

**UNITED STATES DISTRICT COURT for the CENTRAL DISTRICT OF
CALIFORNIA (Western Division - Los Angeles)
CRIMINAL DOCKET FOR CASE #: 2:99-cr-01312-RMT All Defendants**

Case title: USA v. Hoffman

Date Filed: 12/15/1999

Date Terminated: 12/17/2001

Assigned to: Judge Robert M. Takasugi

Defendant (1)

Jay Hoffman

TERMINATED: 12/17/2001

represented by **Donald M Re**

Donald M Re Law Offices
624 South Grand Avenue, 22nd Floor
Los Angeles, CA 90017
213-623-4234

Email: donaldrmreplc@yahoo.com

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Designation: Retained

Mona C Soo Hoo

Mona C Soo Hoo Law Offices
One Wilshire Building
624 South Grand Avenue 22nd Floor
Los Angeles, CA 90017-3323
213-623-5255

Fax: 310-742-5100

Email: msoohoo@earthlink.net

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Designation: Retained

Richard G Sherman

Richard G Sherman Law Offices
11718 Barrington Ct
Los Angeles, CA 90049
310-440-5647

Email: rgsman@aol.com

TERMINATED: 02/12/2001

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

*Designation: Public Defender or
Community Defender Appointment*

Pending Counts

18:1343, 2 WIRE FRAUD; AIDING AND ABETTING AND CAUSING AN ACT TO BE DONE
(1)

18:1343, 2 WIRE FRAUD; AIDING AND ABETTING AND CAUSING AN ACT TO BE DONE
(6)

Highest Offense Level (Opening)

Felony

Terminated Counts

18:1343, 2 WIRE FRAUD; AIDING AND ABETTING AND CAUSING AN ACT TO BE DONE
(2-5)

18:1956(a)(1)(A)(i) and 2 PROMOTION OF CRIMINAL ACTIVITY; AIDING AND ABETTING AND CAUSING AN ACT TO BE DONE
(7-9)

18:1957,2 UNLAWFUL MONETARY TRANSACTION; AIDING AND ABETTING AND CAUSING AN ACT TO BE DONE
(10-12)

Highest Offense Level (Terminated)

Felony

Complaints

None

Disposition

S/A \$200. Restitution \$7,231. Fines wv. BOP 27 months on each of counts 1 and 6, to be served concurrently. Supv Rel for a term of three years. This term consists of 3 years on counts 1 and 6, all such terms to run concurrently, under the T /C of the USPO & GO 318. Dft shall comply w/ GO 01-05.

S/A \$200. Restitution \$7,231. Fines wv. BOP 27 months on each of counts 1 and 6, to be served concurrently. Supv Rel for a term of three years. This term consists of 3 years on counts 1 and 6, all such terms to run concurrently, under the T /C of the USPO & GO 318. Dft shall comply w/ GO 01-05.

Disposition

In the interest of justice the court dismisses all remaining counts.

