

DISTRICT OF COLUMBIA COURT OF APPEALS

No. 17-CO-262

JOSE GILBERTO PORTILLO,
Appellant

2009-CF1-6048

v

UNITED STATES,
Appellee.

APPEAL FROM THE SUPERIOR COURT

OF THE DISTRICT OF COLUMBIA

CRIMINAL DIVISION

APPENDIX FOR APPELLANT

Joseph Virgilio
(Bar N° 237370)
1629 K Street NW
Suite 300
Washington DC 20036
(202) 256-0652

ATTORNEY FOR APPELLANT
(Appointed by the Court)

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CERTIFICATE OF SERVICE

I CERTIFY that I served a copy of the foregoing *Appendix for Appellant* in the case of *Jose Gilberto Portillo v United States*, Appeal No. 17-CO-262, through this Court's E-filing system on September 1, 2017.

/s/
Joseph Virgilio

APPENDIX A

EXHIBIT A

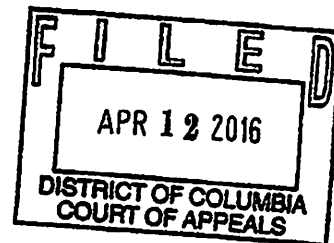
DISTRICT OF COLUMBIA COURT OF APPEALS

No. 14-CO-791

JOSE GILBERTO PORTILLO, APPELLANT,

v.

UNITED STATES, APPELLEE.



Appeal from the Superior Court of the
District of Columbia,
(CF1-6048-09)

(Hon. Michael L. Rankin, Trial Judge)

ORDER

Before GLICKMAN and BLACKBURN-RIGSBY, *Associate Judges*, and
STEADMAN, *Senior Judge*.

PER CURIAM: In *Portillo v. United States*,¹ we held that the trial court had erred in failing to conduct an inquiry into appellant's claims of ineffective pretrial assistance of counsel as mandated by our holdings in the *Monroe-Farrell* line of cases.² We therefore remanded for the trial court to develop a factual record and draw legal conclusions relating to appellant's claims, paying particular attention to "all of the ways that language issues can impact pretrial preparation, including, but not limited to, lawyer-client communication and translation of documents related to the case." The government bore the burden in the proceedings on remand to prove "by clear and convincing evidence that counsel's preparation for trial, viewed in its entirety, was effective,"³ and the trial court was to "determine

¹ 62 A.3d 1243 (D.C. 2013) (*Portillo I*).

² See *Monroe v. United States*, 389 A.2d 811 (D.C. 1978); *Farrell v. United States*, 391 A.2d 755 (D.C. 1978).

³ *Portillo I*, 62 A.3d at 1256–57 (quoting *Bass v. United States*, 580 A.2d 669, 671 (D.C. 1990)).

whether or not, viewed pretrial, appellant was denied the effective assistance of counsel because trial counsel's pretrial preparation was not within the range of competence demanded of attorneys in criminal cases."⁴ Following the proceedings on remand, this case has now returned to this court.

One of appellant's arguments on remand, as in his present appeal, was that he was denied effective pretrial assistance because trial counsel failed to communicate adequately with him about the prospect of pleading guilty and about the trial in general. The trial court held a two-day hearing to explore these and appellant's other allegations and heard testimony from several witnesses, including appellant and both of his trial attorneys. On this extensive record, and particularly because it assessed counsels' performance at trial as having demonstrated a clear strategy and effective assistance, the trial court held that "there is little support in the record, if any, for Mr. Portillo's complaints regarding the attorneys communicating with him" and that "there is no reason to find that any failure of communication led to pretrial ineffective assistance of counsel."

This overarching holding, however, is not directly connected to specific credibility determinations or findings of fact relating to appellant's complaint that trial counsel failed to adequately communicate with him about the prospect of pleading guilty. During the hearing on remand, the trial court referred to the lack of communication about a guilty plea as the "800-pound gorilla in the room," but the court's findings of fact and legal conclusions do not specifically address it. The court did not find that counsel effectively communicated with appellant regarding the nature of the charges against him and the option and advisability of pleading guilty or undertaking to negotiate a guilty plea, or whether, notwithstanding any deficiencies in this area, the government met its burden of proof to show that trial counsel was effective.⁵

This court cannot rule on whether the government carried its burden without credibility determinations and findings of fact relating to the adequacy of appellant's pretrial communication with his attorneys as it bore on the question of

⁴ *Id.* at 1256 (internal citations and quotation marks omitted).

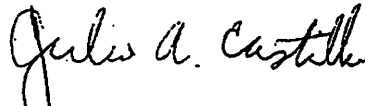
⁵ We are not persuaded by the government's argument that issues relating to communication about pleading guilty were outside the scope of our mandate on remand. Our directive was for the trial court to inquire broadly into all aspects of the adequacy of counsel's communication with appellant prior to trial.

pleading guilty. (However, to the extent appellant also claimed that his trial counsel failed to communicate adequately with him regarding his trial more generally, we deem the trial court's findings sufficient.⁶)

The trial court may be able to draw the required findings from the record already developed, in which case it may dispense with the need for any further investigation. If, however, the trial court finds that more evidence need be elicited, it should reopen the record for further testimony. Accordingly, it is hereby

ORDERED that the case is remanded to the Superior Court for such further proceedings as it determines are necessary for it to address the questions described above and to make specific findings to address appellant's claim that trial counsel did not communicate with him effectively about the prospect of pleading guilty.

ENTERED BY DIRECTION OF THE COURT:



JULIO A. CASTILLO
Clerk of the Court

⁶ The essence of appellant's second argument on appeal is that "had appellant been properly and adequately advised, he would have wanted a different strategy or defense, assuming he even wanted to proceed to trial rather than pursue a plea offer." To the extent appellant argues that if properly advised he would have pleaded guilty, this contention merges with the issue we now remand. Appellant has not explained, however, how trial counsel failed to communicate with him adequately for the purpose of preparing for trial. He claims that he "would have wanted a different strategy," but does not explain with any specificity what information relating to trial strategy he lacked as a result of counsels' deficiencies or any language barrier, or what a different strategy could have been. Moreover, the trial court found "little support" for appellant's contention that there was inadequate communication about trial. We are therefore satisfied that communication was adequate as it related to developing a strategy and preparing for trial, and remand only for consideration of appellant's argument that communication was inadequate for the purpose of pleading.

APPENDIX B

SUPERIOR COURT OF THE DISTRICT OF COLUMBIA
CRIMINAL DIVISION – FELONY BRANCH

UNITED STATES OF AMERICA

v.

JOSE GILBERTO PORTILLO

Case No.: 2009 CF1 006048
Judge Michael L. Rankin

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter is before the court on remand from the District of Columbia Court of Appeals with directions to this court to make “specific credibility determinations [and] findings of fact relating to [Mr. Portillo’s] complaint that trial counsel failed to adequately communicate with him about the prospect of pleading guilty.” Upon receiving the court’s mandate, the court scheduled and held a status hearing on October 18, 2016, to determine whether either side saw a need for a further evidentiary hearing in order for the court to respond to the DCCA’s mandate. Defense counsel and government counsel each stated their view that the existing record was sufficient because the testimony already developed covered the issues on remand. The court set a briefing schedule for the parties to submit proposed findings of fact. The court received the submissions of the parties and conducted a hearing on March 2, 2017. This order incorporates the oral findings and conclusions made during that hearing.

Attorney Ferris Bond testified during the evidentiary hearing that the government had never made a plea offer to Mr. Portillo.¹ This is not contradicted by anything in the record. In fact, by the time Portillo was arrested, Piero Hernandez had already pleaded guilty to two counts of murder while armed and was cooperating with the government. Angela Hernandez had also

¹ Hearing transcript at p. 95.

already been arrested and was cooperating in the government's on-going investigation. Before Mr. Portillo was indicted, she too entered guilty pleas to two counts of murder while armed. When Mr. Portillo was arrested and indicted as an accomplice to the burglary, theft and murders, the government had no need for further cooperation and no incentive to plea bargain; therefore, the court credits Mr. Bond and Mr. Machado that there was never a plea offer.

Mr. Bond and Mr. Machado both testified that they discussed the charges in the indictment with Mr. Portillo and counseled him regarding an innocent presence defense in light of his version of the events of the night of the crimes. While it is undoubtedly true, as the defense argues, that Mr. Machado wanted to gain experience from working with Mr. Bond in a double homicide case, the court finds, in crediting Mr. Machado's testimony, that it is equally true that he took his role as co-counsel seriously, and saw his role as, among other things, explaining legal concepts to Mr. Portillo.² It is clear from the testimony of both attorneys that in light of Mr. Portillo's explanation of his presence at the crime scene in the company of the Hernandez's, that they did explain to him the concept of criminal responsibility for the murder of a victim by a co-defendant, committed during the course of the commission of first degree burglary. It is not difficult to understand why Mr. Portillo would testify that it was not explained to him or that he did not understand it, if it was explained. But the court does not credit that testimony. The record evidence shows that Mr. Portillo was adamant that he had not killed anyone and that he was not interested in pleading guilty to murdering anyone. Neither was he interested in receiving a sentence that reflected his participation in a crime of murder.

The record of the hearing shows that Attorneys Bond and Machado felt that Mr. Portillo's best hope of getting a plea to burglary, which he apparently would have admitted, was if the debriefing went well and the government believed his version of the events over the evidence

² Transcript, pp. 147-150.

they already had. The debriefing did not go well and Attorney Bond cut it off because he felt that the government was gaining too big of an advantage if Mr. Portillo were to testify at his trial.

The important fact not to be overlooked is that there was no plea offer to take to Mr. Portillo. The government did not extend a plea offer to any crime or set of crimes,³ undoubtedly the result of the timing of Mr. Portillo's arrest. Both defense attorneys were in a case where the most they could do was to try and keep the defendant's confidence that they would fight for him at trial. Because of the court's preventive detention order they could not get him conditional pretrial release; because of the court's discovery protective order they could not give him papers that he wanted to have in the jail; and because Angela and Piero had already pleaded guilty to murder, implicating him, he could not get a plea offer.

There is simply no factual basis for a finding of pretrial ineffective assistance of counsel regarding a plea deal for Mr. Portillo. The government has carried its burden of showing by clear and convincing evidence that Mr. Portillo was not denied pretrial effective assistance of counsel.



MICHAEL L. RANKIN

Judge

(Signed in Chambers)

March 7, 2017

Copies to:

Bernard J. Delia
Assistant United States Attorney
United States Attorney's Office
Special Proceedings Division
555 4th Street, NW
Washington, DC 20530

³ See hearing transcript pp. 95: 226-227.

APPENDIX C



17-Jun-2013

9:02:50 am

Visits to Selected Inmate

322497 PORTILLIO, JOSE

Booking# 2009-03269

Visitor: BOND, BRIANNA

Relationship: INVESTIGATOR

Sex:

Badge#:

Birth:

Driver's Lic:

SSN:

Address: 1600 S EADS ST 522N

City St Zip: ARL VA 22202

Phone: 8474364007

VISIT START

VISIT END

09 /21/2010 8:26 pm

09 /21/2010 9:20 pm

Visitor: BOND, FERRIS R

Relationship: ATTORNEY

Sex:

Badge#: BAR # 372607

Birth:

Driver's Lic:

SSN:

Address: 700 FIFTH ST NW

Address: SUITE 200

City St Zip: WASHINGTON, DC 20001

Phone: 2026821051

VISIT START

VISIT END

11 /28/2010 8:20 pm

11 /28/2010 9:46 pm

11 /27/2010 2:40 pm

11 /28/2010 4:51 pm

10 /06/2010 6:26 pm

10 /06/2010 7:06 pm

10 /06/2010 6:26 pm

10 /06/2010 7:05 pm

10 /22/2009 6:21 pm

10 /22/2009 7:36 pm

07 /23/2009 5:05 pm

07 /23/2009 6:12 pm

07 /21/2009 2:49 pm

07 /21/2009 3:18 pm

05 /21/2009 4:49 pm

05 /21/2009 5:40 pm

05 /01/2009 2:42 pm

05 /01/2009 2:52 pm

Visitor: BOND, FERRIS

Relationship: INVESTIGATOR

Sex: M

Badge#:

Birth:

Driver's Lic:

SSN:

Address: 700 5TH STREET NW SUITE 200

City St Zip: WASH, DC 20001

Phone: 2024233853

VISIT START

VISIT END

07 /23/2010 5:45 pm

07 /23/2010 7:14 pm

12 /30/2009 8:27 am

12 /30/2009 9:49 am

09 /10/2009 7:16 pm

09 /14/2009 7:44 am

Visitor: CECALA, MARIA T

Relationship: OTHER (SEE NOTES)

Sex:

Badge#:

Birth:

Driver's Lic:

SSN:

Address: 800 N. CAPITOL ST NW

City St Zip: WASH, DC 20001

Phone: 2024421449

VISIT START

VISIT END

01 /20/2011 1:40 pm

01 /20/2011 2:38 pm

Visitor: COBB, JIA

Relationship: LEGAL INTERN

Sex:

Badge#:

Birth:

Driver's Lic:

SSN:

Address: PUBLIC DEFENDER SERVICE

City St Zip:

Phone:

VISIT START

VISIT END

06 /16/2010 9:08 am

06 /16/2010 10:08 am



17-Jun-2013

9:02:50 am

Visits to Selected Inmate

322497 PORTILLIO, JOSE**Booking# 2009-03269**

| | | | | | |
|--------------|-----------------------------------|----------------------|----------------------|--------|------------|
| Visitor: | DAYSON, DANYA | Relationship: | ATTORNEY | Sex: | |
| | | Badge#: | BAR# 461566 | Birth: | |
| Address: | 307 G ST NW | Driver's Lic: | | SSN: | |
| City St Zip: | WASHINGTON, DC 20001 | | | | |
| Phone: | 2023267100 | | | | |
| | | <u>VISIT START</u> | <u>VISIT END</u> | | |
| | | 04 /01/2011 11:08 am | 04 /01/2011 11:59 am | | |
| | | 04 /01/2011 11:08 am | 04 /01/2011 11:59 am | | |
| Visitor: | EICHER, JOHN R | Relationship: | INVESTIGATOR | Sex: | M |
| | | Badge#: | IV0052 | Birth: | |
| Address: | DC CRIMINAL JUSTICE DEFENDER SERV | Driver's Lic: | | SSN: | |
| Address: | 633 INDIANA AVE NW | | | | |
| City St Zip: | WASHINGTON, DC 20001 | | | | |
| Phone: | 3014426246 | | | | |
| | | <u>VISIT START</u> | <u>VISIT END</u> | | |
| | | 07 /23/2009 5:12 pm | 07 /23/2009 6:44 pm | | |
| | | 05 /01/2009 2:44 pm | 05 /01/2009 2:52 pm | | |
| Visitor: | EICHER, OLGA | Relationship: | OTHER (SEE NOTES) | Sex: | |
| | | Badge#: | | Birth: | |
| Address: | 16082 WHERINGHAM WAY | Driver's Lic: | | SSN: | |
| City St Zip: | GAINESVILLE, VA 20155 | | | | |
| Phone: | 3014426246 | | | | |
| | | <u>VISIT START</u> | <u>VISIT END</u> | | |
| | | 05 /01/2009 2:44 pm | 05 /01/2009 2:52 pm | | |
| Visitor: | ESPINOZA, WALINTON | Relationship: | FRIEND | Sex: | M |
| | | Badge#: | | Birth: | 08/18/1973 |
| Address: | 1411 PERRY PL NW | Driver's Lic: | | SSN: | |
| City St Zip: | WASH, DC 20010 | | | | |
| Phone: | | | | | |
| | | <u>VISIT START</u> | <u>VISIT END</u> | | |
| | | 12 /02/2009 4:21 pm | 12 /02/2009 5:23 pm | | |
| Visitor: | FLORES-JIMENEZ, GLENDA E | Relationship: | FRIEND | Sex: | F |
| | | Badge#: | | Birth: | 07/15/1982 |
| Address: | 7978 ROOS ROAD | Driver's Lic: | 004216672 PP | SSN: | |
| City St Zip: | HYATTSVILLE PG, MD 20783 | | | | |
| Phone: | | | | | |
| | | <u>VISIT START</u> | <u>VISIT END</u> | | |
| | | 10 /30/2009 5:09 pm | 10 /30/2009 6:10 pm | | |
| | | 09 /02/2009 5:02 pm | 09 /02/2009 6:33 pm | | |
| | | 08 /26/2009 5:02 pm | 08 /26/2009 5:59 pm | | |
| Visitor: | GOMEZ, MARINA | Relationship: | (NOT SPECIFIED) | Sex: | F |
| | | Badge#: | | Birth: | 03/03/1960 |
| Address: | 10405 GARDINER AVEUNE | Driver's Lic: | G520585009164 MD | SSN: | |
| City St Zip: | SILVER SPRING, MD 20902 | | | | |
| Phone: | | | | | |
| | | <u>VISIT START</u> | <u>VISIT END</u> | | |
| | | 04 /01/2011 11:00 am | 04 /01/2011 11:56 am | | |
| | | 03 /09/2011 4:49 pm | 03 /09/2011 6:19 pm | | |
| | | 02 /09/2011 12:05 pm | 02 /09/2011 1:51 pm | | |



