

U.S. District Court
Northern District of New York – Main Office (Syracuse) [LIVE – Version 6.0]
(Albany)
CRIMINAL DOCKET FOR CASE #: 1:01-cr-00048-LEK All Defendants

Case title: USA v. Lenard

Magistrate judge case number: 1:01-mj-00027

Date Filed: 02/09/2001

Assigned to: Senior Judge
Lawrence E. Kahn

Defendant (1)

Andras Lenard

represented by

LEAD ATTORNEY
ATTORNEY TO BE NOTICED
Designation: Retained

Pending Counts

8:1324.F BRINGING IN AND
HARBORING ALIENS
(1)

Disposition

Highest Offense Level (Opening)

Felony

Terminated Counts

None

Disposition

Highest Offense Level
(Terminated)

None

Complaints

None

Disposition

Plaintiff

USA

represented by

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Date Entered	#	Docket Text
01/26/2001	1	CRIMINAL COMPLAINT with Affidavit of Michael Casey (USBP) as to Andras Lenard in violation of 8:1325(a)(1), 1324(a)(1)(A)(i). [1:01-m -27] (fce) Modified on 01/30/2001 (Entered: 01/26/2001)
01/26/2001		ARREST of Andras Lenard [1:01-m -27] (fce) (Entered: 01/26/2001)
01/26/2001		Initial appearance as to Andras Lenard held ; Detention Hearing set for 1:00 2/2/01 for Andras Lenard (Defendant informed of rights.) before Judge Van Acker [1:01-m -27] (fce) (Entered: 01/26/2001)
01/26/2001	2	Original Docket from U.S. Magistrate Judge Van Acker as to Andras Lenard; deft. was arrested on 1/22/01 and initial appearance held; dtn. hrg. set for 2/2/01. [1:01-m -27] (fce) (Entered: 01/26/2001)
01/26/2001	3	ORDER OF TEMPORARY DETENTION as to Andras Lenard Detention Hearing set for 1:00 2/2/01 for Andras Lenard in Albany, NY (Signed by Magistrate Judge Henry C. Van Acker Jr. on 1/22/01) [1:01-m -27] (fce) (Entered: 01/26/2001)
01/26/2001		CASE reassigned to Magistrate Judge David R. Homer [1:01-m -27] (fce) (Entered: 01/26/2001)
02/02/2001	4	CC LETTER to USMJ Homer from William P. Fanciullo to Ed Grogan (AUSA) dd 1/30/01 as to Andras Lenard re: that deft. Lenard wiaves his right to prelim. hrg. [1:01-m -27] (fce) (Entered: 02/02/2001)
02/05/2001	5	MOTION by USA as to Andras Lenard to Take Videotaped Depositions of ; Hearing set for 2:00 on 2/6/01 b/f USMJ Homer in Albany, NY. [1:01-m -27] (fce) (Entered: 02/05/2001)
02/05/2001	5	AFFIDAVIT IN SUPPORT by David Grable on behalf of USA as to Andras Lenard Re: [5-1] motion to Take Videotaped Depositions of . [1:01-m -27] (fce) (Entered: 02/05/2001)
02/05/2001	6	AFFIDAVIT IN OPPOSITION by William P. Fanciullo on behalf of Andras Lenard Re: [5-1] motion to Take Videotaped Depositions of . [1:01-m -27] (fce) (Entered: 02/05/2001)
02/06/2001	7	APPLICATION/ AFFIDAVIT IN SUPPORT by David M. Grable on behalf of USA for material witness warrants as to [1:01-m -27] (fce) (Entered: 02/06/2001)
02/06/2001	8	APPLICATION/AFFIDAVIT IN SUPPORT by David M. Grable on behalf of USA for dtn. of material witnesses to . [1:01-m -27] (fce) (Entered: 02/06/2001)
02/06/2001	9	ORDER as to Andras Lenard that warrants be issued securing the presence of as material witnesses. (Signed by Magistrate Judge David R. Homer on 2/6/01) [1:01-m -27] (fce) (Entered: 02/06/2001)
02/06/2001		Material Arrest WARRANTS issued for [1:01-m -27] (fce) (Entered: 02/06/2001)
02/06/2001		Detention hearing as to Andras Lenard held before Judge Homer [1:01-m -27] (fce) (Entered: 02/06/2001)
02/06/2001		MOTION in open court by USA as to Andras Lenard for Detention due to risk of flight. [1:01-m -27] (fce) (Entered: 02/06/2001)
02/06/2001		ORAL ORDER as to Andras Lenard granting [0-0] oral motion for Detention due to risk of flight. as to Andras Lenard (1) (Entered by Magistrate Judge David R. Homer) [1:01-m -27] (fce) (Entered: 02/06/2001)
02/06/2001	10	Minute entry as to Andras Lenard : Court Reporter/ECRO: L. Dickinson Tape #: 00H-6 appearances by Dave Grable for govt. and Bill Fanciullo for deft.; dtn. hrg.