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Disposition

Plaintiff

USA

represented by **Julie Werner-Simon**

AUSA - Office of US Attorney

Criminal Div - US Courthouse

312 North Spring Street 12th Floor

Los Angeles, CA 90012-4700

213-894-2434

Email: USACAC.Criminal@usdoj.gov

*LEAD ATTORNEY**ATTORNEY TO BE NOTICED*

Date Filed	#	Docket Text
12/14/1999		ASSIGNMENT FOR TRIAL filed by USA as to Jay Hoffman assigning AUSA Julie Werner-Simon for USA (sv) (Entered: 06/19/2000)
12/15/1999	1	INDICTMENT filed against Jay Hoffman (1) count(s) 1-6, 7-9, 10-12 filed by AUSA Julie Simon. Offense occurred in LA OUT. (es) (Entered: 01/07/2000)
12/15/1999	2	CASE SUMMARY filed by AUSA Julie Simon, attorney for USA, as to Jay Hoffman . Defendant's date of birth: 7/21/52. (es) (Entered: 01/07/2000)
12/15/1999		BENCH WARRANT issued for Jay Hoffman by Magistrate Judge Brian Q. Robbins Bail set in the amount of \$500,000 AB, with following (es) (Entered: 01/07/2000)
12/15/1999	3	MEMORANDUM filed by USA as to Jay Hoffman . This criminal action, being filed on 12/15/99, was pending in the U.S. Attorney's Office before 12/22/98, the date on which U.S. District Judge Nora M. Manella began receiving criminal matters. (es) (Entered: 01/07/2000)
12/15/1999	4	MEMORANDUM filed by USA as to Jay Hoffman seeking authority for an investigative action and being filed on 12/15/99, does not relate to, a mtr pending in the Narcotic Section of the US Atty's Ofc before April 20, 1999, the date on which Magistrate Judge Jeffrey W. Johnson resigned his appt in that ovc; or was personally involved or on which he was personally consulted while employed in the US Atty's Ofc. (es) (Entered: 01/07/2000)
12/15/1999	5	MEMORANDUM filed by USA as to Jay Hoffman . This criminal action, being filed on 12/15/99, was not pending in the U.S. Attorney's Office before 11/2/92, the date on which U.S. District Judge Lourdes G. Baird began receiving criminal matters. (es) (Entered: 01/07/2000)
12/23/1999	8	REPORT COMMENCING CRIMINAL ACTION as to Jay Hoffman arrested on 12/23/99 Defendant's date of birth: 7/21/52. (es) (Entered: 01/07/2000)
12/23/1999	9	MINUTES OF ARREST ON INDICTMENT HEARING held before Magistrate Judge Margaret A. Nagle as to Jay Hoffman : First appearance of Jay Hoffman entered. Retd Attorney Richard G Sherman present. Bail set in the amount of \$100,000 AB, with following conditions of release: Collateral Bond in amt of

		\$100,000, PSA supv, surrender passport, trvl restricted to CDC, avoid places of egress as to Jay Hoffman . Tape No.: 99-53 (es) (Entered: 01/07/2000)
12/23/1999	10	NOTICE DIRECTING Defendant To Appear for Arraignment filed as to Jay Hoffman. Post-Indictment arraignment set for 8:30am, 12/27/99 for Jay Hoffman. (es) (Entered: 01/07/2000)
12/23/1999	11	BOND AND CONDITIONS OF RELEASE filed as to Jay Hoffman , in the amount of: \$100,000 Collateral Bond. Conditions of Release PSA supv, trvl restricted to CDC, avoid places of egress Approved by Magistrate Judge Margaret A. Nagle. Original bond routed to: case file (es) (Entered: 01/07/2000)
12/27/1999	12	MINUTES OF POST-INDICTMENT ARRAIGNMENT HEARING held before Magistrate Judge Robert N. Block as to Jay Hoffman: Case reassigned to Judge Robert M. Takasugi , Jay Hoffman (1) count(s) 1-6, 7-9, 10-12 arraigned and states true name is as chrgd. Retd Attorney Richard Sherman present. Plea not guilty entered by, Jay Hoffman (1) count(s) 1-6, 7-9, 10-12 ; crt sets jury trial for 9:00am, 2/15/00 Motion hrg sched gvn. Tape No.: 2140 C/R: (es) (Entered: 01/10/2000)
12/27/1999	13	STATEMENT OF DEFENDANT'S CONSTITUTIONAL RIGHTS filed as to Jay Hoffman (es) (Entered: 01/10/2000)
12/27/1999	14	DESIGNATION AND APPEARANCE of Attorney for Jay Hoffman by Retd Atty Richard G. Sherman (es) (Entered: 01/10/2000)
01/04/2000	16	FINDINGS AND ORDER filed by Judge Robert M. Takasugi as to Jay Hoffman: Regarding Continuance of Trial Date; IT IS ORDER that the trial date is cont'd 5/16/00; status conference 7:30am, 4/10/00 (cc: all counsel) (es) (Entered: 01/10/2000)
01/04/2000	18	EXCLUDABLE DELAY FORM as to Jay Hoffman (es) (Entered: 01/10/2000)
01/13/2000	19	NOTICE OF EX PARTE APPLICATION FOR MODIFICATION OF BAIL CONDITIONS fld by Jay Hoffman. Lodged prop ord. (xemp) (Entered: 01/14/2000)
01/14/2000	20	MEMORANDUM filed by USA as to Jay Hoffman in opposition to ex parte applicaion for bail on shortened time; decl of FBI SA Daniel Parker; attachments (vc) (Entered: 01/20/2000)
01/18/2000	21	MINUTES OF DFT'S EX PARTE APPLICATION TO MODIFY BOND HEARING held before Judge Robert M. Takasugi as to Jay Hoffman : The court modifies the bond in that ddft shll notify w/in the Continental US. The dft shll notify both the govt and the PS officer three daya prior to trvl. C/R: Donna FitzSimons (vc) (Entered: 01/27/2000)
01/19/2000		PLACED IN FILE - NOT USED: Prop order re denial of modification of bail conditions and procedure to be followed for any future travel requests by USA as to Jay Hoffman (vc) (Entered: 01/21/2000)
03/10/2000	22	EX PARTE APPLICATION filed by Jay Hoffman as to Jay Hoffman for modification of bail conditions (vc) (Entered: 03/13/2000)
03/15/2000	23	