17-Jun-2013

9:02:50 am

Visits to Selected Inmate

322497 PORTILLIO, JOSE**Booking# 2009-03269**

Visitor: JACKSON, CARTNEY

Relationship: OTHER (SEE NOTES)

Sex: F

Badge#:

Birth:

Driver's Lic:

SSN:

Address: 6515 Belcrest Rd

City St Zip: Hyatts, MD 20782

Phone:

VISIT START

06 /16/2010 9:29 am

VISIT END

06 /16/2010 10:20 am

Visitor: JONES, JON VINCENT

Relationship: OTHER (SEE NOTES)

Sex: M

Badge#:

Birth:

Driver's Lic:

SSN:

Address: 1230 TAYLOR STREET N.W

City St Zip: WASHINGTON, DC 20011

Phone: 2025857728

VISIT START

01 /20/2011 9:24 am

VISIT END

01 /20/2011 10:37 am

Visitor: LARA, HENRY A

Relationship: NEPHEW

Sex: M

Badge#:

Birth: 03/18/1991

Driver's Lic: L600303044300 MD

SSN:

Address: 4009 ALLISON STREET

City St Zip: N BRENTWOOD PG, MD 20722

Phone:

VISIT START

10 /13/2010 3:46 pm

VISIT END

10 /13/2010 4:38 pm

04 /01/2009 2:11 pm

04 /01/2009 3:01 pm

Visitor: LARA, REYMUNDO M

Relationship: BROTHER

Sex: M

Badge#:

Birth: 07/14/1969

Driver's Lic: L600734566557 MD

SSN:

Address: 4009 ALLISON STREET

City St Zip: N BRENTWOOD PG, MD 20722

Phone:

VISIT START

12 /24/2010 1:06 pm

VISIT END

12 /24/2010 2:22 pm

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10 /13/2010 4:38 pm

06 /30/2010 1:40 pm

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05 /19/2010 6:11 pm

05 /05/2010 5:37 pm

05 /05/2010 6:51 pm

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04 /09/2010 5:55 pm

03 /03/2010 1:37 pm

03 /03/2010 2:34 pm

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11 /25/2009 4:51 pm

06 /10/2009 5:24 pm

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05 /13/2009 5:11 pm

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05 /06/2009 1:09 pm

05 /06/2009 2:13 pm

04 /01/2009 2:12 pm

04 /01/2009 3:01 pm

The Jail and Community Corrections System (JACCS) is the sole source of all data used for this report. Records listed reflect information in JACCS as of the date and time the report is run.



17-Jun-2013

9:02:50 am

Visits to Selected Inmate

322497 PORTILLIO, JOSE

Booking# 2009-03269

Visitor: MACHADO, JOHN

Relationship: ATTORNEY

Sex:

Address: 503 D. STREET NW

Badge#: 449961

Birth:

Address: SUITE 310

Driver's Lic:

SSN:

City St Zip: WASHINGTON, DC 20001

Phone: 2027831200

VISIT START

VISIT END

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03/05/2011 1:57 pm

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11/28/2010 9:46 pm

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10/25/2010 2:45 pm

10/24/2010 7:59 pm

10/24/2010 9:16 pm

12/30/2009 8:28 am

12/30/2009 9:49 am

Visitor: MENDOZA, JOSE RICARDO

Relationship: BROTHER

Sex: F

Address: 7700 VICAR ST

Badge#:

Birth: 03/09/1973

City St Zip: HYATTSVILLE PG, MD 20784

Driver's Lic: M-532-440-738-182 MD

SSN:

Phone:

VISIT START

VISIT END

12/17/2010 12:15 pm

12/17/2010 1:08 pm

Visitor: MENDOZA, ANA G

Relationship: SISTER

Sex: F

Address: 4517 41ST AVEUNE

Badge#:

Birth: 02/15/1978

City St Zip: BRENTWOOD, MD 20722

Driver's Lic: M532067291121 MD

SSN:

Phone:

VISIT START

VISIT END

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03/30/2011 10:30 am

02/11/2011 3:50 pm

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03/19/2010 1:07 pm

03/19/2010 2:03 pm

01/13/2010 1:53 pm

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09/16/2009 1:37 pm

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08/05/2009 12:37 pm

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07/17/2009 2:16 pm

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04/24/2009 6:16 pm

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03/25/2009 5:05 pm

03/25/2009 6:04 pm

03/20/2009 3:32 pm

03/20/2009 5:12 pm



17-Jun-2013

9:02:50 am

Visits to Selected Inmate

322497 PORTILLIO, JOSE

Booking# 2009-03269

Visitor: MENDOZA, FERNANDO

Relationship: BROTHER

Sex: M

Badge#:

Birth: 08/07/1983

Driver's Lic: A625248018618 MD

SSN:

Address: 7978 RIGGS RD

City St Zip: HYATTSVILLE, MD 20783

Phone:

VISIT START

VISIT END

| | |
|---------------------|---------------------|
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| 07 /28/2010 3:56 pm | 07 /28/2010 4:48 pm |
| 06 /16/2010 4:10 pm | 06 /16/2010 5:12 pm |
| 05 /12/2010 4:03 pm | 05 /12/2010 4:54 pm |
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| 03 /24/2010 3:56 pm | 03 /24/2010 6:48 pm |
| 01 /27/2010 5:13 pm | 01 /27/2010 6:36 pm |
| 12 /23/2009 4:02 pm | 12 /23/2009 4:54 pm |
| 12 /04/2009 4:39 pm | 12 /04/2009 7:20 pm |
| 11 /20/2009 4:11 pm | 11 /20/2009 6:45 pm |
| 10 /30/2009 5:09 pm | 10 /30/2009 6:09 pm |
| 09 /02/2009 5:02 pm | 09 /02/2009 6:35 pm |
| 08 /26/2009 4:59 pm | 08 /26/2009 5:50 pm |
| 07 /01/2009 3:47 pm | 07 /01/2009 4:43 pm |
| 06 /26/2009 3:56 pm | 06 /26/2009 5:24 pm |
| 06 /12/2009 4:12 pm | 06 /12/2009 5:26 pm |
| 05 /27/2009 3:44 pm | 05 /27/2009 4:39 pm |
| 05 /20/2009 4:31 pm | 05 /20/2009 5:35 pm |



17-Jun-2013

9:02:50 am

Visits to Selected Inmate

322497 PORTILLIO, JOSE

Booking# 2009-03269

Visitor: MENDOZA, MARIA

Relationship: SISTER

Sex: F

Badge#:

Birth: 12/24/1969

Address: 1476 NEWTON STREET NW APT 25

Driver's Lic: RE0211081 PP

SSN:

City St Zip: WASH. DC 20010

Phone:

VISIT START

VISIT END

| | |
|---------------------|---------------------|
| 03/23/2011 10:03 am | 03/23/2011 11:03 am |
| 02/11/2011 3:51 pm | 02/11/2011 5:24 pm |
| 11/05/2010 3:34 pm | 11/05/2010 4:25 pm |
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| 03/03/2010 1:37 pm | 03/03/2010 2:34 pm |
| 01/06/2010 12:54 pm | 01/06/2010 1:48 pm |
| 12/02/2009 4:19 pm | 12/02/2009 5:23 pm |
| 10/28/2009 4:05 pm | 10/28/2009 5:24 pm |
| 09/18/2009 1:10 pm | 09/18/2009 2:18 pm |
| 07/29/2009 2:29 pm | 07/29/2009 2:38 pm |
| 06/03/2009 6:15 pm | 06/03/2009 7:06 pm |
| 03/27/2009 5:39 pm | 03/27/2009 6:35 pm |

Visitor: MENDOZA, MAYRA Y

Relationship: SISTER

Sex: F

Badge#:

Birth: 04/06/1990

Address: 1476 NEWTON ST N.W.

Driver's Lic: RE-0212088 PASS PORT

SSN:

City St Zip: WASHINGTON, DC 20010

Phone:

VISIT START

VISIT END

| | |
|--------------------|--------------------|
| 03/02/2011 5:34 pm | 03/02/2011 6:37 pm |
| 12/15/2010 1:08 pm | 12/15/2010 2:09 pm |
| 12/03/2010 1:42 pm | 12/03/2010 3:33 pm |
| 11/12/2010 1:56 pm | 11/12/2010 3:18 pm |
| 11/05/2010 3:34 pm | 11/05/2010 4:25 pm |
| 09/08/2010 1:59 pm | 09/08/2010 2:37 pm |
| 05/28/2010 2:23 pm | 05/28/2010 2:41 pm |
| 05/19/2010 6:11 pm | 05/19/2010 6:12 pm |
| 03/05/2010 4:20 pm | 03/05/2010 6:04 pm |
| 01/20/2010 3:53 pm | 01/20/2010 5:03 pm |
| 11/18/2009 4:02 pm | 11/18/2009 6:06 pm |
| 10/21/2009 1:24 pm | 10/21/2009 2:35 pm |
| 08/21/2009 4:24 pm | 08/21/2009 5:35 pm |
| 07/08/2009 4:15 pm | 07/08/2009 5:12 pm |
| 06/19/2009 5:52 pm | 06/19/2009 6:52 pm |
| 06/03/2009 6:18 pm | 06/03/2009 7:14 pm |



17-Jun-2013

9:02:50 am

Visits to Selected Inmate

322497 PORTILLIO, JOSE

Booking# 2009-03269

| | | |
|---------------------------------------|---|----------------------|
| Visitor: MENDOZA, ROBERTO FRANKLIN | Relationship: OTHER (SEE NOTES) | Sex: M |
| Address: 9042 ROSEWALL CT | Badge#: | Birth: 10/20/1968 |
| City St Zip: SPRINGFIELD VA, VA 22152 | Driver's Lic: | SSN: |
| Phone: | <u>VISIT START</u> | <u>VISIT END</u> |
| | 01 /20/2011 10:24 am | 01 /20/2011 11:26 am |
| Visitor: MENDOZA, ROSA E | Relationship: MOTHER | Sex: F |
| Address: 4517 41ST AVE | Badge#: | Birth: 02/14/1940 |
| City St Zip: BRENTWOOD, MD 20722 | Driver's Lic: C-0238991 PASS PORT | SSN: |
| Phone: | <u>VISIT START</u> | <u>VISIT END</u> |
| | 09 /25/2009 1:47 pm | 09 /25/2009 2:33 pm |
| | 09 /16/2009 12:08 pm | 09 /16/2009 1:38 pm |
| | 08 /28/2009 12:40 pm | 08 /28/2009 1:44 pm |
| Visitor: MENDOZA, WILMER | Relationship: COUSIN | Sex: M |
| Address: 4517 41ST AVE | Badge#: | Birth: 11/23/1984 |
| City St Zip: BRENTWOOD, MD 20722 | Driver's Lic: A625886027896 MD | SSN: |
| Phone: | <u>VISIT START</u> | <u>VISIT END</u> |
| | 09 /24/2010 12:19 pm | 09 /24/2010 1:13 pm |
| | 06 /24/2009 3:38 pm | 06 /24/2009 4:41 pm |
| Visitor: MOSLEY, MONICA LOTZE | Relationship: ATTORNEY | Sex: F |
| Address: 3436 17TH ST NW | Badge#: BAR#447881 | Birth: 11/14/1967 |
| City St Zip: WASHINGTON, DC 20010 | Driver's Lic: 9579160 DC | SSN: |
| Phone: | <u>VISIT START</u> | <u>VISIT END</u> |
| | 10 /15/2009 6:37 pm | 10 /15/2009 7:12 pm |
| Visitor: NAVIA, NELLY | Relationship: RELIGIOUS AND VOLUNTEER SVC | Sex: F |
| Address: 1803 kirklees Way | Badge#: | Birth: |
| City St Zip: Hanover, MD 21070 | Driver's Lic: | SSN: |
| Phone: | <u>VISIT START</u> | <u>VISIT END</u> |
| | 04 /01/2011 11:16 am | 04 /01/2011 12:11 pm |
| Visitor: PALACIOS, CANDIDA | Relationship: FRIEND | Sex: F |
| Address: 7701 GA AVE NW APT 201 | Badge#: | Birth: 09/20/1977 |
| City St Zip: WASH, DC 20012 | Driver's Lic: 22413625 DC | SSN: |
| Phone: | <u>VISIT START</u> | <u>VISIT END</u> |
| | 03 /17/2010 1:40 pm | 03 /17/2010 2:56 pm |



17-Jun-2013

9:02:50 am

Visits to Selected Inmate

322497 PORTILLIO, JOSE

Booking# 2009-03269

Visitor: RAMOS-MENDOZA, ISMELDA A

Relationship: FRIEND

Sex: F

Badge#:

Birth: 03/15/1981

Address: 4300 54TH PLACE

Driver's Lic: R525344027197 MD

SSN:

City St Zip: BLADENSBURG PG, MD 20710

Phone:

VISIT START

VISIT END

08/12/2009 1:06 pm 08/12/2009 2:01 pm

08/05/2009 12:37 pm 08/05/2009 1:50 pm

07/29/2009 2:30 pm 07/29/2009 2:39 pm

07/17/2009 2:18 pm 07/17/2009 2:37 pm

Visitor: REYES, ELSY Y

Relationship: FRIEND

Sex: F

Badge#:

Birth: 05/02/1964

Address: 4009 ALLISON STREET

Driver's Lic: R200221946336 MD

SSN:

City St Zip: BRENTWOOD PG, MD 20782

Phone:

VISIT START

VISIT END

04/09/2010 4:56 pm 04/09/2010 6:00 pm

05/13/2009 5:11 pm 05/13/2009 6:14 pm

03/27/2009 5:39 pm 03/27/2009 6:35 pm

Visitor: ROSALI, VICENTE G

Relationship: FRIEND

Sex: M

Badge#:

Birth: 10/01/1974

Address: 1478 NEWTON STREET NW 25

Driver's Lic: A70002956 PP

SSN:

City St Zip: WASH, DC 20010

Phone:

VISIT START

VISIT END

03/02/2011 5:37 pm 03/02/2011 6:38 pm

Visitor: WALTON, ANNE

Relationship: LEGAL INTERN

Sex: F

Badge#:

Birth:

Address: 4201 MASSACHUSETTS AVEUNE NW

Driver's Lic:

SSN:

City St Zip: WASH, DC 20016

Phone:

