

CLOSED

**U.S. District Court
DISTRICT OF ARIZONA (Phoenix Division)
CRIMINAL DOCKET FOR CASE #: 2:07-cr-01001-JAT All Defendants**

Case title: USA v. George

Date Filed: 09/11/2007

Date Terminated: 02/14/2008

Assigned to: Judge James A Teilborg

Defendant (1)**Robert B George***TERMINATED: 02/14/2008*represented by **Nicholas Simon Hentoff**

Hentoff Law Office

PO Box 790

Phoenix, AZ 85001

602-257-1776

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*ATTORNEY TO BE NOTICED**Designation: Retained***Pending Counts**

None

Disposition**Highest Offense Level (Opening)**

None

Terminated Counts18: 922(a)(1)(A) and 924(a)(1)(D) -
Dealing in Firearms Without a License
(1)**Disposition**

Acquittal

Highest Offense Level (Terminated)

Felony

Complaints

None

Disposition

Plaintiff**USA**represented by **Paul V Rood**

US Attorney's Office
 2 Renaissance Sq
 40 N Central Ave., Ste. 1200
 Phoenix, AZ 85004-4408
 602-514-7500
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

| Date Filed | # | Docket Text |
|-------------------|-----------|---|
| 09/11/2007 | <u>1</u> | INDICTMENT as to Robert B George (1) count(s) 1. Forfeiture Allegation. (SAT) (Entered: 09/12/2007) |
| 09/17/2007 | <u>3</u> | Summons Returned Executed on 9/17/07 as to Robert B George (SAT) (Entered: 09/20/2007) |
| 09/26/2007 | <u>4</u> | NOTICE OF ATTORNEY APPEARANCE: Nicholas Simon Hentoff appearing for Robert B George (Hentoff, Nicholas) (Entered: 09/26/2007) |
| 09/26/2007 | <u>5</u> | Minute Entry for proceedings held before Judge Edward C Voss : Initial Appearance as to Robert B George held on 9/26/2007. Detention Hearing submitted. Defendant ordered released w/conditions. Arraignment Hearing on Count 1 held. Motions due by 10/11/2007. Jury Trial set for 11/6/2007 09:00 AM in Courtroom 503, 401 West Washington Street, Phoenix, AZ 85003 before Judge James A Teilborg. (Court Reporter COURTSMART). (SAT) (Entered: 09/28/2007) |
| 09/26/2007 | <u>6</u> | ORDER Setting Conditions of Release (O/R) as to Robert B George. Signed by Judge Edward C Voss on 9/26/07.(SAT) (Entered: 09/28/2007) |
| 09/28/2007 | <u>7</u> | ORDER as to dft Robert B George. Status Conference re: 11/6/07 trial (1st setting) set for 10/24/2007 at 04:00 PM before Judge James A Teilborg. Signed by Judge James A Teilborg on 9/28/07.(TLB) (Entered: 09/28/2007) |
| 10/24/2007 | <u>9</u> | Minute Entry - for proceedings held before Judge James A Teilborg : Status Conference as to dft Robert B George held on 10/24/2007. Trial set for 11/6/2007 at 9:00 a.m. is affirmed. ORDER Final Pretrial Conference set for 10/31/2007 10:00 AM before Judge James A Teilborg. Order setting final pretrial conference to follow. ORDER Show Cause Hearing (in-court hearing) set for 10/31/2007 10:00 AM before Judge James A Teilborg for counsel, Nicholas Hentoff, to show cause why he should not be sanctioned for failing to appear on 10/24/2007.(Court Reporter David German). (TLB,) (Entered: 10/25/2007) |
| 10/25/2007 | <u>10</u> | ORDER as to dft Robert B George. Final Pretrial Conference set for 10/31/2007 at 10:00 AM before Judge James A Teilborg. Signed by Judge James A Teilborg on 10/25/07.(TLB,) (Entered: 10/25/2007) |
| 10/30/2007 | <u>11</u> | MOTION to Continue <i>Trial and Extend Time to File Motions</i> by Robert B George. (Attachments: # <u>1</u> Text of Proposed Order)(Hentoff, Nicholas) |