		MINUTES OF EX PARTE APPLICATION TO MODIFY BOND HEARING held before Judge Robert M. Takasugi as to Jay Hoffman : The court denies modification of bail. C/R: FitzSimons (vc) (Entered: 03/16/2000)
04/17/2000	24	ORDER directing the FBI to make available three boxes of documents received from an attorney with the understanding that the materials are only to be used in the instant criminal case and must be returned to the govt at the conclusion of the case filed by Judge Robert M. Takasugi as to Jay Hoffman : (cc: all counsel) (vc) (Entered: 04/19/2000)
04/17/2000	25	FINDINGS AND ORDER re Continuance of trial date from 5/16/00 to 6/20/00 and excludable time periods under speedy trial act filed by Judge Robert M. Takasugi as to Jay Hoffman : For the reasons set forth above, the trial is hereby cont'd from 5/16/00 to 6/20/00 at 9:30 a.m. for Jay Hoffman (cc: all counsel) (vc) (Entered: 04/20/2000)
04/18/2000	42	EXCLUDABLE DELAY FORM as to Jay Hoffman (vc) (Entered: 03/22/2001)
06/13/2000	26	FINDINGS AND ORDER re continuance of trial date from 6/20/00 to 8/17/00 and excludable time periods under Speedy trial act filed by Judge Robert M. Takasugi as to Jay Hoffman : For the purpose of computing the time which a trial must commence under Speedy Trial Act 18:3161, et seq., the time period from the filing of this proposed order thru 8/17/00, is deemed exclud purs to 18:3161 (h)(8)(A) and 3161 (h)(7) because it results from a continuance gr upon the finding that it serves the ends od justice. The Jury trial is hereby cont'd from 6/20/00 to 8/17/00 at 9:00 a.m. for Jay Hoffman (cc: all counsel) (vc) (Entered: 06/19/2000)
06/13/2000	27	EXCLUDABLE DELAY FORM as to Jay Hoffman (vc) (Entered: 06/19/2000)
08/10/2000	28	FINDINGS AND ORDER regarding continuance of trial date from 8/17/00 to 11/7/00 and excluable time periods under the speedy trial act filed by Judge Robert M. Takasugi as to Jay Hoffman : The trial is hereby cont from 8/17/00 to 11/7/00 at 9:00 a.m. for Jay Hoffman (cc: all counsel) (vc) (Entered: 08/18/2000)
08/10/2000	29	EXCLUDABLE DELAY FORM as to Jay Hoffman (vc) (Entered: 08/24/2000)
11/07/2000	30	FINDINGS AND ORDER regarding contiuanace of trial date from 11/7/00 to 1/23/01 and excludable time periods under the speedy trial act filed by Judge Robert M. Takasugi as to Jay Hoffman : The jury trial is hereby cont from 11/7/00 to 1/23/01 at 9:00 a.m. for Jay Hoffman (cc: all counsel) (vc) (Entered: 12/06/2000)
11/09/2000	52	Government's NOTICE OF IN CAMERA AND UNDER SEAL FILING by USA as to Jay Hoffman (es) (Entered: 11/13/2001)
12/05/2000	31	EXCLUDABLE DELAY FORM as to Jay Hoffman (vc) (Entered: 12/06/2000)
01/12/2001	32	ORDER regarding the continuance of trial filed by Judge Robert M. Takasugi as to Jay Hoffman : The trial of this case will not be cont'd from 1/23/01 at 9:30 a.m. (cc: all counsel) (vc) (Entered: 01/18/2001)
01/12/2001	33	