		held; govt. moves for dtn. (court grants); PRB Bond set to \$50,000, to be secured by \$15,000 cash and co-signed by defts fiancée. [1:01-m -27] (fce) (Entered: 02/06/2001)
02/06/2001	11	ORDER Setting Conditions of Release as to Andras Lenard Bond set to \$50,000 PRB, to be secured by \$15,000 cash & co-signed by fiancée for Andras Lenard. (Signed by Magistrate Judge David R. Homer on 2/2/01) [1:01-m -27] (fce) (Entered: 02/06/2001)
02/06/2001	12	SEALED DOCUMENT/Order as to Andras Lenard. [1:01-m -27] (fce) (Entered: 02/06/2001)
02/06/2001	13	ORDER as to Andras Lenard granting [5-1] motion to Take Videotaped Depositions of [REDACTED]; the depositions shall commence on 2/7/01 @2:00 and shall continue from 9-5 each day until concluded; the U.S. shall provide to counsel for Lenard all materials required to be produced for the testimony of the witnesses on or b/f 12:00 noon on 2/6/01. (Signed by Magistrate Judge David R. Homer on 2/5/01) [1:01-m -27] (fce) (Entered: 02/06/2001)
02/06/2001	14	ORDER OF DETENTION PENDING TRIAL as to [REDACTED]. (Signed by Magistrate Judge David R. Homer on 2/5/01) [1:01-m -27] (fce) (Entered: 02/06/2001)
02/06/2001	15	ORDER OF DETENTION PENDING TRIAL as to [REDACTED]. (Signed by Magistrate Judge David R. Homer on 2/5/01) [1:01-m -27] (fce) (Entered: 02/06/2001)
02/06/2001	16	ORDER OF DETENTION PENDING TRIAL as to [REDACTED]. (Signed by Magistrate Judge David R. Homer on 2/5/01) [1:01-m -27] (fce) (Entered: 02/06/2001)
02/09/2001	<u>17</u>	INDICTMENT as to Andras Lenard (1) count(s) 1 8:1324(a)(1)(A)(B)(i). (fce) (Entered: 02/09/2001)
02/15/2001	18	Receipt of Non-Cash Collateral from Andras Lenard Type: passport (1153452) Vault/Location: Albany, NY Receipt #: 0434 (fce) (Entered: 02/15/2001)
02/16/2001	19	Appearance BOND entered by Andras Lenard in Amount of \$15,000 co-signed by fiancée. (fce) (Entered: 02/16/2001)
03/12/2001	20	STIPULATION & ORDER as to Andras Lenard, reset Motion Filing deadline to 3/30/01 for Andras Lenard , to Continue in Interests of Justice ; Time Excluded from 3/15/01 to 3/30/01 , reset Jury Trial for 9:30 4/23/01 for Andras Lenard in Albany, NY (Signed by Judge Lawrence E. Kahn on 3/12/01) (fce) (Entered: 03/12/2001)
03/22/2001	21	MOTION by Andras Lenard to Suppression of evidence and or a hearing to address same , and that certain information/potential evidence be located by the govt. and immediately provided to the defense , Hearing set for 9:30 on 4/20/01 for Andras Lenard in Albany, NY, Response deadline 4/6/01 for USA. (fce) (Entered: 03/22/2001)
03/22/2001	21	AFFIDAVIT IN SUPPORT by William P. Fanciullo on behalf of Andras Lenard Re: [21-1] motion to Suppression of evidence and or a hearing to address same, [21-2] motion and that certain information/potential evidence be located by the govt. and immediately provided to the defense (fce) (Entered: 03/22/2001)
03/22/2001	21	AFFIDAVIT IN SUPPORT by Andras Lenard Re: [21-1] motion to Suppression of evidence and or a hearing to address same, [21-2] motion and that certain information/potential evidence be located by the govt. and immediately provided to the defense. (fce) (Entered: 03/22/2001)
03/22/2001	22	MEMORANDUM OF LAW by Andras Lenard in support of [21-1] motion to Suppression of evidence and or a hearing to address same, [21-2] motion and that certain information/potential evidence be located by the govt. and immediately provided to the defense. (fce) (Entered: 03/22/2001)