VISIT START

VISIT END

10/15/2009 6:38 pm 10/15/2009 7:12 pm

APPENDIX D

| | | |
|----------------|----------|---|
| Portillo, Jose | 03/16/09 | conference with Jose - He denies doing this. Obtain and review Gerstein's from Jose's case and codef cases. Wait Conference with Truscutt, conference with D's brother Mr. Laura, presentment before Judge - PH set for the 30th before Judge Rankin |
| Portillo, Jose | 03/16/09 | conference with Jose - He denies doing this. Obtain and review Gerstein's from Jose's case and codef cases. Wait Conference with Truscutt, conference with D's brother Mr. Laura, presentment before Judge - PH set for the 30th before Judge Rankin |
| Portillo, Jose | 03/16/09 | conference with Jose - He denies doing this. Obtain and review Gerstein's from Jose's case and codef cases. Wait Conference with Truscutt, conference with D's brother Mr. Laura, presentment before Judge - PH set for the 30th before Judge Rankin |
| Portillo, Jose | 03/17/09 | conference with MS Morales - she wants to help is his guardian 301-2772567, call to Manda - she will call Ms Morales and translate |
| Portillo, Jose | 03/17/09 | conference with MS Morales - she wants to help is his guardian 301-2772567, call to Manda - she will call Ms Morales and translate |
| Portillo, Jose | 03/19/09 | Travel to scene, view, look in windows, canvas for witnesses |
| Portillo, Jose | 03/19/09 | Travel to scene, view, look in windows, canvas for witnesses |
| Portillo, Jose | 03/20/09 | Omar Jose Medoza - 30 dob 11/28/1980 - Single - no children - went to HS Cardozo HS - never arrested - nobody in family - Jose is his brother - lived here no more than 4 years worked at Deli - 1st and PA by Capitol behind Congress - worked for will get info - 202 352-2972 - address 730 Hobart Pl Nw 20001 Jose lived in MD then stayed with guy off Park Road did not go to school has trouble reading spanish speaks no english - can find kid he was hanging out with a little kid almost same age - father passed away 16 years ago - mother in elsalvador - came up here to work. |
| Portillo, Jose | 03/20/09 | Omar Jose Medoza - 30 dob 11/28/1980 - Single - no children - went to HS Cardozo HS - never arrested - nobody in family - Jose is his brother - lived here no more than 4 years worked at Deli - 1st and PA by Capitol behind Congress - worked for will get info - 202 352-2972 - address 730 Hobart Pl Nw 20001 Jose lived in MD then stayed with guy off Park Road did not go to school has trouble reading spanish speaks no english - can find kid he was hanging out with a little kid almost same age - father passed away 16 years ago - mother in elsalvador - came up here to work. |
| Portillo, Jose | 03/22/09 | Eone guy wants to talk Reyes - is one of friend - doesn't know Jose is brother -- tomorrow - wants to - was thinking about - |
| Portillo, Jose | 03/22/09 | Eone guy wants to talk Reyes - is one of friend - doesn't know Jose is brother -- tomorrow - wants to - was thinking about - |
| Portillo, Jose | 03/24/09 | conference with John, Mariia Morales, Omar Morales Reyes very thin black block hair - her sister in laws husband's son - Nellie carment Mendoza Angel Reyes husband - lives in DC MD - Park by Petworth Randolph Street - 34 - say was at a barbecue w owners one They were looking for the wrong guy - Columbia Rd 202- 445-8536 Fernando Reyes - Angela used to clean the house knew when they were out of town knew how much money they had - She planned the whole thing - They are protecting someone else. does not know how they know Jose's name. Fernand has been in jail times - |
| Portillo, Jose | 03/24/09 | At 14th & Spring Rd drinking tried to recruit Jose perfect record to Rob Jose didn't want to go left without him - angela used to clean angela conejo and spookie and 4th person angela used the cards miguel lunny warren AND OTHERS WAS TALKING about this at party -reason had personal problem w him - conejo nickname for pietro - refused in front him waitress coolo Andy - spent cash Karen daughter of owner speaks both |
| Portillo, Jose | 03/24/09 | conference with John, Mariia Morales, Omar Morales Reyes very thin black block hair - her sister in laws husband's son - Nellie carment Mendoza Angel Reyes husband - lives in DC MD - Park by Petworth Randolph Street - 34 - say was at a barbecue w owners one They were looking for the wrong guy - Columbia Rd 202- 445-8536 Fernando Reyes - Angela used to clean the house knew when they were out of town knew how much money they had - She planned the whole thing - They are protecting someone else. does not know how they know Jose's name. Fernand has been in jail times - |

| | | | |
|--|----------------|----------|--|
| | Portillo, Jose | 03/24/09 | At 14th & Spring Rd drinking tried to recruit Jose perfect record to Rob Jose didn't want to go left without him - angela used to clean angela conejo and spookie and 4th person angela used the cards miguel luny warren AND OTHERS WAS TALKING about this at party -reason had personal problem w him - conejo nickname for pietro - refused in front him waitress coolo Andy - spent cashKaren daughter of owner speaks both |
| | Portillo, Jose | 03/27/09 | conference with John, Steven , draft email requesting translator to Brenda Ward, review approval. |
| | Portillo, Jose | 03/27/09 | conference with John, Steven , draft email requesting translator to Brenda Ward, review approval. |
| | Portillo, Jose | 03/28/09 | travel t oDC jail - almost 11/2 hour wating and locating him went to CTF - not there - Jail looked it up. conference with investigator Eicher translator Steven Gedrom - He was at the house he was lviing in Angela nd her frioend Peiroo who he had seen only onve or twice before asked him to go to new york - on the way they told him they had killed two poeple the car was a boxshaped car - He told the mt otake him home did not like the news he heard - They ar emad at him had a personal problem with him - had an altercation at a restaurant - confrontation - he was in the car. They wanted to get money from them. Angela and Ceuneo went in. Cuneo had a stik. He was outside - went in saw what was happening want to leave. they took him hiomecame back 11/2 hours later - told him they recognized the girl casue she cleaned over there.. Killed the couple. He did nt wnat antything to do with it. Has a tatoo that says Javier adn one with 3 dots on his hand. They came back in a b lude box like car. They are lying does not know Reyes or cola Camino real - Angela used to dance there/. |
| | Portillo, Jose | 03/28/09 | travel t oDC jail - almost 11/2 hour wating and locating him went to CTF - not there - Jail looked it up. conference with investigator Eicher translator Steven Gedrom - He was at the house he was lviing in Angela nd her frioend Peiroo who he had seen only onve or twice before asked him to go to new york - on the way they told him they had killed two poeple the car was a boxshaped car - He told the mt otake him home did not like the news he heard - They ar emad at him had a personal problem with him - had an altercation at a restaurant - confrontation - he was in the car. They wanted to get money from them. Angela and Ceuneo went in. Cuneo had a stik. He was outside - went in saw what was happening want to leave. they took him hiomecame back 11/2 hours later - told him they recognized the girl casue she cleaned over there.. Killed the couple. He did nt wnat antything to do with it. Has a tatoo that says Javier adn one with 3 dots on his hand. They came back in a b lude box like car. They are lying does not know Reyes or cola Camino real - Angela used to dance there/. |
| | Portillo, Jose | 03/29/09 | prepare for PH/Pd |
| | Portillo, Jose | 03/29/09 | prepare for PH/Pd |
| | Portillo, Jose | 03/30/09 | conference with client, family Feranndo Reyes, borthther, sister, - PH |
| | Portillo, Jose | 03/30/09 | conference with client, family Feranndo Reyes, borthther, sister, - PH |

| | | | |
|--|----------------|----------|---|
| | Portillo, Jose | 05/01/09 | <p>2 days late, told him they killed the couple, why casue she recognized me. Would not look him in eye on black computer - couple recognized me- she knows I did not kill them knows who did it, probably thought could blame me- did not have family thought could put on him - Hung out that night - in Angela's house - by Kennedy Street & Ga Street, went casue freinds with Piero Cunejo - piero took him there Angela was his girlfriend - picked him up on NEWton - On Sherman from there went to NEWton - stayig in a room at Luis Castillos home. owns 2 houses allowed him to live in 1 - was there but also lived in Newton with cousins - parked at Angela's house - wnet chatted for a while - Both were drinking Angela was drunk Jose did not drink - All left from Angela's house in a car -Angela said need money - 500 I know where I ca ngo to steal things - parked did not know where they were or where I was - did not go inside the house. When they came out they were laughing and high fieing - He had a big blick stick in his hand when he went in and when he came out - dropped him on Sherman - and Columbia - brikcs red brick blue door - left then called him forgot 202-515-5197 ATT 6 or 7 pierro had a 202 number - friend may remember Marlon - lives in his brother's Omar mendoza -Jose Mata used to work for him Pierro told his cousin Marlin Garcia something different - told him what he did with the dead people - Girlfriend - left for another state -did not wnat to live with her - too young to get together - lived with her 1 year - Azucena Natali -</p> |
| | Portillo, Jose | 05/01/09 | <p>2 days late, told him they killed the couple, why casue she recognized me. Would not look him in eye on black computer - couple recognized me- she knows I did not kill them knows who did it, probably thought could blame me- did not have family thought could put on him - Hung out that night - in Angela's house - by Kennedy Street & Ga Street, went casue freinds with Piero Cunejo - piero took him there Angela was his girlfriend - picked him up on NEWton - On Sherman from there went to NEWton - stayig in a room at Luis Castillos home. owns 2 houses allowed him to live in 1 - was there but also lived in Newton with cousins - parked at Angela's house - wnet chatted for a while - Both were drinking Angela was drunk Jose did not drink - All left from Angela's house in a car -Angela said need money - 500 I know where I ca ngo to steal things - parked did not know where they were or where I was - did not go inside the house. When they came out they were laughing and high fieing - He had a big blick stick in his hand when he went in and when he came out - dropped him on Sherman - and Columbia - brikcs red brick blue door - left then called him forgot 202-515-5197 ATT 6 or 7 pierro had a 202 number - friend may remember Marlon - lives in his brother's Omar mendoza -Jose Mata used to work for him Pierro told his cousin Marlin Garcia something different - told him what he did with the dead people - Girlfriend - left for another state -did not wnat to live with her - too young to get together - lived with her 1 year - Azucena Natali -</p> |
| | Portillo, Jose | 05/01/09 | <p>2 days late, told him they killed the couple, why casue she recognized me. Would not look him in eye on black computer - couple recognized me- she knows I did not kill them knows who did it, probably thought could blame me- did not have family thought could put on him - Hung out that night - in Angela's house - by Kennedy Street & Ga Street, went casue freinds with Piero Cunejo - piero took him there Angela was his girlfriend - picked him up on NEWton - On Sherman from there went to NEWton - stayig in a room at Luis Castillos home. owns 2 houses allowed him to live in 1 - was there but also lived in Newton with cousins - parked at Angela's house - wnet chatted for a while - Both were drinking Angela was drunk Jose did not drink - All left from Angela's house in a car -Angela said need money - 500 I know where I ca ngo to steal things - parked did not know where they were or where I was - did not go inside the house. When they came out they were laughing and high fieing - He had a big blick stick in his hand when he went in and when he came out - dropped him on Sherman - and Columbia - brikcs red brick blue door - left then called him forgot 202-515-5197 ATT 6 or 7 pierro had a 202 number - friend may remember Marlon - lives in his brother's Omar mendoza -Jose Mata used to work for him Pierro told his cousin Marlin Garcia something different - told him what he did with the dead people - Girlfriend - left for another state -did not wnat to live with her - too young to get together - lived with her 1 year - Azucena Natali -</p> |
| | Portillo, Jose | 05/21/09 | travel to DC JAil - jail visit with client |

| | | | |
|--|----------------|----------|--|
| | Portillo, Jose | 05/21/09 | travel to DC JAil - jail visit with client |
| | Portillo, Jose | 05/22/09 | conf with client, client's family, AUSA Truscott, wiat hearing |
| | Portillo, Jose | 05/22/09 | conf with client, client's family, AUSA Truscott, wiat hearing |
| | Portillo, Jose | 07/23/09 | jail visit with client inv & translator |
| | Portillo, Jose | 07/23/09 | jail visit with client inv & translator |
| | Portillo, Jose | 10/22/09 | conf w client gave him discovery bring a spanish translator |
| | Portillo, Jose | 10/22/09 | conf w client gave him discovery bring a spanish translator |
| | Portillo, Jose | 11/24/09 | Conf W Fernando Mendoza 7950 18th Ave #203 Hyattsville, MD 20783 tel 301 434 3608 Marlo showed phoot mug shoot in jail clothing Marlon Arias Garcia can be found on 14th street NW has a sister who lives on Georgia and Harvard sometimes he shows up there, never new him to work - has brotheri n NC and Baltimore accused of selling drugs. The one in Baltimore was out with a group of poeple with gun police arrested them all up there. Marlon Arias.. |
| | Portillo, Jose | 11/24/09 | Conf W Fernando Mendoza 7950 18th Ave #203 Hyattsville, MD 20783 tel 301 434 3608 Marlo showed phoot mug shoot in jail clothing Marlon Arias Garcia can be found on 14th street NW has a sister who lives on Georgia and Harvard sometimes he shows up there, never new him to work - has brotheri n NC and Baltimore accused of selling drugs. The one in Baltimore was out with a group of poeple with gun police arrested them all up there. Marlon Arias |
| | Portillo, Jose | 12/17/09 | send email to atty MEchado - prepare for hearing |
| | Portillo, Jose | 12/17/09 | send email to atty MEchado - prepare for hearing |
| | Portillo, Jose | 12/18/09 | <p>conf w John Mechado, Conf w AUSA Truscott. A new AUSA has been assigned to the case - Regan Taylor - We discussed trial stipulations - we told them we have a client that is suspicius of us and a family that is somewhat hostile. We told the mwe are 75% there. We discussed the DNA testing - Truscott has been told that the results will be in between Christmas and New Years. They believe wit a stipulation the trial may be tried in 4 days. John spoe with the family., They are coming to his ofice on the 30th. - status held - we are required to provide alibi witnesses by the 18th of January. Conference with the two siste and his brother Wilmar - They want to know when the motions will be heard - the day of trial - Note we told the court we have witnesses that say he was wit them but we have not yet completed their investigion - conferene with the family - explained DNA - Wilmar 202-714-3124 7301 Ridge Rd - Hyattsville md 20783 - Garcia Darvin - in PG jail - prob violation - in process of being deported - took his firearm charge away sent ot PG Correctional facility. I nmay picked up another gun charge violated on probatio nerving time - wqas with her in Nov -in Dec him just moved to DC - with black gentlemen live on Georgia Ave 13th & Ga Ave - - no diesnt live there - can find him there - Marlon used to live with Angela - Palying with me - thought she was lieing cause said living with Chupita - did not know - got nervouse- know brother burned a car no sé nada - had a computer - why Jose Alberto Jose javier - would say father of my mother was jose portillo - and he put her god name everyone here changes theri name - said brother drive the car - my brother cant drive -ever se him with a gang no never saw him - son who is sick loves him very much - little boy alsways asking about him - stange people - also said when would see him se3cond time at jail asked if did that he said no was one person who did it who knows the trust - Chupita is Marlon gang members call him that - maY BE PASRT OF TLC GANG - Fernando Reyes - Chupita told everything to Fernando - grabbed him not right know who did it. Would be great if Feranndo would testify - Feranndo heard it from Chupita .</p> |

| | | | |
|--|----------------|----------|--|
| | Portillo, Jose | 12/18/09 | <p>conf w John Mechado, Conf w AUSA Truscott. A new AUSA has been assigned to the case - Regan Taylor - We discussed trial stipulations - we told them we have a client that is suspicious of us and a family that is somewhat hostile. We told the mwe are 75% there. We discussed the DNA testing - Truscott has been told that the results will be in between Christmas and New Years. They believe wit a stipulation the trial may be tried in 4 days. John spoe with the family., They are coming to his office on the 30th. - status held - we are required to provide alibi witnesses by the 18th of January. Conference with the two siste and his brother Wilmar - They want to know when the motions will be heard - the day of trial - Note we told the court we have witnesses that say he was wit them but we have not yet completed their investigion - conferene with the family - explained DNA - Wilmar 202-714-3124 7301 Ridge Rd - Hyattsville md 20783 - Garcia Darvin - in PG jail - prob violation - in process of being deported - took his firearm charge away sent ot PG Correctional facility. I nmay picked up another gun charge violated on probatio nerving time - wqas with her in Nov -in Dec him just moved to DC - with black gentlemen live on Georgia Ave 13th & Ga Ave - - no diesnt live there - can find him there - Marlon used to live with Angela - Palying with me - thought she was lieing cause said living with Chupita - did not know - got nervouse- know brother burned a car no se nada - had a computer - why Jose Alberto Jose javier - would say father of my mother was jose portillo - and he put her god name everyone here changes theri name - said brother drive the car - my brother cant drive -ever se him with a gang no never saw him - son who is sick loves him very much - little boy alsways asking about him - stange people - also said when would see him se3cond time at jail asked if did that he said no was one person who did it who knows the trust - Chupita is Marlon gang members call him that - maY BE PASRT OF TLC GANG - Fernando Reyes - Chupita told everything to Fernando - grabbed him not right know who did it. Would be great if Feranndo would testify - Feranndo heard it from Chupita .</p> |
| | Portillo, Jose | 12/29/09 | conf w John Machado |
| | Portillo, Jose | 12/29/09 | conf w John Machado |
| | Portillo, Jose | 12/30/09 | jail visit with client & John Machado - wait for witnesses and family to arrive - no show |
| | Portillo, Jose | 12/30/09 | jail visit with client & John Machado - wait for witnesses and family to arrive - no show |