		MEMORANDUM filed by USA as to Jay Hoffman in opposition to ex parte application motion for continuance of trial [34-1] (roz) (Entered: 01/23/2001)
01/16/2001	34	EX PARTE APPLICATION filed by Jay Hoffman for continuance of trial (vc) (Entered: 01/19/2001)
01/18/2001	35	MINUTES OF CONFERENCE HEARING held before Judge Robert M. Takasugi as to Jay Hoffman : The Court call an emergency hrg to reconsider dft's ex parte application for a cont of trial. Dft is not present. Cnsl argue. Dft's request is denied. C/R: Elias (vc) (Entered: 01/22/2001)
01/22/2001	36	PROPOSED JURY INSTRUCTIONS filed by USA as to Jay Hoffman (annotated set). (vc) (Entered: 01/23/2001)
01/22/2001	37	PROPOSED JURY INSTRUCTIONS filed by USA as to Jay Hoffman (clean set). (vc) (Entered: 01/23/2001)
01/22/2001	38	MINUTES OF CHANGE OF PLEA HEARING held before Judge Robert M. Takasugi as to Jay Hoffman : Defendant moves to change plea to the indictment. plea of guilty entered by Jay Hoffman (1) count(s) 1, 6 , The Court questions the defendant regarding plea of guilty and finds it knowledgeable and voluntary and orders the plea accepted and entered. , The Court refers Jay Hoffman to the Probation Office for investigation and report. Sentence hearing set for 9:30a.m., on 4/30/01 for Jay Hoffman , C/R: FitzSimons (vc) (Entered: 01/25/2001)
01/22/2001	39	PLEA AGREEMENT filed by USA as to Jay Hoffman (vc) (Entered: 02/09/2001)
02/12/2001	40	SUBSTITUTION OF ATTORNEY filed as to Jay Hoffman . Attorney Mona C Soo Hoo substituting for attorney Richard G Sherman for Jay Hoffman. Approved by Judge Robert M. Takasugi . (vc) (Entered: 02/13/2001)
02/20/2001	41	STIPULATION AND ORDER continuing sentencing date filed by Judge Robert M. Takasugi as to Jay Hoffman : The sentence hearing currently set for 4/30/01 at 9:30 a.m. shll be cont'd to 9:30 a.m., on 6/25/01 for Jay Hoffman (vc) (Entered: 03/05/2001)
06/27/2001	43	EX PARTE APPLICATION AND ORDER filed by Judge Robert M. Takasugi as to Jay Hoffman. It is ord the Sentence hearing is cont to 9:30 am on 8/6/01. (dm) (Entered: 06/28/2001)
07/24/2001	44	BENCH WARRANT returned executed as to Jay Hoffman 12/23/99 (roz) (Entered: 07/25/2001)
07/31/2001	45	STIPULATION AND ORDER continuing sentencing date filed by Judge Robert M. Takasugi as to Jay Hoffman : The sentencing of defendant Jay Hoffman, currently set for 8/6/01 at 9:30 a.m., shll be contd to 9/24/01 at 9:30 a.m. for Jay Hoffman (vc) (Entered: 07/31/2001)
09/24/2001	46	STIPULATION AND ORDER continuing sentencing date filed by Judge Robert M. Takasugi as to Jay Hoffman. Sentence hearing currently set for 9/24/01 at 9:30 a.m., shll be continued to 10/29/01 at 9:30 a.m. for Jay Hoffman (vc) (Entered: 09/26/2001)
10/30/2001	47	