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| | | (Entered: 10/30/2007) |
| 10/30/2007 | <u>12</u> | NOTICE OF EXPERT WITNESS by Robert B George (Hentoff, Nicholas) (Entered: 10/30/2007) |
| 10/31/2007 | <u>14</u> | Minute Entry for proceedings held before Judge James A Teilborg as to Robert B. George: This is the time set for Final Pretrial Conference and Order to Show Cause Hrg. IT IS ORDERED granting Dft's <u>11</u> Motion to Continue Trial and Extend Time for Filing Pre-Trial Motions. Trial set for 11/6/07 is continued to 1/8/2008 at 9:00 a.m. Pretrial motion deadline is extended to 12/7/07. Order to follow. Final Pretrial Conference set for today is vacated. Hrg will be reset for a future date and time at next status conference. Order to Show Cause Hrg is held. Mr. Hentoff addresses the Court re: his failure to appear for the status conference on 10/24/07. Court imposes a sanction of \$50.00 upon Nicholas Hentoff for reasons stated on the record. Fine is to be paid to the Clerk's Office. (Court Reporter David German). (SAT) (Entered: 11/01/2007) |
| 11/01/2007 | <u>13</u> | ORDER granting Defendant's <u>11</u> Motion to Continue Trial and Extend Time for Filing Pre-Trial Motions as to Robert B George (1). IT IS ORDERED continuing the trial from November 6, 2007 to January 8, 2008 at 9:00 a.m. in Phoenix, Arizona. IT IS FURTHER ORDERED extending the deadline for filing pretrial motions to December 7, 2007. Signed by Judge James A Teilborg on 10/31/07.(SAT) (Entered: 11/01/2007) |
| 11/29/2007 | <u>15</u> | ORDER as to dft Robert B George. Status Conference re: 1/8/08 trial (2nd setting) set for 12/19/2007 at 04:00 PM before Judge James A Teilborg. Signed by Judge James A Teilborg on 11/29/07.(TLB,) (Entered: 11/29/2007) |
| 12/04/2007 | <u>16</u> | ORDER as to Robert B George. Status Conference re: 1/8/08 trial reset from 12/19/2007 to 12/18/2007 at 04:00 PM before Judge James A Teilborg. Signed by Judge James A Teilborg on 12/4/07.(TLB,) (Entered: 12/04/2007) |
| 12/18/2007 | <u>17</u> | Minute Entry for proceedings held before Judge James A Teilborg: Status Hearing r: 1/8/08 trial date as to Robert B George held on 12/18/2007. Due to a conflict in the Court's calendar, IT IS ORDERED resetting jury trial from 1/8/08 to 2/6/08 at 9:00 AM in Courtroom 503, 401 West Washington Street, Phoenix, AZ 85003 before Judge James A Teilborg. Final Pretrial Conference set for 1/24/08 at 4:30 p.m. Order to follow. (Court Reporter David German). (JIR) (Entered: 12/19/2007) |
| 12/19/2007 | <u>18</u> | ORDER setting Final Pretrial Conference as to Robert B George. Final Pretrial Conference is set for 1/24/2008 at 4:30 PM before Judge James A Teilborg. IT IS ORDERED that the attorneys who will be responsible for the trial and defendant shall attend the Final Pretrial Conference. IT IS FURTHER ORDERED that the parties shall keep the Court informed of the possibility of settlement and should settlement be reached, the parties shall notify the Court. Signed by Judge James A Teilborg on 12/19/07. (see attached pdf for full details). (JIR) (Entered: 12/19/2007) |
| 01/04/2008 | <u>19</u> | NOTICE OF INTENT TO USE WRITTEN CERTIFICATION PURSUANT TO FED. R. EVID. 902(11) by USA as to Robert B George (Rood, Paul) (Entered: 01/04/2008) |
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| 01/24/2008 | <u>20</u> | Minute Entry for proceedings held before Judge James A Teilborg on 1/24/2008: Defense counsel and defendant having failed to appear, ORDER Pretrial Conference as to Robert B George reset from 1/24/2008 to 1/28/2008 at 02:30 PM before Judge James A Teilborg. ORDER setting Order to Show Cause Hearing on 1/28/2008 at 02:30 PM for defense counsel to show cause why sanctions should not be imposed. Defense counsel and the defendant must be present. (Court Reporter David German). (TLB,) (Entered: 01/24/2008) |
| 01/28/2008 | <u>21</u> | Minute Entry for proceedings held before Judge James A Teilborg: Show Cause Hearing and Final Pretrial Conference as to dft Robert B George held on 1/28/2008. Show Cause Hearing: Defense counsel, Nicholas Hentoff, sanctioned \$200.00 for failure to appear for 1/24/2008 hearing, monies to be paid to Clerk of the Court. Final Pretrial Conference: affirm trial set for 2/6/2008. Trial documents to be filed by 5:00 p.m., 1/30/08. Court denies Governments' request as set forth in <u>19</u> Government's request to use written certification pursuant to FRE 902(11). See attached minute entry.(Court Reporter Vicki Reger). (TLB) (Entered: 01/30/2008) |
| 01/30/2008 | <u>22</u> | First MOTION to Continue Trial by USA as to Robert B George. (Attachments: # <u>1</u> Text of Proposed Order)(Rood, Paul) (Entered: 01/30/2008) |
| 01/31/2008 | <u>23</u> | Proposed Voir Dire by Robert B George (Hentoff, Nicholas) (Entered: 01/31/2008) |
| 01/31/2008 | <u>24</u> | Joint MOTION to Extend Time to <i>File Joint Jury Instructions</i> by Robert B George. (Hentoff, Nicholas) (Entered: 01/31/2008) |
| 01/31/2008 | <u>25</u> | WITNESS LIST by Robert B George (Hentoff, Nicholas) (Entered: 01/31/2008) |
| 01/31/2008 | <u>26</u> | STIPULATION Joint Statement of the Case by Robert B George (Hentoff, Nicholas) (Entered: 01/31/2008) |
| 01/31/2008 | <u>27</u> | ORDER (TEXT-ONLY) - granting <u>24</u> Joint Motion to Extend Time to file Joint Jury Instructions as to Robert B George (1) from 1/30/2008 to 5:00 p.m., 1/31/2008. Entered by deputy clerk for Judge James A Teilborg on 1/31/08. This is a TEXT ENTRY ONLY. There is no PDF document associated with this entry. (TLB) (Entered: 01/31/2008) |
| 01/31/2008 | <u>28</u> | RESPONSE to Motion by Robert B George re <u>22</u> First MOTION to Continue Trial (Attachments: # <u>1</u> Exhibit Medical Letter)(Hentoff, Nicholas) (Entered: 01/31/2008) |
| 01/31/2008 | <u>29</u> | ORDER - granting <u>22</u> Motion to Continue Trial as to dft Robert B George (1) from 2/6/2008 to Tuesday, 2/12/2008 at 9:00 a.m. Signed by Judge James A Teilborg on 1/31/08.(TLB,) (Entered: 01/31/2008) |
| 01/31/2008 | <u>30</u> | Proposed Jury Instructions by USA as to Robert B George (Rood, Paul) (Entered: 01/31/2008) |
| 02/08/2008 | <u>31</u> | Second MOTION to Continue Trial by Robert B George. (Hentoff, Nicholas) (Entered: 02/08/2008) |
| 02/08/2008 | <u>32</u> | ORDER as to Robert B George (TEXT-ONLY) - Defendant having filed a |