03/28/2001	23	NOTICE of Hearing as to Andras Lenard ;, reset Evidentiary hearing to April 24, 2001 at 10:00 am reset Jury Trial for 9:30 5/29/01 for Andras Lenard in Albany ; Signed by Deputy Clerk Scott Snyder (tab) (Entered: 03/28/2001)
03/30/2001	24	NOTICE of Adjournment of Hearing as to Andras Lenard ;, Evidentiary/Suppression hearing scheduled for 4/24/01 at 10:00 am in adjourned without date, pending outcome of motion ; Signed by Deputy Clerk Scott Snyder (tab) (Entered: 03/30/2001)
04/05/2001	25	LETTER REQUEST by David Grable and ORDER of USDJ Kahn as to Andras Lenard, granting to reset Motion Hearing for 9:30 on 5/18/01 as to: Andras Lenard, re: (21-1), (21-2); reset govt.'s response to motion to 5/4/01. (Signed by Judge Lawrence E. Kahn on 4/5/01) (fce) (Entered: 04/05/2001)
04/05/2001		Deadline updated as to Andras Lenard, Response to Motion reset to 5/4/01 for Andras Lenard for [21-1] motion to Suppression of evidence and or a hearing to address same, reset to 5/4/01 for Andras Lenard for [21-2] motion and that certain information/potential evidence be located by the govt. and immediately provided to the defense (fce) (Entered: 04/05/2001)
04/25/2001	26	NOTICE of Hearing as to Andras Lenard ;, reset Jury Trial for 9:30 on 6/18/01 for Andras Lenard in Albany, NY ; Signed by Deputy Clerk Scott Snyder (fce) (Entered: 04/25/2001)
05/02/2001	27	LETTER REQUEST by William Fanciullo and ORDER as to Andras Lenard, Motion Hearing reset for 9:30 on 6/1/01 as to: Andras Lenard, re: (21-1), (21-2) , Response to Motion reset to 5/18/01 for Andras Lenard for [21-1] motion to Suppression of evidence and or a hearing to address same, reset to 5/18/01 for Andras Lenard for [21-2] motion and that certain information/potential evidence be located by the govt. and immediately provided to the defense (Signed by Judge Lawrence E. Kahn on 5/2/01) (fce) (Entered: 05/02/2001)
05/21/2001	28	REQUEST AND ORDER as to Andras Lenard, reset Motion Filing deadline to 9:30 6/15/01 for Andras Lenard (Signed by Judge Lawrence E. Kahn on 5/17/01) (tab) (Entered: 05/21/2001)
06/01/2001	29	LETTER REQUEST by AUSA Grable dd 5/30/01 and ORDER as to Andras Lenard, Motion Hearings, reset for 9:30 7/6/01 as to: Andras Lenard, re: (21-1), (21-2) motions , Response to Motion reset to 6/22/01 for Andras Lenard for [21-1] motion to Suppression of evidence and or a hearing to address same, reset to 6/22/01 for Andras Lenard for [21-2] motion and that certain information/potential evidence be located by the govt. and immediately provided to the defense (Signed by Judge Lawrence E. Kahn on 5/31/01) (wjg) (Entered: 06/01/2001)
06/01/2001	30	NOTICE of Hearing as to Andras Lenard ;, reset Plea Hearing for 11:00 6/13/01 for Andras Lenard in Albany ; Signed by Deputy Clerk Scott Snyder, 6/1/01 (fce) (Entered: 06/01/2001)
06/13/2001	31	Minute entry as to Andras Lenard : Court Reporter/ECRO: B. Buckley appearances by D. Grable for govt. and W. Fanciullo for deft.; deft. is in Canada and told Mr. Fanciullo that he did not plan to come to court today or ever; AUSA Grable presents a warrant for J. Kahn – arrest warrant issued. (fce) (Entered: 06/13/2001)
06/13/2001		Arrest WARRANT issued as to Andras Lenard. (fce) (Entered: 06/13/2001)
06/28/2001	32	MOTION by USA as to Andras Lenard Directing Forfeiture of of \$15,000 bail . (fce) (Entered: 06/28/2001)
07/03/2001	33	ORDER as to Andras Lenard granting [32-1] motion Directing Forfeiture of of \$15,000 bail as to Andras Lenard (1) (Signed by Judge Lawrence E. Kahn on 7/2/01) (fce) (Entered: 07/03/2001)
08/21/2001	34	MOTION by USA as to Andras Lenard for judgment on forfeiture of bond , Hearing set for 9:30 9/21/01 for Andras Lenard in Albany, NY , Response deadline 9/7/01 for Andras Lenard. (fce) (Entered: 08/21/2001)

08/21/2001	35	NOTICE of Hearing as to Andras Lenard :, Motion Hearing set for 9:30 9/21/01 as to: Andras Lenard, re: (34-1) , Response to Motion [34-1] motion for judgment on forfeiture of bond set for 9/7/01; any reply set to 9/14/01 in Albany, NY ; Signed by Deputy Clerk Scott Snyder (fce) (Entered: 08/21/2001)
08/21/2001		Deadline updated as to Andras Lenard, Reply to Response to Motion reset to 9/14/01 for Andras Lenard for [34-1] motion for judgment on forfeiture of bond . (fce) (Entered: 08/21/2001)
11/08/2001	<u>36</u>	STIPULATION & ORDER as to Andras Lenard, to Withdraw [21-1] motion to Suppression of evidence and or a hearing to address same, [21-2] motion and that certain information/potential evidence be located by the govt. and immediately provided to the defense . (Signed by Judge Lawrence E. Kahn on 9/25/01 (fce) (Entered: 11/08/2001)
11/16/2001	37	MOTION by USA as to Andras Lenard for declaration of satisfaction of bail bond obligation . (fce) (Entered: 11/16/2001)
11/16/2001	<u>38</u>	ORDER as to Andras Lenard granting [37-1] motion for declaration of satisfaction of bail bond obligation as to Andras Lenard (1) in amount of \$35,000. (Signed by Judge Lawrence E. Kahn on 11/16/01) (fce) (Entered: 11/16/2001)
11/23/2001		\$35,000.00 paid on 11/8/01 as to Andras Lenard per order of Judge Lawrence E. Kahn dated 7/2/01 – Declaration of Forfeiture by Mail. (fce) (Entered: 11/23/2001)