| | | |
|----------------|----------|---|
| Portillo, Jose | 1/22/10 | conf w AUSA Truscott - got email and fax no status set - will try to settle |
| Portillo, Jose | 1/22/10 | conf w AUSA Truscott - got email and fax no status set - will try to settle |
| Portillo, Jose | 1/24/10 | review email and faxes from AUSA Truscott, review DNA reports, draft email to AUSA Truscott |
| Portillo, Jose | 1/24/10 | review email and faxes from AUSA Truscott, review DNA reports, draft email to AUSA Truscott |
| Portillo, Jose | 1/27/10 | conf w D's brother |
| Portillo, Jose | 1/27/10 | conf w D's brother |
| Portillo, Jose | 1/28/10 | cof w his sister set meeting for 100 next Fri |
| Portillo, Jose | 1/28/10 | cof w his sister set meeting for 100 next Fri |
| Portillo, Jose | 2/22/10 | Portillo Debriefing |
| Portillo, Jose | 2/22/10 | Portillo Debriefing |
| Portillo, Jose | 3/5/10 | conf w Atty Machado conference with Attorney Machado, travel to Columbia Road NW, search for Marlon Arias |
| Portillo, Jose | 3/5/10 | conf w Atty Machado conference with Attorney Machado, travel to Columbia Road NW, search for Marlon Arias |
| Portillo, Jose | 3/7/10 | conf w Atty Machado |
| Portillo, Jose | 3/7/10 | conf w Atty Machado |
| Portillo, Jose | 3/11/10 | travel to jail client cannot be brought upPrepare for hearing |
| Portillo, Jose | 3/11/10 | travel to jail client cannot be brought upPrepare for hearing |
| Portillo, Jose | 3/12/10 | conf w client, /inv, AUSA Truscott, D's family, Atty Machado, Status |
| Portillo, Jose | 3/12/10 | conf w client, /inv, AUSA Truscott, D's family, Atty Machado, Status |
| Portillo, Jose | 7/23/10 | trnaslatted fingerprint report and Brady Disclosure |
| Portillo, Jose | 7/23/10 | trnaslatted fingerprint report and Brady Disclosure |
| Portillo, Jose | 8/25/10 | conference with AUSA Truscott |
| Portillo, Jose | 8/25/10 | conference with AUSA Truscott |
| Portillo, Jose | 10/7/10 | conference with client, Atty Machado, Attorney Truscott - status hearing on motion for new counsel reviewHair and fiber analysis report - , |
| Portillo, Jose | 10/7/10 | conference with client, Atty Machado, Attorney Truscott - status hearing on motion for new counsel reviewHair and fiber analysis report - , |
| Portillo, Jose | 10/7/10 | conference with client, Atty Machado, Attorney Truscott - status hearing on motion for new counsel reviewHair and fiber analysis report - , |
| Portillo, Jose | 10/12/10 | conference with AUSA Truscott |
| Portillo, Jose | 10/12/10 | conference with AUSA Truscott |
| Portillo, Jose | 10/12/10 | conference with AUSA Truscott |
| Portillo, Jose | 10/20/10 | conference with AUSA Truscott - we will not require the people who took the swabs for DNA review documents from govt - conference with investigator |
| Portillo, Jose | 10/20/10 | conference with AUSA Truscott - we will not require the people who took the swabs for DNA review documents from govt - conference with investigator |
| Portillo, Jose | 10/20/10 | conference with AUSA Truscott - we will not require the people who took the swabs for DNA review documents from govt - conference with investigator |

| | | |
|----------------|----------|---|
| Portillo, Jose | 10/27/10 | conference with AUSA Truscott, Attempt to locate Atty Machado, Email to Atty Machado, prepare for hearing |
| Portillo, Jose | 10/27/10 | conference with AUSA Truscott, Attempt to locate Atty Machado, Email to Atty Machado, prepare for hearing |
| Portillo, Jose | 10/27/10 | conference with AUSA Truscott, Attempt to locate Atty Machado, Email to Atty Machado, prepare for hearing |
| Portillo, Jose | 10/28/10 | conference with client, AUSA Truscott - AUSA Snyder, Atty Burka |
| Portillo, Jose | 10/28/10 | conference with client, AUSA Truscott - AUSA Snyder, Atty Burka |
| Portillo, Jose | 10/28/10 | conference with client, AUSA Truscott - AUSA Snyder, Atty Burka |
| Portillo, Jose | 11/1/10 | Trial Judge Rankin vacated vconf w frnily to tell case continued |
| Portillo, Jose | 11/1/10 | Trial Judge Rankin vacated vconf w frnily to tell case continued |
| Portillo, Jose | 11/1/10 | Trial Judge Rankin vacated vconf w frnily to tell case continued |
| Portillo, Jose | 11/5/10 | Email ricardo1232007@yahoo.com 7700 Vicar Street Hyattsville 20074 |
| Portillo, Jose | 11/5/10 | Email ricardo1232007@yahoo.com 7700 Vicar Street Hyattsville 20074 |
| Portillo, Jose | 11/5/10 | Email ricardo1232007@yahoo.com 7700 Vicar Street Hyattsville 20074 |
| Portillo, Jose | 11/27/10 | conference with client at jail , explained we may want ot just rest and argue - he gave me letters from 3 people saying he has a good character. I told him I would come back tommorrow. Marlo Garcias 10 CF1 27113 |
| Portillo, Jose | 11/27/10 | conference with client at jail , explained we may want ot just rest and argue - he gave me letters from 3 people saying he has a good character. I told him I would come back tommorrow. Marlo Garcias 10 CF1 27113 |
| Portillo, Jose | 11/27/10 | conference with client at jail , explained we may want ot just rest and argue - he gave me letters from 3 people saying he has a good character. I told him I would come back tommorrow. Marlo Garcias 10 CF1 27113 |
| Portillo, Jose | 11/28/10 | jail visit with Machado Trial Prep |
| Portillo, Jose | 11/28/10 | jail visit with Machado Trial Prep |
| Portillo, Jose | 11/28/10 | jail visit with Machado Trial Prep |
| Portillo, Jose | 11/29/10 | conf w client, AUSA, conf w D's family trial 302 - trial prep |
| Portillo, Jose | 11/29/10 | conf w client, AUSA, conf w D's family trial 302 - trial prep |
| Portillo, Jose | 11/29/10 | conf w client, AUSA, conf w D's family trial 302 - trial prep |
| Portillo, Jose | 11/30/10 | Portillo |
| Portillo, Jose | 11/30/10 | Portillo |
| Portillo, Jose | 11/30/10 | Portillo |
| Portillo, Jose | 12/1/10 | Portillo |
| Portillo, Jose | 12/1/10 | Portillo |
| Portillo, Jose | 12/1/10 | Portillo |
| Portillo, Jose | 12/5/10 | trial preparation |
| Portillo, Jose | 12/5/10 | trial preparation |
| Portillo, Jose | 12/5/10 | trial preparation |
| Portillo, Jose | 12/6/10 | Trial conf w AUSA Def Inv, witnesses jail visit with client, trial prep |

[illegible]

APPENDIX E

| Created By | Hearing Date | Description | Open Court Time | Interview Time | Legal Research Time | Investigation Time | Travel Time | Waiting Time | Other | Total Hours | Total Amount |
|------------|--------------|--|-----------------|----------------|---------------------|--------------------|-------------|--------------|-------|-------------|--------------|
| Attorney | 2009-03-16 | conference with client, Obtain and review Gerstein's from client's case and codef cases. Wait Conference with AUSA Truscott, conference with D's brother Mr. Laura, presentment before Judge - PH set for the 30th before Judge Rankin, review presentment material, open dile scan data to computer | 0.1 | 1.1 | 0.0 | 0.0 | 0.0 | 0.0 | 1.4 | 2.6 | 234.0 |
| Attorney | 2009-03-17 | conference with MS Morales - she wants to help is his guardian 301-2772567, call to Manda - she will call Ms Morales and translate | 0.0 | 0.6 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.6 | 54.0 |
| Attorney | 2009-03-19 | Travel to scene, view , look in windows, canvas for witnesses | 0.0 | 0.0 | 0.0 | 2.1 | 1.0 | 0.0 | 0.0 | 3.1 | 279.0 |
| Attorney | 2009-03-20 | conference with Omar Mendoza | 0.0 | 1.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 1.0 | 90.0 |
| Attorney | 2009-03-22 | conf w D's brother, Inv Eicher | 0.0 | 0.5 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.5 | 45.0 |
| Attorney | 2009-03-24 | conference with John, Maria Morales, Omar MoralesReyes | 0.0 | 1.3 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 1.3 | 117.0 |
| Attorney | 2009-03-27 | conference with John, Steven , draft email requesting translator to Brenda Ward, review approval. | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.5 | 0.5 | 45.0 |
| | | | | | | | | | | | |

△ Exhibit 1

| Created By | Hearing Date | Description | Open Court Time | Interview Time | Legal Research Time | Investigation Time | Travel Time | Waiting Time | Other | Total Hours | Total Amount |
|------------|--------------|--|-----------------|----------------|---------------------|--------------------|-------------|--------------|-------|-------------|--------------|
| Attorney | 2009-03-28 | travel to DC jail - almost 1 1/2 hour waiting and locating him went to CTF - not there - Jail looked it up. conference with investigator Eicher translator Steven Gedrom - | 0.0 | 2.8 | 0.0 | 0.0 | 1.0 | 0.0 | 0.9 | 4.7 | 423.0 |
| Attorney | 2009-03-29 | prepare for hearing | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 1.8 | 1.8 | 162.0 |
| Attorney | 2009-03-30 | conference with client, family Fernando Reyes, brother, sister, - PH | 1.2 | 1.5 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 2.7 | 243.0 |
| Attorney | 2009-04-02 | conference with Omar Morales, Maria Morales, Mario Laura | 0.0 | 2.9 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 2.9 | 261.0 |
| Attorney | 2009-04-27 | conference with D's sister and 2 brothers | 0.0 | 1.6 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 1.6 | 144.0 |
| Attorney | 2009-05-01 | jail visit with client, inv & translator | 0.0 | 2.1 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 2.1 | 189.0 |
| Attorney | 2009-05-18 | conference with Edmud Morales | 0.0 | 0.3 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.3 | 27.0 |
| Attorney | 2009-05-21 | travel to DC Jail - conf w client, prepare for hearing | 0.0 | 1.5 | 0.0 | 0.0 | 1.0 | 0.0 | 0.6 | 3.1 | 279.0 |
| Attorney | 2009-05-22 | conf with client, client's family, AUSA Truscott, wait hearing | 0.1 | 1.2 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 1.3 | 117.0 |
| Attorney | 2009-07-23 | jail visit with client, investigator and translator | 0.0 | 0.9 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.9 | 81.0 |
| Attorney | 2009-09-10 | conf w client, client's sister, prepare for status | 0.0 | 1.1 | 0.0 | 0.0 | 0.0 | 0.0 | 0.8 | 1.9 | 171.0 |
| Attorney | 2009-09-11 | conf w AUSA, client, client's family, inv. | 0.2 | 1.4 | 0.0 | 0.0 | 0.0 | 0.3 | 0.0 | 1.9 | 171.0 |
| Attorney | 2009-10-22 | jail visit with client | 0.0 | 1.2 | 0.0 | 0.0 | 1.0 | 0.0 | 0.0 | 2.2 | 198.0 |

| Created By | Hearing Date | Description | Open Court Time | Interview Time | Legal Research Time | Investigation Time | Travel Time | Waiting Time | Other | Total Hours | Total Amount |
|------------|--------------|---|-----------------|----------------|---------------------|--------------------|-------------|--------------|-------|-------------|--------------|
| Attorney | 2009-11-24 | conference with Fernanado Mendoza | 0.0 | 3.3 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 3.3 | 297.0 |
| Attorney | 2009-12-17 | send email to Atty Machado prepare for hearing | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.7 | 0.7 | 63.0 |
| Attorney | 2009-12-18 | conf w client, AUSA, Atty Machado, D's family, status | 0.2 | 1.3 | 0.0 | 0.0 | 0.0 | 0.2 | 0.0 | 1.7 | 153.0 |
| Attorney | 2009-12-29 | conf w Atty Machado | 0.0 | 0.1 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.1 | 9.0 |
| Attorney | 2009-12-30 | jail vist with client & Atty machado - Strategize w Atty Machado while waiting for family - witnesses to appear - no show - | 0.0 | 3.2 | 0.0 | 0.0 | 1.0 | 0.0 | 1.1 | 5.3 | 477.0 |
| Attorney | 2010-01-22 | conf w AUSA Truscott | 0.0 | 0.2 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.2 | 18.0 |
| Attorney | 2010-01-24 | review email and faxes from AUSA Truscott, review DNA reports, draft email to AUSA Truscott | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 1.1 | 1.1 | 99.0 |
| Attorney | 2010-01-27 | conf w DALL's brother | 0.0 | 0.3 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.3 | 27.0 |
| Attorney | 2010-01-28 | cof w his sister set meeting for 100 next Fri | 0.0 | 0.3 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.3 | 27.0 |
| Attorney | 2010-02-21 | prepare for debriefing | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.9 | 0.9 | 81.0 |
| Attorney | 2010-02-22 | debriefing with AUSA Redmon and Truscott | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 3.0 | 3.0 | 270.0 |
| Attorney | 2010-03-01 | conference with Attorney Truscott | 0.0 | 0.2 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.2 | 18.0 |
| Attorney | 2010-03-05 | conference with Attorney Machado, travel to Columbia Road NW, search for Marlon Arias | 0.0 | 0.2 | 0.0 | 1.7 | 1.0 | 0.0 | 0.0 | 2.9 | 261.0 |
| Attorney | 2010-03-07 | conf w Atty Machado | 0.0 | 0.1 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.1 | 9.0 |

| Created By | Hearing Date | Description | Open Court Time | Interview Time | Legal Research Time | Investigation Time | Travel Time | Waiting Time | Other | Total Hours | Total Amount |
|------------|--------------|--|-----------------|----------------|---------------------|--------------------|-------------|--------------|-------|-------------|--------------|
| Attorney | 2010-03-11 | Prepare for Hearing | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.5 | 0.5 | 45.0 |
| Attorney | 2010-03-12 | conf w client, /inv, AUSA Truscott, D&L's family, Atty Machado, Status | 0.1 | 1.3 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 1.4 | 126.0 |
| Attorney | 2010-07-23 | jail visit with client and int | 0.0 | 2.2 | 0.0 | 0.0 | 1.0 | 0.0 | 0.0 | 3.2 | 288.0 |
| Attorney | 2010-08-25 | conference with AUSA Truscott | 0.0 | 0.5 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.5 | 45.0 |
| Attorney | 2010-10-06 | conference with AUSA Truscott, review pro se motion, conference with inv, email Atty Machado, Telephone Atty Machado no answer, fax letter to Atty Machado, look up status and docket of codefendants Eicher, travel to jail conference with client and interpreter, prepare for hearing | 0.0 | 2.3 | 0.0 | 0.4 | 1.0 | 0.0 | 0.7 | 4.4 | 396.0 |
| Attorney | 2010-10-12 | conference with AUSA Truscott | 0.0 | 0.4 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.4 | 36.0 |
| Attorney | 2010-10-20 | conference with AUSA Truscott - we will not require the people who took the swabs for DNA review documents from govt - conference with investigator | 0.0 | 0.3 | 0.0 | 0.0 | 0.0 | 0.0 | 2.4 | 2.7 | 243.0 |
| Attorney | 2010-10-27 | conference with AUSA Truscott, Attempt to locate Atty Machado, Email to Atty Machado, prepare for hearing | 0.0 | 0.4 | 0.0 | 0.0 | 0.0 | 0.0 | 0.8 | 1.2 | 108.0 |
| | | | | | | | | | | | |