		NOTICE of defense need to continue sentencing from 10/29/01 to 11/13/01; Order filed by USA as to Jay Hoffman. It is hereby ord that the sentencing is cont until 11/19/01 at 1:30 p.m. the govt's response to PSR is to be filed on Thursday, 11/1/01 or Friday, 11/2/01. (vc) (Entered: 10/31/2001)
11/03/2001	55	NOTICE OF ASSOCIATION of Counsel for Jay Hoffman by Donald M Re (es) (Entered: 11/14/2001)
11/05/2001	48	NOTICE OF FILING UNDER SEAL Position of Parties With Respect to Sentencing Factors by USA as to Jay Hoffman (es) (Entered: 11/07/2001)
11/08/2001	50	Government's NOTICE OF IN CAMERA AND UNDER SEAL FILING by USA as to Jay Hoffman (es) (Entered: 11/09/2001)
11/13/2001	56	EX PARTE APPLICATION filed by Jay Hoffman to Continue Sentencing From November 19, 2001 to December 17, 2001 Lodged Order (es) (Entered: 11/14/2001)
11/13/2001	57	NOTICE OF UNDER SEAL Filing Re Sentencing Factors by Jay Hoffman (es) (Entered: 11/14/2001)
11/15/2001	59	MEMORANDUM filed by USA as to Jay Hoffman in opposition to ex parte application motion to Continue Sentencing From November 19, 2001 to December 17, 2001 [56-1] (roz) (Entered: 11/16/2001)
11/16/2001	60	PETITION for Action on Conditions of Pre-Trial Release as to Jay Hoffman. Praying that the Court will or Bench Warrant. Ordered by Judge Robert M. Takasugi. (es) (Entered: 11/19/2001)
11/19/2001		BENCH WARRANT issued for Jay Hoffman by Judge Robert M. Takasugi (es) (Entered: 11/19/2001)
11/19/2001	61	Defendant's RESPONSE filed by Jay Hoffman to Government's Motion For Detention Pursuant to 18:3143(a) (es) (Entered: 11/20/2001)
11/19/2001	62	MINUTES OF SENTENCING HEARING held before Judge Robert M. Takasugi as to Jay Hoffman: Dft seeks continuance to December and bond be reinstated. Government opposes unless dft is remanded. Government's motion for detention pending sentencing is denied. Sentence hearing cont to 9:30am on 12/17/01 Dft's assets maintained at Salomon Smith Barney shall remain frozen until the date of sentencing. Dft is restrained from transferring any personal assets including family trust, and hypothecating or releasing any assets or money, except in the ordinary course of subsistence. The court ord the bond reinstated. C/R: Donna FitzSimons (roz) (Entered: 11/21/2001)
11/19/2001		PLACED IN FILE - NOT USED: Court's Order with Respect to Dft's Request for Continuance until December 17, 2001 by USA as to Jay Hoffman (roz) (Entered: 11/21/2001)
11/19/2001	64	ORDER filed by Judge Robert M. Takasugi as to Jay Hoffman : GRANTING Ex Parte Application Motion to Continue Sentencing From November 19, 2001 to December 17, 2001 IT IS ORDERED that the sentence hearing is continued to 12/17/01 @ 9:30am (cc: all counsel) (es) (Entered: 11/27/2001)
11/21/2001	63	

		BENCH WARRANT returned executed as to Jay Hoffman 11/17/01 (es) (Entered: 11/23/2001)
12/06/2001	66	NOTICE OF FILING UNDER SEAL by Jay Hoffman (roz) (Entered: 12/10/2001)
12/07/2001	65	RECEIPT for Transcripts of proceedings held on: 11/19/01, C/R: Donna Fitzsimons. (wdc) (Entered: 12/10/2001)
12/07/2001		TRANSCRIPT filed for proceedings held on 11/19/01 as to Jay Hoffman . (wdc) (Entered: 12/10/2001)
12/12/2001	68	Government's Notice of Delayed Receipt of Defendant's Sentencing Position filed by USA as to Jay Hoffman (es) (Entered: 12/17/2001)
12/13/2001	69	NOTICE OF IN CAMERA AND UNDER SEAL FILING by USA as to Jay Hoffman (roz) (Entered: 12/17/2001)
12/13/2001	71	NOTICE RE: DOCUMENT WITHHELD FROM CASE FILE by USA as to Jay Hoffman (roz) (Entered: 12/17/2001)
12/17/2001	72	NOTICE OF FILING by USA as to Jay Hoffman Re: U/S (vc) (Entered: 12/18/2001)
12/17/2001	74	MINUTES OF SENTENCING held before Judge Robert M. Takasugi as to Jay Hoffman (1) count(s) 1, 6. S/A \$200. Restitution \$7,231. Fines wv. BOP 27 months on each of counts 1 and 6, to be served concurrently. Supv Rel for a term of three years. This term consists of 3 years on counts 1 and 6, all such terms to run concurrently, under the T/C of the USPO & GO 318. Dft shall comply w/ GO 01-05. Dismissing count(s) as to Jay Hoffman (1) count(s) 2-5, 7 -9 , 10 -12. In the interest of justice the court dismisses all remaining counts. Court advises Jay Hoffman of right to appeal. The bond shall be exonerated upon surrender. C/R: Donna FitSimons (roz) (Entered: 12/18/2001)
12/17/2001	<u>75</u>	JUDGMENT AND COMMITMENT issued to U.S. Marshal for Jay Hoffman Approved by Judge Robert M. Takasugi. Entered on: 12/18/01. (roz) (Entered: 12/18/2001)
12/17/2001	76	THE COURT'S SENTENCING FINDINGS OF FACT and Conclusions of Law filed by Judge Robert M. Takasugi as to Jay Hoffman (cc: all counsel) (roz) (Entered: 12/19/2001)
12/26/2001	77	NOTICE OF APPEAL to USCA filed by Jay Hoffman from sen minutes [74-4], filed on: 12/17/01 and entered on: 12/18/01. Fee status: Billed, Frms Gvn, TDO (cc: Donald M. RE, Julie Werner-Simon, AUSA) (dlu) (Entered: 12/27/2001)
01/03/2002		RECEIVED fee from Jay Hoffman [77-1] in amount of \$ 105.00 (Receipt #4674). (cbr) (Entered: 01/03/2002)
01/03/2002	79	EX PARTE APPLICATION AND ORDER filed by Judge Robert M. Takasugi as to Jay Hoffman Unsealing the Government's Two In Camera Ex Paret Under Seal Motions to Freeze Defendant's Assets (es) (Entered: 01/09/2002)
01/04/2002	78	ORDER FOR TIME SCHEDULE filed as to Jay Hoffman for [77-1] . Transcript designation due: 1/18/02;C/R transcripts due: 2/19/02;Appellant's