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| | | Motion to Continue Trial (Doc. # 31) due to the unavailability of certain witnesses, IT IS ORDERED that on MONDAY, FEBRUARY 11, 2008 AT 9:00 AM in Courtroom 503, 401 West Washington Street, Phoenix, Arizona 85003, Defendant and Defendant's counsel shall appear before Judge James A. Teilborg prepared to document and discuss any communication with these witnesses prior to and since the Court's last trial setting, as well as the witnesses' current location and telephone numbers at which they may be reached. Counsel should anticipate that the Court may want to speak with these witnesses during the hearing. This is a text only entry. No.pdf document is attached. Entered by deputy clerk for Judge James A Teilborg on 2/8/08. (TLB) (Entered: 02/08/2008) |
| 02/11/2008 | <u>33</u> | Minute Entry for proceedings held before Judge James A Teilborg held on 2/11/2008 as to dft Robert B. George: Status Conference held. ORDER denying <u>31</u> Motion to Continue Trial. (Court Reporter David German). (TLB) (Entered: 02/11/2008) |
| 02/12/2008 | <u>34</u> | Minute Entry - for proceedings held before Judge James A Teilborg on 2/12/2008: Jury Trial - Day 1 as to dft Robert B. George (1) on the charge in the Indictment. Voir Dire examination of jurors. Opening statements. Government's case: Evidence and testimony presented. Recess until 8:30 a.m., 2/13/2008. (Court Reporter David German). (TLB,) (Entered: 02/12/2008) |
| 02/13/2008 | <u>35</u> | Minute Entry for proceedings held before Judge James A Teilborg: Jury Trial - Day 2 as to Robert B George held on 2/13/2008. Government's case. Testimony and evidence presented. Recess until 8:30 a.m., 2/14/08.(Court Reporter David German). (TLB,) (Entered: 02/13/2008) |
| 02/14/2008 | <u>36</u> | Minute Entry for proceedings held before Judge James A Teilborg: JURY TRIAL - DAY 3 - Jury Trial Completed as to Robert B George on 2/14/2008. IT IS ORDERED granting Dft's oral Motion for Judgment of Acquittal pursuant to Rule 29. Judgment of Discharge to issue. All conditions of release dft was subject to are now removed. (Court Reporter David German). (SAT) (Entered: 02/14/2008) |
| 02/14/2008 | <u>37</u> | Jury Note as to Robert B George (SAT) (Entered: 02/14/2008) |
| 02/14/2008 | <u>38</u> | EXHIBIT LIST by USA as to Robert B George (SAT) (Entered: 02/14/2008) |
| 02/14/2008 | <u>39</u> | EXHIBIT LIST by Robert B George (SAT) (Entered: 02/14/2008) |
| 02/14/2008 | <u>40</u> | WITNESS LIST by USA as to Robert B George (SAT) (Entered: 02/14/2008) |
| 02/14/2008 | <u>41</u> | WITNESS LIST by Robert B George (SAT) (Entered: 02/14/2008) |
| 02/14/2008 | <u>42</u> | JUDGMENT OF DISCHARGE (Rule 32(k), FRCRP) as to Robert B George. IT APPEARING that the dft is now entitled to be discharged for the reason the Court has granted the motion of the defendant for a judgment of acquittal pursuant to Dft's Rule 29 Motion for Judgment of Acquittal as to the one count Indictment. IT IS THEREFORE ADJUDGED that the dft is hereby discharged pursuant to Rule 32 (k), Federal Rules of Criminal Procedure. Signed by Judge James A Teilborg on 2/14/08.(SAT) (Entered: 02/14/2008) |
| 02/20/2008 | <u>43</u> | TRANSCRIPT DESIGNATION AND ORDER FORM by USA as to Robert B |

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| | | George (Hurley, Emory) (Entered: 02/20/2008) |
| 02/28/2008 | <u>44</u> | TRANSCRIPT of Proceedings as to Robert B George re: Final Pretrial Conference and Order to Show Cause Hearing held on 1/28/08 before Judge James A Teilborg. Court Reporter: Vicki Reger. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 3/20/2008. Redacted Transcript Deadline set for 3/31/2008. Release of Transcript Restriction set for 5/28/2008. (BAS,) (Entered: 02/28/2008) |
| 02/28/2008 | <u>45</u> | NOTICE OF FILING OF OFFICIAL TRANSCRIPT (BAS,) (Entered: 02/28/2008) |
| 02/28/2008 | <u>46</u> | TRANSCRIPT of Proceedings as to Robert B George re: Pretrial Conference held on 1/24/08 before Judge James A Teilborg. Court Reporter: David C German. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 3/20/2008. Redacted Transcript Deadline set for 3/31/2008. Release of Transcript Restriction set for 5/28/2008. (BAS,) (Entered: 03/03/2008) |
| 02/28/2008 | <u>48</u> | TRANSCRIPT of Proceedings as to Robert B George re: Status Conference held on 2/11/08 before Judge James A Teilborg. Court Reporter: David C German. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 3/20/2008. Redacted Transcript Deadline set for 3/31/2008. Release of Transcript Restriction set for 5/28/2008. (BAS,) (Entered: 03/03/2008) |
| 02/28/2008 | <u>50</u> | TRANSCRIPT of Proceedings as to Robert B George re: Jury Trial Day 1 held on 2/12/08 before Judge James A Teilborg. Court Reporter: David C German. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 3/20/2008. Redacted Transcript Deadline set for 3/31/2008. Release of Transcript Restriction set for 5/28/2008. (BAS,) (Entered: 03/03/2008) |
| 02/28/2008 | <u>52</u> | TRANSCRIPT of Proceedings as to Robert B George re: Jury Trial Day 2 held on 2/13/08 before Judge James A Teilborg. Court Reporter: David C German. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 3/20/2008. Redacted Transcript Deadline set for 3/31/2008. Release of Transcript Restriction set for 5/28/2008. (BAS,) (Entered: 03/03/2008) |
| 02/28/2008 | <u>54</u> | TRANSCRIPT of Proceedings as to Robert B George re: Jury Trial Day 3 held on 2/14/08 before Judge James A Teilborg. Court Reporter: David C German. |

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| | | Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 3/20/2008. Redacted Transcript Deadline set for 3/31/2008. Release of Transcript Restriction set for 5/28/2008. (BAS,) (Entered: 03/03/2008) |
| 03/03/2008 | <u>47</u> | NOTICE OF FILING OF OFFICIAL TRANSCRIPT (BAS,) (Entered: 03/03/2008) |
| 03/03/2008 | <u>49</u> | NOTICE OF FILING OF OFFICIAL TRANSCRIPT (BAS,) (Entered: 03/03/2008) |
| 03/03/2008 | <u>51</u> | NOTICE OF FILING OF OFFICIAL TRANSCRIPT (BAS,) (Entered: 03/03/2008) |
| 03/03/2008 | <u>53</u> | NOTICE OF FILING OF OFFICIAL TRANSCRIPT (BAS,) (Entered: 03/03/2008) |
| 03/03/2008 | <u>55</u> | NOTICE OF FILING OF OFFICIAL TRANSCRIPT (BAS,) (Entered: 03/03/2008) |

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