| Created By | Hearing Date | Description | Open Court Time | Interview Time | Legal Research Time | Investigation Time | Travel Time | Waiting Time | Other | Total Hours | Total Amount |
|------------|--------------|--|-----------------|----------------|---------------------|--------------------|-------------|--------------|-------|-------------|--------------|
| Attorney | 2010-10-28 | conference with client, AUSA Truscott - AUSA Snyder, Ally Burka | 0.3 | 1.1 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 1.4 | 126.0 |
| Attorney | 2010-11-01 | conference with D's family | 0.0 | 0.4 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.4 | 36.0 |
| Attorney | 2010-11-05 | conference with D's brother | 0.0 | 0.6 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.6 | 54.0 |
| Attorney | 2010-11-27 | jail conf w client | 0.0 | 2.2 | 0.0 | 0.0 | 1.0 | 0.0 | 0.0 | 3.2 | 288.0 |
| Attorney | 2010-11-28 | jail visit with Machado Trial Prep | 0.0 | 2.3 | 0.0 | 0.0 | 1.0 | 0.0 | 3.3 | 6.6 | 594.0 |
| Attorney | 2010-11-30 | conf w AUSA Truscott, D's Family, Client, trial prep | 4.3 | 1.1 | 0.0 | 0.0 | 0.0 | 0.0 | 2.1 | 7.5 | 675.0 |
| Attorney | 2010-12-01 | conference with client, AUSA, D's family | 5.4 | 1.3 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 6.7 | 603.0 |
| Attorney | 2010-12-05 | trial preparation - review and summarized jencks create chart with inconsistencies between codefendant versions | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 7.3 | 7.3 | 657.0 |
| Attorney | 2010-12-06 | Trial conf w AUSA Def Inv, Heather Pinkney, Angele Hernandez lawyer witnesses jail visit with client, trial prep | 4.6 | 3.5 | 0.0 | 0.0 | 1.0 | 0.0 | 2.3 | 11.4 | 1026.0 |
| Attorney | 2010-12-07 | trial, conf w client, AUSA, D's family, Heather Pinkney - Angela Funetes attorney, trial prep | 4.6 | 1.6 | 0.0 | 0.0 | 0.0 | 0.0 | 1.2 | 7.4 | 666.0 |
| Attorney | 2010-12-08 | trial conf w client, AUSA, D's family, trial prep | 4.6 | 1.3 | 0.0 | 0.0 | 0.0 | 0.0 | 2.4 | 8.3 | 747.0 |
| Attorney | 2010-12-09 | trial conf w client, AUSA, Def's family | 3.6 | 1.4 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 5.0 | 450.0 |

| Created By | Hearing Date | Description | Open Court Time | Interview Time | Legal Research Time | Investigation Time | Travel Time | Waiting Time | Other | Total Hours | Total Amount |
|------------|--------------|--|-----------------|----------------|---------------------|--------------------|-------------|--------------|-------|-------------|--------------|
| Attorney | 2010-12-10 | conference with client, AUSA, client's family | 1.2 | 1.2 | 0.7 | 0.0 | 0.0 | 0.0 | 0.0 | 3.1 | 279.0 |
| Attorney | 2011-03-09 | draft memo in aid of sentencing | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.9 | 0.9 | 81.0 |
| Attorney | 2011-03-10 | review govt sentencing memo - prepare for sentencing | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 1.9 | 1.9 | 171.0 |
| Attorney | 2011-03-11 | Conference with client, client's family, sentencing | 1.5 | 1.1 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 2.6 | 234.0 |

APPENDIX F

Court Cases Online[Click here to view search criteria](#)

Case Search for Person: PORTILLO, JOSE

Search retrieved 87 cases in less than a second.

[Click here to view search results](#)

Selected 1 cases to view

Viewing single case; Details retrieved in less than a second.

[Click here to view case summary](#)

| 2009 CF1 006048: District of Columbia Vs. PORTILLO, JOSE GILBERTO | |
|---|------------------------------|
| Case Type: Felony I | File Date: 03/16/2009 |
| Status: Appeal -Crm | Status Date: 03/16/2009 |
| Disposition: Guilty-Jury Trial | Disposition Date: 12/10/2010 |

| Party Name | Party Alias(es) | Party Type | Attorney(s) |
|-------------------------|-----------------|----------------------|-------------------|
| PORTILLO, JOSE GILBERTO | PORTILLO, JOSE | Defendant (Criminal) | AMATO, Ms ELITA C |

| Schedule Date | Schedule Time | Description |
|---------------|---------------|----------------|
| 07/12/2013 | 01:45 PM | Status Hearing |

| Docket Date | Description | Messages |
|-------------|-------------------------------------|---|
| 06/05/2013 | Motion Filed: | Government's Motion for an Order Finding Waiver of Attorney-Client Privilege Attorney: MACHEN, Mr RONALD C (447889) |
| 06/05/2013 | Writ Filed | Writ Filed Ad Prosequendum received and docketed. Writ signed by Judge Rankin for defendant to appear on 7/12/13 for status hearing. True Test Original forwarded to AUSA for service to the US Marshal's Office. |
| 06/03/2013 | Attorney Appointed/Dismissed | Attorney /Dismissed Attorney MACHADO, Mr JOHN L L dismissed/withdrawn for PORTILLO, JOSE GILBERTO on 06/03/2013 |
| 06/03/2013 | Attorney Appointed/Dismissed | Attorney /Dismissed Attorney BOND, Mr FERRIS R dismissed/withdrawn for PORTILLO, JOSE GILBERTO on 06/03/2013 |
| 06/03/2013 | Attorney Appointed/Dismissed | Attorney AMATO, Ms ELITA C representing Defendant (Criminal) PORTILLO, JOSE GILBERTO as of 06/03/2013 |
| 06/03/2013 | Order Entered on the Docket | Order Appointing Elita Amato Esq. as counsel for Defendant Portillo, Vacating Appointments of Ferris Bond, Esq. and John Machado, Esq., and setting Status Hearing date, signed by Judge Michael Rankin in chambers on 6/3/13, copies mailed, and entered on the docket 6/3/13 (lbo) |
| 06/03/2013 | Event Scheduled | Event Scheduled Event: Status Hearing Date: 07/12/2013 Time: 1:45 pm Judge: RANKIN, MICHAEL L Location: Courtroom 517 |
| 04/29/2013 | Appeal Remanded | Appeal Remanded |
| 04/01/2011 | Appeal Package Filed | Appeal Package Filed |
| 04/01/2011 | Notice of Appeal Filed By Defense | Notice of Appeal Filed By Defense Attorney: MACHADO, Mr JOHN L L (449961) |
| 03/14/2011 | E Designate Process Complete | E Designate Process Complete |
| 03/11/2011 | Crime Victims Compensation Fund | Crime Victims Compensation Fund Receipt: 180768 Date: 09/25/2012 |
| 03/11/2011 | Event Resulted - Release Status: | Event Resulted - Release Status: Defendant was Sentenced. (OCR)Derrick Coney The following event: Full Report and Sentencing scheduled for 03/11/2011 at 12:00 pm has been resulted as follows: Result: Hearing Held. Judge: RANKIN, MICHAEL L Location: Courtroom 315 JOSE GILBERTO PORTILLO (Defendant (Criminal)); ; Mr JOHN L L MACHADO (Attorney) on behalf of JOSE GILBERTO PORTILLO (Defendant (Criminal)); Mr FERRIS R BOND (Attorney) on behalf of JOSE GILBERTO PORTILLO (Defendant (Criminal)); Judge MICHAEL L RANKIN |
| 03/11/2011 | Judgment and Commitment Order Filed | Judgment and Commitment Order |
| 03/11/2011 | Form Generated: | Form Generated: Order Assessing Costs Sent on: 03/11/2011 14:50:40 |
| 03/11/2011 | Form Generated: | Form Generated: Supervised Release Order Sent on: 03/11/2011 14:49:56 |

Exhibit 14

| | | |
|------------|---------------------------------|--|
| 03/11/2011 | Memorandum in Aid of Sentencing | Jose Portillo's Memorandum in Aid of Sentencing Attorney: BOND, Mr FERRIS R (372607) |
| 03/11/2011 | Sentence | Sentence Sentence for Charge # 1, Burglary One While Armed Sentence Date: 03/11/2011 Confinement Type: Confinement Time: 0 years, 180 months, 0 days. Time Susp: 0 years, 0 months, 0 days. Amount To Serve: 0 years, 180 months, 0 days. Mandatory Minimum: 0 years, 60 months, 0 days. Supervised Release: 3 years, 0 months, 0 days. VVCA Amount: 100.00, Due: Sentencing Comments: Counts 6 and 8 are CONSECUTIVE to each other. Counts 10 and 12 are CONSECUTIVE to each other but CONCURRENT with Counts 6 and 8. Counts 2,5,7,9,11,13,14, and 15 are CONCURRENT with each other but CONSECUTIVE to Counts 6 and 8. Count 1 is CONCURRENT with Counts 6 and 8. Counts 3 and 4 are CONSECUTIVE to Counts 6 and 8. Defendant to receive credit for time served. VVCA to be taken from prison pay or funds. |
| 03/11/2011 | Sentence | Sentence Sentence for Charge # 2, Poss Firearm During Crime of Violence Sentence Date: 03/11/2011 Confinement Type: Confinement Time: 0 years, 60 months, 0 days. Time Susp: 0 years, 0 months, 0 days. Amount To Serve: 0 years, 60 months, 0 days. Mandatory Minimum: 0 years, 60 months, 0 days. Supervised Release: 3 years, 0 months, 0 days. VVCA Amount: 100.00, Due: |
| 03/11/2011 | Sentence | Sentence Sentence for Charge # 3, Theft First Degree Of a Senior Citizen Sentence Date: 03/11/2011 Confinement Type: Confinement Time: 0 years, 24 months, 0 days. Time Susp: 0 years, 0 months, 0 days. Amount To Serve: 0 years, 24 months, 0 days. Supervised Release: 3 years, 0 months, 0 days. VVCA Amount: 100.00, Due: |
| 03/11/2011 | Sentence | Sentence Sentence for Charge # 4, Robbery While Armed Of a Senior Citizen Sentence Date: 03/11/2011 Confinement Type: Confinement Time: 0 years, 126 months, 0 days. Time Susp: 0 years, 0 months, 0 days. Amount To Serve: 0 years, 126 months, 0 days. Mandatory Minimum: 0 years, 60 months, 0 days. Supervised Release: 3 years, 0 months, 0 days. VVCA Amount: 100.00, Due: |
| 03/11/2011 | Sentence | Sentence Sentence for Charge # 5, Poss Firearm During Crime of Violence Sentence Date: 03/11/2011 Confinement Type: Confinement Time: 0 years, 60 months, 0 days. Time Susp: 0 years, 0 months, 0 days. Amount To Serve: 0 years, 60 months, 0 days. Mandatory Minimum: 0 years, 60 months, 0 days. Supervised Release: 3 years, 0 months, 0 days. VVCA Amount: 100.00, Due: |
| 03/11/2011 | Sentence | Sentence Sentence for Charge # 6, Felony Murder While Armed With Aggravating Circumstances Sentence Date: 03/11/2011 Confinement Type: Confinement Time: 0 years, 720 months, 0 days. Time Susp: 0 years, 0 months, 0 days. Amount To Serve: 0 years, 720 months, 0 days. Mandatory Minimum: 0 years, 360 months, 0 days. Supervised Release: 5 years, 0 months, 0 days. VVCA Amount: 100.00, Due: |
| 03/11/2011 | Sentence | Sentence Sentence for Charge # 7, Poss Firearm During Crime of Violence Sentence Date: 03/11/2011 Confinement Type: Confinement Time: 0 years, 60 months, 0 days. Time Susp: 0 years, 0 months, 0 days. Amount To Serve: 0 years, 60 months, 0 days. Mandatory Minimum: 0 years, 60 months, 0 days. Supervised Release: 3 years, 0 months, 0 days. VVCA Amount: 100.00, Due: |
| 03/11/2011 | Sentence | Sentence Sentence for Charge # 8, Felony Murder While Armed With Aggravating Circumstances Sentence Date: 03/11/2011 Confinement Type: Confinement Time: 0 years, 720 months, 0 days. Time Susp: 0 years, 0 months, 0 days. Amount To Serve: 0 years, 720 months, 0 days. Mandatory Minimum: 0 years, 360 months, 0 days. Supervised Release: 5 years, 0 months, 0 days. VVCA Amount: 100.00, Due: |
| 03/11/2011 | Sentence | Sentence Sentence for Charge # 9, Poss Firearm During Crime of Violence Sentence Date: 03/11/2011 Confinement Type: Confinement Time: 0 years, 60 months, 0 days. Time Susp: 0 years, 0 months, 0 days. Amount To Serve: 0 years, 60 months, 0 days. Mandatory Minimum: 0 years, 60 months, 0 days. Supervised Release: 3 years, 0 months, 0 days. VVCA Amount: 100.00, Due: |
| 03/11/2011 | Sentence | Sentence Sentence for Charge # 10, Murder II While Armed Sentence Date: 03/11/2011 Confinement Type: Confinement Time: 0 years, 288 months, 0 days. Time Susp: 0 years, 0 months, 0 days. Amount To Serve: 0 years, 288 months, 0 days. Mandatory Minimum: 0 years, 60 months, 0 days. |

| | | |
|------------|-------------------------------------|--|
| | | Supervised Release: 5 years, 0 months, 0 days. MVCA Amount: 100.00, Due: |
| 03/11/2011 | Sentence | Sentence Sentence for Charge # 11, Poss Firearm During Crime of Violence Sentence Date: 03/11/2011 Confinement Type: Confinement Time: 0 years, 60 months, 0 days. Time Susp: 0 years, 0 months, 0 days. Amount To Serve: 0 years, 60 months, 0 days. Mandatory Minimum: 0 years, 60 months, 0 days. Supervised Release: 3 years, 0 months, 0 days. MVCA Amount: 100.00, Due: |
| 03/11/2011 | Sentence | Sentence Sentence for Charge # 12, Murder II While Armed Sentence Date: 03/11/2011 Confinement Type: Confinement Time: 0 years, 288 months, 0 days. Time Susp: 0 years, 0 months, 0 days. Amount To Serve: 0 years, 288 months, 0 days. Mandatory Minimum: 0 years, 60 months, 0 days. Supervised Release: 5 years, 0 months, 0 days. MVCA Amount: 100.00, Due: |
| 03/11/2011 | Sentence | Sentence Sentence for Charge # 13, Poss Firearm During Crime of Violence Sentence Date: 03/11/2011 Confinement Type: Confinement Time: 0 years, 60 months, 0 days. Time Susp: 0 years, 0 months, 0 days. Amount To Serve: 0 years, 60 months, 0 days. Mandatory Minimum: 0 years, 60 months, 0 days. Supervised Release: 3 years, 0 months, 0 days. MVCA Amount: 100.00, Due: |
| 03/11/2011 | Sentence | Sentence Sentence for Charge # 14, Carry Pistol W/O Lic -Outside Home/Business Sentence Date: 03/11/2011 Confinement Type: Confinement Time: 0 years, 24 months, 0 days. Time Susp: 0 years, 0 months, 0 days. Amount To Serve: 0 years, 24 months, 0 days. Supervised Release: 3 years, 0 months, 0 days. MVCA Amount: 100.00, Due: |
| 03/11/2011 | Sentence | Sentence Sentence for Charge # 15, Carry Pistol W/O Lic -Outside Home/Business Sentence Date: 03/11/2011 Confinement Type: Confinement Time: 0 years, 24 months, 0 days. Time Susp: 0 years, 0 months, 0 days. Amount To Serve: 0 years, 24 months, 0 days. Supervised Release: 3 years, 0 months, 0 days. MVCA Amount: 100.00, Due: |
| 03/11/2011 | PDID Correction | Name Correction |
| 03/08/2011 | Memorandum in Aid of Sentencing | United States' Memorandum in Aid of Sentencing Attorney: MACHEN, Mr RONALD C C (447889) |
| 03/02/2011 | Report and Sentence | Report and Sentence The following event: Full Report and Sentencing scheduled for 03/10/2011 at 9:30 am has been rescheduled as follows: Event: Full Report and Sentencing Date: 03/11/2011 Time: 12:00 pm Judge: RANKIN, MICHAEL L Location: Courtroom 517 |
| 03/02/2011 | Event Resulted - Release Status: | Event Resulted - Release Status: NO BOND The following event: Full Report and Sentencing scheduled for 03/10/2011 at 9:30 am has been resulted as follows: Result: Hearing Vacated Judge: RANKIN, MICHAEL L Location: Courtroom 302 |
| 03/02/2011 | Event Resulted - Release Status: | Event Resulted - Release Status: NO BOND The following event: Status Hearing scheduled for 03/04/2011 at 1:45 pm has been resulted as follows: Result: Hearing Vacated Judge: RANKIN, MICHAEL L Location: Courtroom 517 |
| 03/01/2011 | Order Entered on the Docket | Order Denying Defendant's Pro Se Motion to Dismiss Counsel signed in chambers by Judge Rankin, mailed to counsel, and entered on the Docket on 3/1/2011. |
| 03/01/2011 | Event Scheduled | Event Scheduled Event: Status Hearing Date: 03/04/2011 Time: 1:45 pm Judge: RANKIN, MICHAEL L Location: Courtroom 517 |
| 01/10/2011 | Motion to Vacate Filed: | Jose Portillo's Motion to Vacate Conviction Filed. Attorney: BOND, Mr FERRIS R (372607) |
| 12/15/2010 | Jury Instructions | Jury Instructions |
| 12/10/2010 | Event Resulted - Release Status: | Event Resulted - Release Status: No Bond: (Court Reporter Robert Johnson) Jury deliberation resumed at 9:35 a.m. Jury excused for lunch until 1:30 p. m. A Note was received at 2:45 p.m and answered. Deliberation resumed: A note was received at 4:55 p.m Stated we have reached a verdict. Verdict of Guilty on counts, 1-9 and lesser included on count "10" of First Degree Premeditated Murder While Armed: Now Second Degree Murder While Armed: Guilty on counts 11, 13, 14 & 15: A lesser included on count "12" of First Degree Premeditated Murder While Armed: Now Second Degree Murder While armed. The Court orders a PSI: AUSA Michael Truscott and Reagan Taylor The following event: Trial Resumed scheduled for 12/10/2010 at 9:30 am has been resulted as follows: Result: Trial Held and Completed Judge: RANKIN, MICHAEL L Location: Courtroom 302 JOSE HILBERTO PORTILLO, JOSE PORTILLO (Defendant (Criminal)); ; Mr JOHN L L MACHADO (Attorney) on behalf of JOSE HILBERTO PORTILLO (Defendant (Criminal)); Mr FERRIS R BOND (Attorney) on behalf of JOSE HILBERTO PORTILLO (Defendant (Criminal)); Judge MICHAEL L RANKIN |
| 12/10/2010 | Jury Verdict Form Filed | Jury Verdict Form Filed |
| 12/10/2010 | Case Disposed - Jury Trial Guilty | Case Disposed - Jury Trial Guilty |
| 12/10/2010 | Charge Disposed - Jury Trial Guilty | Charge Disposed - Jury Trial Guilty |
| 12/10/2010 | Charge Disposed - Jury Trial Guilty | Charge Disposed - Jury Trial Guilty |

