</u>	DEPOSITION STIPULATION as to Gilbert Fajardo Dela Cruz filed by USA, Gilbert Fajardo Dela Cruz. (Lloyd–Lovett, Katherine) (Filed on 9/17/2020) Modified on 9/18/2020 (jlmS, COURT STAFF). (Entered: 09/17/2020)
10/06/2020	<u>92</u>	TRANSCRIPT ORDER for proceedings held on March 5, 2020 before Judge Jon S. Tigar by USA for Court Reporter Diane Skillman (Stern, Noah) (Filed on 10/6/2020) (Entered: 10/06/2020)
10/19/2020	<u>93</u>	ORDER DENYING DEFENDANT'S MOTION FOR MODIFICATION OF CONDITIONS OF PRETRIAL RELEASE as to Gilbert Fajardo Dela Cruz re <u>80</u> Status Report filed by Gilbert Fajardo Dela Cruz. Signed by Judge Jon S. Tigar on October 19, 2020. (mllS, COURT STAFF) (Filed on 10/19/2020) (Entered: 10/19/2020)
10/19/2020	<u>94</u>	Transcript of Proceedings as to Gilbert Fajardo Dela Cruz held on March 5, 2020, before Judge Jon S. Tigar. Court Reporter Diane E. Skillman, telephone number 925–899–2912, Diane_Skillman@cand.uscourts.gov. Per General Order No. 59 and Judicial Conference policy, this transcript may be viewed only at the Clerk's Office public terminal or may be purchased through the Court Reporter until the deadline for the Release of Transcript Restriction. After that date it may be obtained through PACER. Any Notice of Intent to Request Redaction, if required, is due no later than 5 business days from date of this filing. Release of Transcript Restriction set for 1/19/2021. (Related documents(s) 92) (Skillman, Diane) (Filed on 10/19/2020) (Entered: 10/19/2020)
10/26/2020	<u>95</u>	ORDER RE: CONDUCTING A TRIAL; COURTS INTENDED JUROR QUESTIONNAIRE as to Gilbert Fajardo Dela Cruz re <u>46</u> Proposed Voir Dire filed by Gilbert Fajardo Dela Cruz, USA. Witness List due by 10/30/2020. Signed by Judge Jon S. Tigar on October 26, 2020. (mllS, COURT STAFF) (Filed on 10/26/2020) (Entered: 10/26/2020)
10/28/2020	96	CLERKS NOTICE SETTING ZOOM HEARING. Pretrial Conference set for 11/6/2020 01:30 PM in Videoconference Only before Judge Jon S. Tigar. This proceeding will be held via a Zoom webinar.
		Webinar Access: All counsel, members of the public, and media may access the webinar information at https://www.cand.uscourts.gov/jst
		General Order 58. Persons granted access to court proceedings held by telephone or vi deoconference are reminded that photographing, recording, and rebroadcasting of court proceedings, including screenshots or other visual copying of a hearing, is absolutely prohibited.
		Zoom Guidance and Setup: https://www.cand.uscourts.gov/zoom/.
		Pretrial Conference set for 11/6/2020 01:30 PM in Videoconference Only before Judge Jon S. Tigar. (<i>This is a text–only entry generated by the court. There is no do cument associated with this entry.</i>) (mllS, COURT STAFF) (Filed on 10/28/2020) (Entered: 10/28/2020)
10/30/2020	<u>97</u>	SECOND AMENDED JOINT PRETRIAL CONFERENCE STATEMENT by USA as to Gilbert Fajardo Dela Cruz, filed by USA, Gilbert Fajardo Dela Cruz (Lloyd–Lovett, Katherine) (Filed on 10/30/2020) Modified on 11/2/2020 (jlmS, COURT STAFF). (Entered: 10/30/2020)
10/30/2020	<u>98</u>	SECOND AMENDED JOINT PROPOSED JURY INSTRUCTIONS by USA as to Gilbert Fajardo Dela Cruz, filed by USA, Gilbert Fajardo Dela Cruz (Lloyd–Lovett, Katherine) (Filed on 10/30/2020) Modified on 11/2/2020 (jlmS, COURT STAFF). (Entered: 10/30/2020)

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10/30/2020	<u>99</u>	SUPPLEMENTAL TRIAL STIPULATIONS as to Gilbert Fajardo Dela Cruz, filed by USA, Gilbert Fajardo Dela Cruz. (Lloyd–Lovett, Katherine) (Filed on 10/30/2020) Modified on 11/2/2020 (jlmS, COURT STAFF). (Entered: 10/30/2020)
10/30/2020	<u>100</u>	WITNESS LIST by USA as to Gilbert Fajardo Dela Cruz (Lloyd–Lovett, Katherine) (Filed on 10/30/2020) (Entered: 10/30/2020)
10/30/2020	<u>101</u>	Statement: Comments Regarding Draft Juror Questionnaire re <u>95</u> Order, by USA as to Gilbert Fajardo Dela Cruz (Lloyd–Lovett, Katherine) (Filed on 10/30/2020) Modified on 11/2/2020 (jlmS, COURT STAFF). (Entered: 10/30/2020)
10/30/2020	102	Response to Court Order Re: Conducting a Trial; Court's Intended Juror Questionnaire and Proposed Witness List re 95 Order, by Gilbert Fajardo Dela Cruz as to FGL Moon Marshal Limited, Unix Line Pte, Ltd.,, Gilbert Fajardo Dela Cruz (Getz, Brian) (Filed on 10/30/2020) Modified on 11/2/2020 (jlmS, COURT STAFF). (Entered: 10/30/2020)
11/03/2020	<u>103</u>	TRANSCRIPT ORDER for Future Trial with Daily Transcripts (Getz, Brian) (Filed on 11/3/2020) (Entered: 11/03/2020)
11/03/2020	<u>104</u>	TRANSCRIPT ORDER for Future Trial with Daily Transcripts (Lloyd–Lovett, Katherine) (Filed on 11/3/2020) (Entered: 11/03/2020)
11/06/2020	<u>105</u>	Minute Entry for proceedings held before Judge Jon S. Tigar: Pretrial Conference as to Gilbert Fajardo Dela Cruz held on 11/6/2020. Court Reporter: Lee–Anne Shortridge. (mllS, COURT STAFF) (Filed on 11/6/2020) (Entered: 11/06/2020)
11/13/2020	<u>106</u>	PROCEDURES FOR JURY SELECTION AND TRIAL as to Gilbert Fajardo Dela Cruz. Signed by Judge Jon S. Tigar on November 13, 2020. (mllS, COURT STAFF) (Filed on 11/13/2020) (Entered: 11/13/2020)
11/16/2020	107	CLERKS NOTICE SETTING ZOOM HEARING. Status Conference set for 11/20/2020 09:30 AM in Oakland, – Videoconference Only before Judge Jon S. Tigar. This proceeding will be held via a Zoom webinar.
		Webinar Access: All counsel, members of the public, and media may access the webinar information at https://www.cand.uscourts.gov/jst
		General Order 58. Persons granted access to court proceedings held by telep hone or videoconference are reminded that photographing, recording, and rebroadcasting of court proceedings, including screenshots or other visual copying of a hearing, is absolutely prohibited.
		Zoom Guidance and Setup: