

# APPENDIX

# United States Court of Appeals For the First Circuit

No. 16-1582

---

DANIEL JOHN RILEY

Petitioner

v.

UNITED STATES

Respondent

---

## CASE OPENING NOTICE

Issued: May 19, 2016

A petition for permission to file a second or successive motion to vacate, set aside or correct sentence pursuant to 28 U.S.C. § 2255 was received and docketed today by the clerk of the court of appeals in compliance with 1st Cir. R. 22.2.

An appearance form should be completed and returned immediately by any attorney who wishes to file pleadings in this court. 1st Cir. R. 12.0(a) and 46.0(a)(2). Any attorney who has not been admitted to practice before the First Circuit Court of Appeals must submit an application and fee for admission using the court's Case Management/Electronic Case Files ("CM/ECF") system prior to filing an appearance form. 1st Cir. R. 46.0(a). *Pro se* parties are not required to file an appearance form.

Dockets, opinions, rules, forms, attorney admission applications, the court calendar and general notices can be obtained from the court's website at [www.ca1.uscourts.gov](http://www.ca1.uscourts.gov). Your attention is called specifically to the notice(s) listed below:

- Notice to Counsel and Pro Se Litigants

If you wish to inquire about your case by telephone, please contact the case manager at the direct extension listed below.

Margaret Carter, Clerk

Exhibit A 1

# United States District Court District of New Hampshire

UNITED STATES OF AMERICA  
v.  
**DANIEL RILEY**

## AMENDED JUDGMENT IN A CRIMINAL CASE (For Offenses Committed On or After November 1, 1987)

Case Number: **07-cr-189-01-GZS**

Date of Original Judgment: OCTOBER 29, 2008  
(or Date of Last Amended Judgment)

Sven Wiberg, Esq.  
Defendant's Attorney

**Reason for Amendment:**

- ☐ Correction of Sentence on Remand (18 U.S.C. 3742(f)(1) and (2))
- ☒ Reduction of Sentence for Charged Circumstances (Fed. R. Crim. P. 35(b))
- ☐ Correction of Sentence by Sentencing Court (Fed. R. Crim. P. 35(a))
- ☐ Correction of Sentence for Clerical Mistake (Fed. R. Crim. P. 36)
- ☐ Modification of Supervision Conditions (18 U.S.C. § 3563(c) or 3583(e))

- ☐ Modification of Imposed Term of Imprisonment for Extraordinary and Compelling Reasons (18 U.S.C. § 3582(c)(1))
- ☐ Modification of Imposed Term of Imprisonment for Retroactive Amendment(s) to the Sentencing Guidelines (18 U.S.C. § 3582(c)(2))
- ☐ Direct Motion to District Court Pursuant to:  
☐ 18 U.S.C. § 2255, or ☐ 18 U.S.C. § 3559(c)(7)
- ☐ Modification of Restitution Order (18 U.S.C. § 3664)

**THE DEFENDANT:**

- ☐ pleaded guilty to count(s): \_\_\_\_.
- ☐ pleaded nolo contendere to count(s) \_\_\_\_ which was accepted by the court.
- ☒ was found guilty on count(s) 1, 2, 3 and 6 of the Third Superseding Indictment after a plea of not guilty.

ACCORDINGLY, the court has adjudicated that the defendant is guilty of the following offense(s):

<u>Title &amp; Section</u>	<u>Nature of Offense</u>	<u>Date Offense Concluded</u>	<u>Count Number(s)</u>
See next page.			

The defendant is sentenced as provided in pages 2 through 7 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- ☐ The defendant has been found not guilty on count(s) \_\_\_\_ and is discharged as to such count(s).
- ☐ Count(s) dismissed on motion of the United States: \_\_\_\_.

IT IS FURTHER ORDERED that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid. If ordered to pay restitution, the defendant shall notify the court and United States attorney of any material change in the defendant's economic circumstances.

**February 28, 2011**

Date of Imposition of Judgment

\_\_\_\_\_  
Signature of Judicial Officer

**GEORGE Z. SINGAL**  
Chief United States District Judge  
Name & Title of Judicial Officer

3/1/11  
Date

# **United States Court of Appeals For the First Circuit**

---

No. 08-2450

UNITED STATES OF AMERICA,

Appellee,

v.

DANIEL RILEY,

Defendant, Appellant.

---

## **JUDGMENT**

Entered: July 30, 2010

This cause came on to be heard on appeal from the United States District Court for the District of New Hampshire and was argued by counsel.

Upon consideration whereof, it is now here ordered, adjudged and decreed as follows: The conviction and sentence of Daniel Riley are affirmed.

By the Court:

/s/ Margaret Carter, Clerk

cc: Mr. Gordon, Mr. Glickman, Mr. Kinsella, Mr. Wiberg, Mr. Aframe, Mr. Huftalen & Mr. Chapman.