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| 12/10/2010 | Charge Disposed - Jury Trial Guilty | Charge Disposed - Jury Trial Guilty |
| 12/10/2010 | Charge Disposed - Jury Trial Guilty | Charge Disposed - Jury Trial Guilty |
| 12/10/2010 | Charge Disposed - Jury Trial Guilty | Charge Disposed - Jury Trial Guilty |
| 12/10/2010 | Charge Disposed - Jury Trial Guilty | Charge Disposed - Jury Trial Guilty |
| 12/10/2010 | Charge Disposed - Jury Trial Guilty | Charge Disposed - Jury Trial Guilty |
| 12/10/2010 | Charge Disposed - Jury Trial Guilty | Charge Disposed - Jury Trial Guilty |
| 12/10/2010 | Charge Disposed - Jury Trial Guilty | Charge Disposed - Jury Trial Guilty |
| 12/10/2010 | Charge Disposed - Jury Trial Guilty | Charge Disposed - Jury Trial Guilty |
| 12/10/2010 | Charge Disposed - Jury Trial Guilty | Charge Disposed - Jury Trial Guilty |
| 12/10/2010 | Charge Disposed - Jury Trial Guilty | Charge Disposed - Jury Trial Guilty |
| 12/10/2010 | Charge Disposed - Jury Trial Guilty | Charge Disposed - Jury Trial Guilty |
| 12/10/2010 | Charge Disposed - Jury Trial Guilty | Charge Disposed - Jury Trial Guilty |
| 12/10/2010 | Charge Disposed - Jury Trial Guilty | Charge Disposed - Jury Trial Guilty |
| 12/10/2010 | Report and Sentence | Report and Sentence Event: Full Report and Sentencing Date: 03/10/2011 Time: 9:30 am Judge: RANKIN, MICHAEL L Location: Courtroom 302 |
| 12/10/2010 | Form Generated: Prisoner Return | Form Generated: Prisoner Return Prisoner Return Sent on: 12/10/2010 17:18:26 |
| 12/10/2010 | Jury Notes Filed | Jury Notes Filed received at 4:50 p.m. |
| 12/10/2010 | Jury Notes Filed | Jury Notes Filed received at 2:45 p.m. |
| 12/09/2010 | Event Resulted - Release Status: | Event Resulted - Release Status: No Bond: Court Reporter-Robert Johnson: Jury Trial resumed with closing argument from AUSA Truscott and Defense Counsel Attorney Bond: The Jury received the final Instructions and deliberation commenced at 3:15 p.m. Deliberation will resume at 9:30 a. m. on 12/10/2010 The following event: Trial Resumed scheduled for 12/09/2010 at 9:30 am has been resulted as follows: Result: Trial in Progress Judge: RANKIN, MICHAEL L Location: Courtroom 302 |
| 12/09/2010 | Event Scheduled | Event Scheduled Event: Trial Resumed Date: 12/10/2010 Time: 9:30 am Judge: RANKIN, MICHAEL L Location: Courtroom 302 |
| 12/09/2010 | Form Generated: Prisoner Return | Form Generated: Prisoner Return Prisoner Return Sent on: 12/09/2010 15:59:11 |
| 12/08/2010 | Event Resulted - Release Status: | Event Resulted - Release Status: No Bond: Court Reporter Loretta Kaczorowski) Government completed its case and rested. MJOA heard and denied. Defense rested. Jury Instructions discuss. Trial will resume with the Government Closing Statement. Spanish Interpreter Charles Becker was present. AUSA M. Truscott and Reagan Taylor The following event: Trial Resumed scheduled for 12/08/2010 at 9:30 am has been resulted as follows: Result: Trial in Progress Judge: RANKIN, MICHAEL L Location: Courtroom 302 JOSE HILBERTO PORTILLO (Defendant (Criminal)); ; Mr JOHN L L MACHADO (Attorney) on behalf of JOSE HILBERTO PORTILLO (Defendant (Criminal)); Mr FERRIS R BOND (Attorney) on behalf of JOSE HILBERTO PORTILLO (Defendant (Criminal)) |
| 12/08/2010 | Event Scheduled | Event Scheduled Event: Trial Resumed Date: 12/09/2010 Time: 9:30 am Judge: RANKIN, MICHAEL L Location: Courtroom 302 |
| 12/08/2010 | Form Generated: Prisoner Return | Form Generated: Prisoner Return Prisoner Return Sent on: 12/08/2010 15:20:16 |
| 12/08/2010 | Form Generated: Prisoner Return | Form Generated: Prisoner Return Prisoner Return Sent on: 12/08/2010 12:33:42 |
| 12/08/2010 | Form Generated: Prisoner Return | Form Generated: Prisoner Return Prisoner Return Sent on: 12/08/2010 12:21:55 |
| 12/07/2010 | Event Resulted - Release Status: | Event Resulted - Release Status: No bond: Court Reporter Robert Johnson: Jury trial continued with the Government Case in chief. AUSA Truscott and Taylor: Cross examination to resume with the Government Witness. Spanish Interpreter was present. The following event: Trial Resumed scheduled for 12/07/2010 at 9:30 am has been resulted as follows: Result: Trial in Progress Judge: RANKIN, MICHAEL L Location: Courtroom 302 JOSE HILBERTO PORTILLO (Defendant (Criminal)); ; Mr JOHN L L MACHADO (Attorney) on behalf of JOSE HILBERTO PORTILLO (Defendant (Criminal)); Mr FERRIS R BOND (Attorney) on behalf of JOSE HILBERTO PORTILLO (Defendant (Criminal)); Judge MICHAEL L RANKIN |
| 12/07/2010 | Prisoner Transfer Request | Prisoner Transfer Request Prisoner Transfer Request Sent on: 12/07/2010 16:22:48 |
| 12/07/2010 | Event Scheduled | Event Scheduled Event: Trial Resumed Date: 12/08/2010 Time: 9:30 am Judge: RANKIN, MICHAEL L Location: Courtroom 302 |
| 12/07/2010 | Form Generated: Prisoner Return | Form Generated: Prisoner Return Prisoner Return Sent on: 12/07/2010 16:13:25 |
| 12/07/2010 | Form Generated: Prisoner Return | Form Generated: Prisoner Return |

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| | Prisoner Return | Prisoner Return Sent on: 12/07/2010 16:09:17 |
| 12/07/2010 | Form Generated: Prisoner Return | Form Generated: Prisoner Return Prisoner Return Sent on: 12/07/2010 16:06:59 |
| 12/07/2010 | Jury Instructions | Jury Instructions Proposed instruction submitted by Michael T. Truscott and Reagan Taylor |
| 12/06/2010 | Event Resulted - Release Status: | Event Resulted - Release Status: No Bond: (Court Reporter Robert Johnson) Jury trial resumed with the Government Case in Chief. AUSA MICHAEL TRUSCOTT AND R. TAYLOR: SPANISH INTREPRETER CHARLES BECKER AND ROSEMARY ARRAGON The following event: Trial Resumed scheduled for 12/06/2010 at 9:30 am has been resulted as follows: Result: Trial in Progress Judge: RANKIN, MICHAEL L Location: Courtroom 302 JOSE HILBERTO PORTILLO (Defendant (Criminal)); ; Mr JOHN L L MACHADO (Attorney) on behalf of JOSE HILBERTO PORTILLO (Defendant (Criminal)); Mr FERRIS R BOND (Attorney) on behalf of JOSE HILBERTO PORTILLO (Defendant (Criminal)) |
| 12/06/2010 | Event Scheduled | Event Scheduled Event: Trial Resumed Date: 12/07/2010 Time: 9:30 am Judge: RANKIN, MICHAEL L Location: Courtroom 302 |
| 12/06/2010 | Prisoner Transfer Request | Prisoner Transfer Request Prisoner Transfer Request Sent on: 12/06/2010 15:44:32 |
| 12/06/2010 | Form Generated: Prisoner Return | Form Generated: Prisoner Return Prisoner Return Sent on: 12/06/2010 15:00:52 |
| 12/06/2010 | Form Generated: Prisoner Return | Form Generated: Prisoner Return Prisoner Return Sent on: 12/06/2010 14:39:45 |
| 12/06/2010 | Form Generated: Prisoner Return | Form Generated: Prisoner Return Prisoner Return Sent on: 12/06/2010 14:32:17 |
| 12/06/2010 | Prisoner Transfer Request | Prisoner Transfer Request |
| 12/03/2010 | Prisoner Transfer Request | Prisoner Transfer Request Prisoner Transfer Request Sent on: 12/03/2010 16:08:29 |
| 12/01/2010 | Event Resulted - Release Status: | Event Resulted - Release Status: No Bond: Court Reporter- Gerald Van Bremen: Jury Trial resumed with the Government Case in Chief. Jury Trial will resume with the Government Case in Chief. AUSA: Truscott and Taylor The following event: Trial Resumed scheduled for 12/01/2010 at 9:30 am has been resulted as follows: Result: Trial in Progress Judge: RANKIN, MICHAEL L Location: Courtroom 302 JOSE HILBERTO PORTILLO, JOSE PORTILLO (Defendant (Criminal)); ; Mr JOHN L L MACHADO (Attorney) on behalf of JOSE HILBERTO PORTILLO (Defendant (Criminal)); Mr FERRIS R BOND (Attorney) on behalf of JOSE HILBERTO PORTILLO (Defendant (Criminal)); Judge MICHAEL L RANKIN |
| 12/01/2010 | Event Scheduled | Event Scheduled Event: Trial Resumed Date: 12/06/2010 Time: 9:30 am Judge: RANKIN, MICHAEL L Location: Courtroom 302 |
| 12/01/2010 | Form Generated: Prisoner Return | Form Generated: Prisoner Return Prisoner Return Sent on: 12/01/2010 12:08:07 |
| 11/30/2010 | Event Resulted - Release Status: | Event Resulted - Release Status: No Bond: (Court Reporter Gerald Van Bremen): Jury Trial resumed at 10:00 a.m. Juror # 017 in seat number 4 was excused. Juror # 821 was selected from seat # 4: Jury was sworn: Opening statements from the government and defense. Jury Trial will resume with the Government case in chief: Spanish Interpreters were present. The following event: Trial Resumed scheduled for 11/30/2010 at 9:45 am has been resulted as follows: Result: Trial in Progress Judge: RANKIN, MICHAEL L Location: Courtroom 302 JOSE HILBERTO PORTILLO (Defendant (Criminal)); ; Mr JOHN L L MACHADO (Attorney) on behalf of JOSE HILBERTO PORTILLO (Defendant (Criminal)); Mr FERRIS R BOND (Attorney) on behalf of JOSE HILBERTO PORTILLO (Defendant (Criminal)); Judge MICHAEL L RANKIN |
| 11/30/2010 | Event Scheduled | Event Scheduled Event: Trial Resumed Date: 12/01/2010 Time: 9:30 am Judge: RANKIN, MICHAEL L Location: Courtroom 302 |
| 11/30/2010 | Form Generated: Prisoner Return | Form Generated: Prisoner Return Prisoner Return Sent on: 11/30/2010 15:58:26 |
| 11/30/2010 | Exhibit List Filed | Exhibit List Filed Exhibit Summary Sent on: 11/30/2010 11:50:41 |
| 11/29/2010 | Event Resulted - Release Status: | Event Resulted - Release Status: No Bond: (Court Reporter- Gerald Van Bremen) Jury Selection was completed: (12) jurors and (2) alternates were selected. The Jury Trial will resume with Opening Statements at 9:45 am: AUSA: Michael T. Truscott and Reagan M. Taylor. The following event: Jury Trial scheduled for 11/29/2010 at 9:30 am has been resulted as follows: Result: Trial in Progress Judge: RANKIN, MICHAEL L Location: Courtroom 302 JOSE HILBERTO PORTILLO (Defendant (Criminal)); ; Mr JOHN L L MACHADO (Attorney) on behalf of JOSE HILBERTO PORTILLO (Defendant (Criminal)); Mr FERRIS R BOND (Attorney) on behalf of JOSE HILBERTO PORTILLO (Defendant (Criminal)) |
| 11/29/2010 | Peremptory Challenge Form Filed | Peremptory Challenge Form Filed |
| 11/29/2010 | Event Scheduled | Event Scheduled Event: Trial Resumed Date: 11/30/2010 Time: 9:45 am Judge: RANKIN, MICHAEL L Location: Courtroom 302 |
| 11/29/2010 | Form Generated: | Form Generated: Prisoner Return |