		briefs & excerpts due: 3/28/02; Appellee's reply brief due: 4/29/02; Appellant's reply brief due by: 5/13/02. (cc: all counsel) (ghap) (Entered: 01/04/2002)
01/09/2002	80	NOTIFICATION by United States Court of Appeals as to Jay Hoffman, designating USCA Appeal No. 02-50008 assigned to appeal [77-1]. (weap) (Entered: 01/09/2002)
01/16/2002	82	ORDER filed by Judge Robert M. Takasugi as to Jay Hoffman: to have Court issue further written directives so that Restitution Funds can be forwarded to the Clerk's Office; Exhibit (cc: all counsel) (roz) (Entered: 01/22/2002)
01/17/2002	81	TRANSCRIPT DESIGNATION filed by Jay Hoffman for transcripts of 1/22/01, 11/19/01, 12/17/01, CR: Donna FitzSimons, referencing appeal [77-1]. (pjap) (Entered: 01/18/2002)
02/22/2002	83	Government's Notice of Request by Defendant's Counsel For 60 Additional Day to Surrender to Designated Facility; Concurrence by Defendant and Counsel of Request and Accepted Terms filed by Judge Robert M. Takasugi as to Jay Hoffman: Defendant ordered to surrender by 4/24/02 (es) (Entered: 02/25/2002)
02/28/2002	84	RECEIPT for Transcripts of proceedings held on: 12/17/01 C/R: Donna Fitzsimons. (ghap) (Entered: 03/04/2002)
02/28/2002		TRANSCRIPT filed for proceedings held on 12/17/01 as to Jay Hoffman. (ghap) (Entered: 03/04/2002)
01/13/2003	85	SUPPLEMENTAL DECLARATION FILED by Jay Hoffman in support of motion for review and modification of sentence (ca) (Entered: 01/13/2003)
01/13/2003	86	MOTION filed by Jay Hoffman for review , and modification of sentence. (ca) (Entered: 01/13/2003)
01/14/2003	87	ORDER filed by Judge Robert M. Takasugi as to Jay Hoffman: denying motion for review [86-1], denying motion modification of sentence. [86-2] (cc: all counsel) (ej) (Entered: 01/16/2003)
01/16/2003	88	LETTER filed as to Jay Hoffman by President of Volunteers of America on behalf of the defendant. (es) (Entered: 01/17/2003)
01/23/2003	89	LETTER filed as to Jay Hoffman by Mervyn M Dymally, Member of the California State Assembly. (ej) (Entered: 01/27/2003)
03/11/2003		CC LODGED JUDGMENT from USCA as to Jay Hoffman referencing appeal [80-1]. Directing that judgment of said District Court hereby is affirmed. (USCA NO.: 02-50008) (pjap) (Entered: 03/19/2003)
03/14/2003	90	MINUTES OF FILING AND SPREADING JUDGMENT held before Judge Robert M. Takasugi as to Jay Hoffman : The Court orders that the mandate of the USCA Affirmed the appeal [77-1] is hereby filed and spread upon the minutes of the Court. Entered on: 3/17/03 C/R: Not Present (dmap) (Entered: 03/17/2003)
03/14/2003	91	CERTIFIED COPY OF JUDGMENT from USCA as to Jay Hoffman affirming the decision of the District Court on appeal [77-1]. (cc: all counsel) Entered on: 3/17/03 (dmap) (Entered: 03/17/2003)