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| | Prisoner Return | Prisoner Return Sent on: 11/29/2010 15:40:36 |
| 11/29/2010 | Clothing Order | Clothing Order |
| 11/19/2010 | Event Resulted - Release Status: | Event Resulted - Release Status: No Bond: (Court Reporter Gerald Van Bremen) Status Hearing held: Trial date remains. Spanish Interpreter was present. The following event: Status Hearing scheduled for 11/19/2010 at 9:30 am has been resulted as follows: Result: Hearing Held Judge: RANKIN, MICHAEL L Location: Courtroom 302 JOSE HILBERTO PORTILLO (Defendant (Criminal)); ; Mr JOHN L L MACHADO (Attorney) on behalf of JOSE HILBERTO PORTILLO (Defendant (Criminal)); Mr FERRIS R BOND (Attorney) on behalf of JOSE HILBERTO PORTILLO (Defendant (Criminal)); Judge MICHAEL L RANKIN |
| 11/19/2010 | Form Generated: Prisoner Return | Form Generated: Prisoner Return Prisoner Return Sent on: 11/19/2010 10:32:52 |
| 11/18/2010 | Event Scheduled | Event Scheduled Event: Status Hearing Date: 11/19/2010 Time: 9:30 am Judge: RANKIN, MICHAEL L Location: Courtroom 302 |
| 11/09/2010 | Notice of Filing: | Government's Notice of Filing. Attorney: MACHEN, Mr RONALD C C (447889) |
| 11/04/2010 | Notice of Filing: | Government's Notice of Filing. Attorney: MACHEN, Mr RONALD C C (447889) |
| 10/28/2010 | Event Resulted - Release Status: | Event Resulted - Release Status: No Bond - Case cont'd for trial. The following event: Status Hearing scheduled for 10/28/2010 at 9:30 am has been resulted as follows: Result: Hearing Held Judge: RANKIN, MICHAEL L Location: Courtroom 302 JOSE HILBERTO PORTILLO, JOSE PORTILLO (Defendant (Criminal)); ; Mr FERRIS R BOND (Attorney) on behalf of JOSE HILBERTO PORTILLO (Defendant (Criminal)); Judge RICHARD H RINGELL on behalf of Judge MICHAEL L RANKIN |
| 10/28/2010 | Event Scheduled | Event Scheduled Event: Jury Trial Date: 11/29/2010 Time: 9:30 am Judge: RANKIN, MICHAEL L Location: Courtroom 302 |
| 10/28/2010 | Form Generated: Prisoner Return | Form Generated: Prisoner Return Prisoner Return Sent on: 10/28/2010 10:54:46 |
| 10/28/2010 | Event Resulted - Release Status: | Event Resulted - Release Status: The following event: Jury Trial scheduled for 11/01/2010 at 9:30 am has been resulted as follows: Result: Hearing Vacated Judge: RANKIN, MICHAEL L Location: Courtroom 302 |
| 10/26/2010 | Notice of Filing: | Government's Notice of Filing. Attorney: MACHEN, Mr RONALD C C (447889) |
| 10/26/2010 | Notice of Filing: | Government's Notice of Filing. Attorney: MACHEN, Mr RONALD C C (447889) |
| 10/25/2010 | Event Scheduled | Event Scheduled Event: Status Hearing Date: 10/28/2010 Time: 9:30 am Judge: RANKIN, MICHAEL L Location: Courtroom 302 |
| 10/13/2010 | Notice of Filing: | Government's Notice of Filing. Attorney: MACHEN, Mr RONALD C C (447889) |
| 10/12/2010 | Notice of Filing: | Government's Notice of Filing |
| 10/08/2010 | Notice of Filing: | Notice of Filing: Attorney: MACHEN, Mr RONALD C C (447889) |
| 10/07/2010 | Order Granting Motion Entered on the Docket | Order Granting Motion Entered on the Docket Order signed in open court. |
| 10/07/2010 | Notice of Filing: | Notice of Filing: Attorney: MACHEN, Mr RONALD C C (447889) |
| 10/07/2010 | Event Resulted - Release Status: | Event Resulted - Release Status: No Bond: (Court Reporter- Cercha White) (Spanish Interpreter was present) The Court granted the Ex Parte Motion for Leave to Release Jencks Material & for Protective Order. The Motion was granted in Open Court. Order signed in Open Court appointed Attorney John Machado, a Spanish Speaking Attorney. The Court addressed the letter that was written for the defendant in English, and the defendant stated that he only read in Spanish, and request that he receive his paper work in Spanish. Trial date remains. The following event: Status Hearing scheduled for 10/07/2010 at 9:30 am has been resulted as follows: Result: Hearing Held Judge: RANKIN, MICHAEL L Location: Courtroom 302 JOSE HILBERTO PORTILLO (Defendant (Criminal)); ; Mr JOHN L L MACHADO (Attorney) on behalf of JOSE HILBERTO PORTILLO (Defendant (Criminal)); Mr FERRIS R BOND (Attorney) on behalf of JOSE HILBERTO PORTILLO (Defendant (Criminal)); Judge MICHAEL L RANKIN |
| 10/07/2010 | Form Generated: Prisoner Return | Form Generated: Prisoner Return Prisoner Return Sent on: 10/07/2010 10:09:51 |
| 10/07/2010 | Order Entered on the Docket | Order appointing attorney John Machado as second counsel signed in chambers by Judge Rankin and entered on the Docket on 10/7/10. |
| 10/01/2010 | Event Scheduled | Event Scheduled Event: Status Hearing Date: 10/07/2010 Time: 9:30 am Judge: RANKIN, MICHAEL L Location: Courtroom 302 Hearing to discuss Defendant's wish to remove appointed counsel. |
| 09/01/2010 | Notice of Filing: | Notice of Filing: Attorney: MACHEN, Mr RONALD C C (447889) |
| 09/01/2010 | Notice of Filing: | Notice of Filing: Attorney: MACHEN, Mr RONALD C C (447889) |
| 08/31/2010 | Notice of Filing: | Notice of Filing: Attorney: MACHEN, Mr RONALD C C (447889) |
| 08/02/2010 | Notice of Filing: | Notice of Filing Attorney: MACHEN, Mr RONALD C C (447889) |
| 07/27/2010 | Notice of Filing: | Notice of Filing: Attorney: MACHEN, Mr RONALD C C (447889) |
| 03/12/2010 | Event Resulted - Release Status: | Event Resulted - Release Status: NO BOND The following event: Status Hearing scheduled for 03/12/2010 at 9:30 am has been resulted as follows: Court interpreter, Rene Costalas, present. Status hearing held. Defense request for continuance of trial date |

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| | | granted. Trial date of 04-05-10 vacated. Expert to be designated by 06-15-10. Case continued until 11-01-10 for trial. CR-D.Hawkins Result: Hearing Held Judge: RANKIN, MICHAEL L Location: Courtroom 302 JOSE HILBERTO PORTILLO (Defendant (Criminal)); ; Mr JOHN L L MACHADO (Attorney) on behalf of JOSE HILBERTO PORTILLO (Defendant (Criminal)); Mr FERRIS R BOND (Attorney) on behalf of JOSE HILBERTO PORTILLO (Defendant (Criminal)); Judge MICHAEL L RANKIN |
| 03/12/2010 | Event Resulted - Release Status: | Event Resulted - Release Status: The following event: Jury Trial scheduled for 04/05/2010 at 9:30 am has been resulted as follows: Result: Defense Counsel Unavailable Judge: RANKIN, MICHAEL L Location: Courtroom 302 |
| 03/12/2010 | Event Scheduled | Event Scheduled Event: Jury Trial Date: 11/01/2010 Time: 9:30 am Judge: RANKIN, MICHAEL L Location: Courtroom 302 |
| 03/12/2010 | Form Generated: Prisoner Return | Form Generated: Prisoner Return Prisoner Return Sent on: 03/12/2010 10:49:06 |
| 03/09/2010 | Notice of Filing: | Notice of Filing Attorney: MACHEN, Mr RONALD C C (447889) |
| 03/09/2010 | Event Scheduled | Event Scheduled Event: Status Hearing Date: 03/12/2010 Time: 9:30 am Judge: RANKIN, MICHAEL L Location: Courtroom 302 |
| 03/02/2010 | Notice of Filing: | Notice of Filing Attorney: MACHEN, Mr RONALD C C (447889) |
| 01/21/2010 | Notice of Filing: | Notice of Filing: Attorney: PHILLIPS, Mr CHANNING D D (415793) |
| 12/18/2009 | Event Resulted - Release Status: | Event Resulted - Release Status: no bond The following event: Status Hearing scheduled for 12/18/2009 at 9:30 am has been resulted as follows: Spanish interpreter, Martha Daza, present. Parties given until 01-18-10 to comply with rule. Trial date remains. CR- J.BURR Result: Hearing Held Judge: RANKIN, MICHAEL L Location: Courtroom 302 JOSE HILBERTO PORTILLO (Defendant (Criminal)); ; Mr JOHN L L MACHADO (Attorney) on behalf of JOSE HILBERTO PORTILLO (Defendant (Criminal)); Mr FERRIS R BOND (Attorney) on behalf of JOSE HILBERTO PORTILLO (Defendant (Criminal)); Judge MICHAEL L RANKIN |
| 12/18/2009 | Event Resulted - Release Status: | Event Resulted - Release Status: The following event: Status Hearing scheduled for 04/05/2010 at 9:30 am has been resulted as follows: Result: Event Scheduled In Error Judge: RANKIN, MICHAEL L Location: Courtroom 302 |
| 12/18/2009 | Event Scheduled | Event Scheduled Event: Status Hearing Date: 04/05/2010 Time: 9:30 am Judge: RANKIN, MICHAEL L Location: Courtroom 302 |
| 12/18/2009 | Form Generated: Prisoner Return | Form Generated: Prisoner Return Prisoner Return Sent on: 12/18/2009 09:59:00 |
| 12/02/2009 | Notice of Filing: | Notice of Filing Attorney: PHILLIPS, Mr CHANNING D D (415793) |
| 10/27/2009 | Notice of Filing: | Notice of Filing: Attorney: PHILLIPS, Mr CHANNING D D (415793) |
| 10/23/2009 | Event Resulted - Release Status: | Event Resulted - Release Status: NO BOND The following event: Status Hearing scheduled for 10/23/2009 at 9:30 am has been resulted as follows: Spanish interpreter, Carlos Wesley, present. Atty. John Machado enters appearance. Notice of alibi demand filed. Case continued until 12-18-09 for further Status Hearing. Mutual request for continuance of trial date granted. Case set for trial on 04-05-10. CR-T. RONAN Result: Hearing Held Judge: RANKIN, MICHAEL L Location: Courtroom 302 JOSE HILBERTO PORTILLO (Defendant (Criminal)); ; Mr JOHN L L MACHADO (Attorney) on behalf of JOSE HILBERTO PORTILLO (Defendant (Criminal)); Mr FERRIS R BOND (Attorney) on behalf of JOSE HILBERTO PORTILLO (Defendant (Criminal)); Judge MICHAEL L RANKIN |
| 10/23/2009 | Event Scheduled | Event Scheduled Event: Jury Trial Date: 04/05/2010 Time: 9:30 am Judge: RANKIN, MICHAEL L Location: Courtroom 302 |
| 10/23/2009 | Event Scheduled | Event Scheduled Event: Status Hearing Date: 12/18/2009 Time: 9:30 am Judge: RANKIN, MICHAEL L Location: Courtroom 302 |
| 10/23/2009 | Form Generated: Prisoner Return | Form Generated: Prisoner Return Prisoner Return Sent on: 10/23/2009 11:16:58 |
| 10/23/2009 | Form Filed: | Form Filed: NOTICE OF FILING |
| 10/23/2009 | Form Filed: | Form Filed: NOTICE OF ALIBI DEMAND |
| 10/23/2009 | Attorney Appointed/Dismissed | Attorney Appointed Attorney MACHADO, Mr JOHN L L representing Defendant (Criminal) PORTILLO, JOSE HILBERTO as of 10/23/2009 |
| 10/01/2009 | Motion to Compel Filed: | US Motion to Compel Blood and Saliva Samples Filed Attorney: PHILLIPS, Mr CHANNING D D (415793) |
| 09/22/2009 | Notice of Filing: | Notice of Filing Attorney: PHILLIPS, Mr CHANNING D D (415793) |
| 09/22/2009 | Notice of Filing: | Notice of Filing Attorney: PHILLIPS, Mr CHANNING D D (415793) |
| 09/11/2009 | Event Resulted - Release Status: | Event Resulted - Release Status: NO BOND The following event: Felony Arraignment scheduled for 09/11/2009 at 9:30 am has been resulted as follows: Spanish interpreter, Rosemary Aragon, present. Defendant arraigned and enters plea of not guilty. Defendant's oral request for bond review heard and denied. Case continued until 10-23-09 for Status Hearing. CR- Juanita Price. Result: Defn Arraigned Pled Not Guilty Jury Demand Made Judge: RANKIN, MICHAEL L Location: Courtroom 302 JOSE HILBERTO PORTILLO (Defendant (Criminal)); : Mr FERRIS R BOND (Attorney) on behalf of JOSE HILBERTO |

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| | | PORTILLO (Defendant (Criminal)); Judge MICHAEL L RANKIN |
| 09/11/2009 | Event Scheduled | Event Scheduled Event: Status Hearing Date: 10/23/2009 Time: 9:30 am Judge: RANKIN, MICHAEL L Location: Courtroom 302 |
| 09/11/2009 | Form Generated: Prisoner Return | Form Generated: Prisoner Return Prisoner Return Sent on: 09/11/2009 12:13:28 |
| 09/09/2009 | Event Scheduled | Event Scheduled The following event: Felony Status Conference scheduled for 09/11/2009 at 9:30 am has been rescheduled as follows: Event: Felony Arraignment Date: 09/11/2009 Time: 9:30 am Judge: RANKIN, MICHAEL L Location: Courtroom 302 |
| 09/09/2009 | Event Resulted - Release Status: | Event Resulted - Release Status: The following event: Felony Status Conference scheduled for 09/11/2009 at 9:30 am has been resulted as follows: Result: Hearing Vacated--CASE INDICTED 09/09/09 Judge: RANKIN, MICHAEL L Location: Courtroom 302 |
| 09/09/2009 | Charge Filed | Charge Filed Charge #15: Carry Pistol W/O Lic -Outside Home/Business |
| 09/09/2009 | Charge Filed | Charge Filed Charge #14: Carry Pistol W/O Lic -Outside Home/Business |
| 09/09/2009 | Charge Filed | Charge Filed Charge #13: Poss Firearm During Crime of Violence |
| 09/09/2009 | Charge Filed | Charge Filed Charge #12: Murder I While Armed With Aggravating Circumstances |
| 09/09/2009 | Charge Filed | Charge Filed Charge #11: Poss Firearm During Crime of Violence |
| 09/09/2009 | Charge Filed | Charge Filed Charge #10: Murder I While Armed With Aggravating Circumstances |
| 09/09/2009 | Charge Filed | Charge Filed Charge #9: Poss Firearm During Crime of Violence |
| 09/09/2009 | Charge Filed | Charge Filed Charge #8: Felony Murder While Armed With Aggravating Circumstances |
| 09/09/2009 | Charge Filed | Charge Filed Charge #7: Poss Firearm During Crime of Violence |
| 09/09/2009 | Charge Filed | Charge Filed Charge #6: Felony Murder While Armed With Aggravating Circumstances |
| 09/09/2009 | Charge Filed | Charge Filed Charge #5: Poss Firearm During Crime of Violence |
| 09/09/2009 | Charge Filed | Charge Filed Charge #4: Robbery While Armed Of a Senior Citizen |
| 09/09/2009 | Charge Filed | Charge Filed Charge #3: Theft First Degree Of a Senior Citizen |
| 09/09/2009 | Charge Filed | Charge Filed Charge #2: Poss Firearm During Crime of Violence |
| 09/09/2009 | Charge Filed | Charge Filed Charge #1: Burglary One While Armed |
| 09/09/2009 | Indictment Filed | Indictment Filed--15 COUNTS Attorney: PHILLIPS, Mr CHANNING D D (415793) |
| 05/22/2009 | Event Resulted - Release Status: | Event Resulted - Release Status: NO BOND The following event: Felony Status Conference scheduled for 05/22/2009 at 9:30 am has been resulted as follows: Spanish Interpreter, Karima Azzouz, present. Gov't request additional time to secure indictment. Case continued until 09-11-09 for further Felony Status Conference. CR- K.Hill Result: Hearing Held Judge: RANKIN, MICHAEL L Location: Courtroom 302 JOSE HILBERTO PORTILLO (Defendant (Criminal)); ; Mr FERRIS R BOND (Attorney) on behalf of JOSE HILBERTO PORTILLO (Defendant (Criminal)); Judge MICHAEL L RANKIN |
| 05/22/2009 | Event Scheduled | Event Scheduled Event: Felony Status Conference Date: 09/11/2009 Time: 9:30 am Judge: RANKIN, MICHAEL L Location: Courtroom 302 |
| 05/22/2009 | Form Generated: Prisoner Return | Form Generated: Prisoner Return Prisoner Return Sent on: 05/22/2009 10:03:14 |
| 03/30/2009 | Event Resulted - Release Status: | Event Resulted - Release Status: NO BOND The following event: Preliminary Hearing scheduled for 03/30/2009 at 9:25 am has been resulted as follows: Preliminary Hearing Held. Probable cause found. Court finds substantial probability. Deft held. Case continued for Felony Status Conference until 05-22-09. Spanish interpreter, Manuel Prado, present. CR- Janice Hunt. Result: Probable Cause Found Held for Grand Jury Judge: RANKIN, MICHAEL L Location: Courtroom 302 JOSE HILBERTO PORTILLO (Defendant (Criminal)); ; Mr FERRIS R BOND (Attorney) on behalf of JOSE HILBERTO PORTILLO (Defendant (Criminal)); Judge MICHAEL L RANKIN |
| 03/30/2009 | Event Scheduled | Event Scheduled Event: Felony Status Conference Date: 05/22/2009 Time: 9:30 am Judge: RANKIN, MICHAEL L Location: Courtroom 302 |
| 03/30/2009 | Form Generated: Prisoner Return | Form Generated: Prisoner Return Prisoner Return Sent on: 03/30/2009 11:34:59 |
| 03/16/2009 | CJA Eligibility | CJA Eligibility |
| 03/16/2009 | Attorney Appointed/Dismissed | Attorney Appointed/ Attorney BOND, Mr FERRIS R representing Defendant (Criminal) PORTILLO, JOSE HILBERTO as of 03/16/2009 |
| 03/16/2009 | Release Conditions | Release Conditions |
| 03/16/2009 | Commitment Pending Disposition Filed | Commitment Pending Disposition Filed Commitment Pending Disposition Sent on: 03/16/2009 16:15:13 |
| 03/16/2009 | Event Resulted - Release Status: | Event Resulted - Release Status: NO BOND The following event: Presentment scheduled for 03/16/2009 at 11:00 am has been resulted as follows: 1325A hold granted. |

| | | |
|------------|-----------------|---|
| | | Result: 23-1325a Murder, MurderII, AWIK w/armed Judge: RINGELL, RICHARD H Location: Courtroom C-10 JOSE HILBERTO PORTILLO (Defendant (Criminal)); ; Judge RICHARD H RINGELL on behalf of Judge MICHAEL L RANKIN |
| 03/16/2009 | Event Scheduled | Event Scheduled Event: Preliminary Hearing Date: 03/30/2009 Time: 9:25 am Judge: RANKIN, MICHAEL L Location: Courtroom 302 |
| 03/16/2009 | Charge Filed | Charge Filed Charge #1: Felony Murder While Armed |
| 03/16/2009 | Event Scheduled | Event Scheduled Event: Presentment Date: 03/16/2009 Time: 11:00 am Judge: RINGELL, RICHARD H Location: Courtroom C-10 |

| Receipt # | Date | From | Payments | Fee | Amount Paid |
|-----------|------------|----------------------------|----------|-----------------|-------------|
| 180768 | 09/25/2012 | PORTILLO, JOSE GILBERTO | Check | \$25.00 Holding | \$25.00 |

APPENDIX G

4/19/10

To: Mr Bond;

Hello, how are you doing? I hope that all is well when this letter reaches you. The reason for this letter is to ask that you please visit me here at the jail. I feel that at my last court hearing we did not have enough time to talk thus I did not get a ~~chance~~ chance to express some of my concerns in my case. I would like to be kept more informed of my case, I feel like there is alot I dont know; that I would like to know. I have a few questions to ask. I requested to recieve my case doc. in spanish and I have yet to recieve it. Maybe if I at least had that I would be more at ease. I would like to know if you have spoken to my cousin Marlen Garcia, I feel worried and anxious maybe its this walls, I need you to visit me to put some ease on my mind. Another thing I would like to know the exact date of my next court hearing. Thank you for your time and all your hard work and help. I will be waiting for your response.

Fondly

Jose Portillo

Exhibit 7

APPENDIX H

Greetings, Mr. Bond.

How are you doing, I pray that you are fine. The reason for this letter is that I wanted to see the statements of the so-called eye witnesses against me. I would also like to over look their grand jury testimony as well. So if you could provide me with that information, I would be grateful..

Sincerely
Jose Portillo

Jose Portillo # 322 497
1901 D. ST, S.E.
WASH, D.C. 20003

APPENDIX I

| | | | |
|---|---|---|--------------------|
| FILE RECEIVE DATE: | 05/30/2011 | SUPERIOR COURT VOUCHER | |
| CASE NAME: | PORTILLO, JOSE | ISSUED BY | D82310 |
| CASE NO: | 2009 CF1 006048 | VOUCHER NUMBER | A 20672710001 |
| CHARGE: | 1ST DEGREE MURDER | FILE TYPE: | ELECTRONIC |
| TYPE OF APPOINTMENT | Select Appointment Type | STATUS | PAID |
| APPOINTED COUNSEL: | MACHADO, JOHN, L. | JUDGE/MAG. JUDGE: | Rankin, Michael, L |
| BAR NO: 449961 | APPOINTMENT DATE: 10/23/2009 | <u>THIS CLAIM REPRESENTS:</u> | |
| ISSUE DATE: 02/01/2010 | CASE FILE DATE: 03/16/2009 | THE CLAIM SUBMITTED IN THIS CASE: | 01 |
| AUDIT SIGNATURE: Wallace Lew | DATE: 05/30/2011 | PRIOR PAYMENT AMOUNT.....\$ | 0.00 |
| CLAIM DOES NOT MEET 120 DAY LIMITATION: | | LAST SERVICE DATE: | 2011-04-02 |
| LETTER ATTACHED: | YES <input type="radio"/> NO <input checked="" type="radio"/> | IS THIS YOUR FINAL PAYMENT UNDER THIS APPOINTMENT | |
| | | • YES <input type="radio"/> NO <input checked="" type="radio"/> | |

| | | |
|----------------------|-------|--------------------------------|
| TYPE OF DISPOSITION: | TRIAL | DISPOSITION DATE(MM/DD /YYYY): |
|----------------------|-------|--------------------------------|

**GUIDELINE VOUCHER
DISCLOSURE STATEMENT**

I certify under criminal penalty of law for the making of a false statement that my representation in this case is completed.

THIS VOUCHER IS ELIGIBLE FOR PAYMENT OF A \$ 0.00 GUIDELINE FEE

GUIDELINE FEE ACCEPTED (Disposition Type, Date and Service Description are required)

SERVICE DESCRIPTION:

REQUEST TO OPT OUT OF GUIDELINE FEE PAYMENT VOUCHER (Explanation Letter attached) YES ☐ NO ☒

OPT OUT DATE:

STANDARD VOUCHER : SERVICES AND EXPENSES

PURSUANT TO THE DISTRICT OF COLUMBIA, COUNSEL SUBMITS THAT THE FOLLOWING SERVICES AND EXPENSES WERE RENDERED ON BEHALF OF THE ABOVE PERSON AS ITEMIZED BELOW:

| | | | | JUDGE | ATTORNEY |
|---|------|----------------|-----|---------|----------|
| I.TIME SPENT IN OPEN COURT IN HOURS: | | | | 27.8 | |
| II.TIME SPENT OUT OF COURT IN HOURS: | | | | | |
| A.Interviews & Conferences | 15.7 | D.Travel Time | 0.6 | | |
| B.Legal Research & Brief Writing | 21.8 | E.Waiting Time | 2.5 | | |
| C.Investigations & Other Work | 4.9 | F.Other | 0.5 | | |
| 1.TOTAL IN COURT: | | | | 2502.00 | 2502.00 |
| 2.TOTAL OUT OF COURT: | | | | 4140.00 | 4140.00 |
| 3.TOTAL ITEMIZED EXPENSES: | | | | 0.00 | 0.00 |
| 4.TOTAL COMPENSATION & EXPENSES: (add lines 1,2 & 3): | | | | 6642.00 | 6642.00 |

| | | | | | |
|--|------------------------|--|------------------------|-------------------------------|-----------------|
| | | 5.NET AMOUNT CLAIMED (line 4 less line 5): | | \$ 6642.00 | \$ 6642.00 |
| | | 6.POST AUDIT AMOUNT: | | \$ 6642.00 | \$ 6642.00 |
| I SWEAR AND AFFIRM THE TRUTH AND CORRECTNESS OF THE ABOVE STATEMENTS AND THOSE CONTAINED ON PAGES 2 & 3 OF THIS VOUCHER FORM | | | | | |
| TYPE NAME AS SIGNATURE OF ATTORNEY/PAYEE: | | MACHADO, JOHN, L - 449: | | DATE: 05/30/2011 | |
| (Signature automatically Supplied by submitting the Voucher) | | | | | |
| VIEW JUDICIAL COMMENTS | VIEW JRC COMMENTS | VIEW CHIEF COMMENTS | VIEW ATTORNEY COMMENTS | VIEW JUDICIAL COMMENTS TO JRC | |
| YES • NO | YES • NO | YES NO | YES • NO | YES • NO | |
| SIGNATURE OF JUDGE/MAG.JUDGE: | | Rankin, Michael, L | | DATE | AMOUNT APPROVED |
| | | | | 06/06/2011 | \$ 6642.00 |
| SIGNATURE OF CHIEF JUDGE: | | | | | \$ 0.00 |
| OFFICIAL USE ONLY | VIEW OVER LIMIT LETTER | | YES • NO | VOUCHER NUMBER | |
| PAY ROLL DATE: | 06/17/2011 | STATUTORY LIMITATION: | 7000.00 | A 20672710001 | |

© DC Courts, 2006
 Moultrie Courthouse, 500 Indiana Ave. N.W. Washington, D.C. 20001
 202/879-4604 TTY: 202/879-1656

| Created By | Hearing Date | Description | Open Court Time | Interview Time | Legal Research Time | Investigation Time | Travel Time | Waiting Time | Other | Total Hours | Total Amount |
|------------|--------------|--|-----------------|----------------|---------------------|--------------------|-------------|--------------|-------|-------------|--------------|
| Attorney | 2010-03-12 | Status; Conf. w/deft; conf. w/AUSA; conf. w/deft's family; conf. w/Ferris Bond; Review file check corutview Wait time; | 0.1 | 1.3 | 0.3 | 0.0 | 0.0 | 0.5 | 0.0 | 2.2 | 198.0 |
| Attorney | 2010-06-20 | Review discovery; autopsy reports; police reports; prepare trial file materials; | 0.0 | 0.0 | 1.8 | 0.0 | 0.0 | 0.0 | 0.0 | 1.8 | 162.0 |
| Attorney | 2010-09-18 | Review discovery and file; research re: felony murder; | 0.0 | 0.0 | 1.6 | 0.0 | 0.0 | 0.0 | 0.0 | 1.6 | 144.0 |
| Attorney | 2010-10-28 | Wait time; Check corutview; review file; Conf. w/Truscott; conf. w/Bond; call to family; conf. w/family; conf. w/deft; Status | 0.3 | 0.8 | 0.3 | 0.0 | 0.0 | 0.4 | 0.0 | 1.8 | 162.0 |
| Attorney | 2010-11-07 | Review photos; prepare notes/chart on same; | 0.0 | 0.0 | 0.7 | 0.0 | 0.0 | 0.0 | 0.0 | 0.7 | 63.0 |
| Attorney | 2010-11-19 | Research re: codefendant matters; review materials from their records; | 0.0 | 0.0 | 0.0 | 0.6 | 0.0 | 0.0 | 0.0 | 0.6 | 54.0 |
| Attorney | 2010-11-28 | Review discovery; Research re: Myspace | 0.0 | 0.0 | 0.6 | 0.5 | 0.0 | 0.0 | 0.0 | 1.1 | 99.0 |
| Attorney | 2010-11-29 | Review Jencks materials; prepare notes and chart from video; Review videos of interviews of codefendants; | 0.0 | 0.0 | 4.6 | 3.3 | 0.0 | 0.0 | 0.0 | 7.9 | 711.0 |
| Attorney | 2010-11-30 | Trial; Conf. w/deft's brother; conf. w/deft; conf. w/AUSA; conf. w/Ferris Bond; Wait time; Review Jencks materials; review discovery | 4.3 | 1.4 | 2.1 | 0.0 | 0.0 | 0.6 | 0.0 | 8.4 | 756.0 |

| Created By | Hearing Date | Description | Open Court Time | Interview Time | Legal Research Time | Investigation Time | Travel Time | Waiting Time | Other | Total Hours | Total Amount |
|------------|--------------|--|-----------------|----------------|---------------------|--------------------|-------------|--------------|-------|-------------|--------------|
| Attorney | 2010-12-01 | Reveiw discovery; Trial; Conf. w/Ferris Bond; conf. w/deft; conf. w/investigator; | 5.4 | 1.3 | 0.6 | 0.0 | 0.0 | 0.0 | 0.0 | 7.3 | 657.0 |
| Attorney | 2010-12-02 | Emails to/from Martha Gutierrez Sheperd Conf., w/interpreter; Review discoveyr; review translated letter; | 0.0 | 0.3 | 0.4 | 0.0 | 0.0 | 0.0 | 0.2 | 0.9 | 81.0 |
| Attorney | 2010-12-06 | Conf. w/defendant; conf. w/Bond; conf. w/interpreter; conf. w/deft family; Trial; Wait time; Review medical reports; review discovery; | 4.6 | 2.5 | 2.6 | 0.0 | 0.0 | 0.2 | 0.0 | 9.9 | 891.0 |
| Attorney | 2010-12-07 | Trial; Review discovery; research re: felony murder; prepare notes re: Hernandez Research re: witness issue; Conf. w/deft; conf. w/Ferris Bond; conf. w/interppter; conf. w/dft brother; conf. w/Pinckney Wait time; | 4.4 | 1.8 | 2.3 | 0.5 | 0.0 | 0.1 | 0.0 | 9.1 | 819.0 |
| Attorney | 2010-12-08 | Wait time; Conf. w/deft; conf. w/Bond; conf. w/AUSA; conf. w/interpreters; conf. w/Portillo family; Trial; Review discovery; review Materials re: police reports; | 4.6 | 1.6 | 0.9 | 0.0 | 0.0 | 0.1 | 0.0 | 7.2 | 648.0 |
| | | | | | | | | | | | |

| Created By | Hearing Date | Description | Open Court Time | Interview Time | Legal Research Time | Investigation Time | Travel Time | Waiting Time | Other | Total Hours | Total Amount |
|------------|--------------|---|-----------------|----------------|---------------------|--------------------|-------------|--------------|-------|-------------|--------------|
| Attorney | 2010-12-09 | Wait time; Prepare notes for trial; review jury instructions; Trial; Conf. w/deft; conf.w /deft's family; conf. w/AUSA; conf.w /interpreter; | 3.6 | 1.3 | 1.2 | 0.0 | 0.0 | 0.2 | 0.0 | 6.3 | 567.0 |
| Attorney | 2011-03-05 | Conf. w/Jose Portillo; Review Presentence Report; prepare notes on same for sentencing; Travel to/from DC Jail; | 0.0 | 1.8 | 0.6 | 0.0 | 0.6 | 0.0 | 0.0 | 3.0 | 270.0 |
| Attorney | 2011-03-10 | Review letters; review file and presentence report; | 0.0 | 0.0 | 0.3 | 0.0 | 0.0 | 0.0 | 0.0 | 0.3 | 27.0 |
| Attorney | 2011-03-11 | Conf. w/Bond; conf. w/Truscott; conf. w/court clerk; conf. w/deft; conf. w/deft's family Email to Bond Wait time; Review presentence report Sentencing; | 0.5 | 1.2 | 0.4 | 0.0 | 0.0 | 0.4 | 0.1 | 2.6 | 234.0 |
| Attorney | 2011-04-01 | Prepare notice of appeal Conf. w/Ferris bond; conf. w/court reporter's office; File notice fo appeal; | 0.0 | 0.4 | 0.5 | 0.0 | 0.0 | 0.0 | 0.1 | 1.0 | 90.0 |
| Attorney | 2011-04-02 | Email to Ferris Bond | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.1 | 0.1 | 9.0 |

APPENDIX J

**CCA/ CORRECTIONAL TREATMENT FACILITY
1901 E. STREET SE
WASHINGTON DC 20003**

REQUEST FOR LEGAL VISIT

Today's Date: 3/28/09

Jose Portillo
Inmate's Name (print)

356-497
DCDC #

3W2-56
Housing Unit

FERRIS BOAL
Visitor's Name (print)

372607
Bar # (If Attorney)

John E. Clark - Investigator
Steven Gordon - Therapist

1. 1 I am a member of the DC Bar. I am counsel of record for the inmate indicated above in Case # _____, in Superior Court.

2. _____ I am an investigator/agent for Attorney _____ who is counsel of record for the inmate indicated above in Case # _____ in _____ Court.

3. _____ I am an Attorney. I am not counsel of record for the inmate indicated above in any matter presently before the court.

4. _____ I am an investigator/agent for Attorney _____. The Attorney by whom I am employed is not counsel of record for the inmate indicated above, in any matter presently before the court.

(If item 3 or 4 is checked, the inmate must sign the form prior to entering visitation.)

I consent to this interview: Jose Portillo 09/3/28
Inmate's Signature Date/Time

Officer's Signature: _____ Date/Time _____

This form is to be forwarded to the Command Center at the end of each shift.

DC * DOC

District of C.

of Corrections

REQUEST FOR LEGAL VISIT

DATE

DCDC

HOUSING UNIT

INMATE'S NAME

VISITOR'S NAME

BAR # (IF ATTORNEY)

I am member of the D.C. Bar. I represent the inmate indicated above in
case # _____, in _____ court.

I am an investigator/agent for Attorney _____

Who represents the inmate indicated above in case # _____

in _____ court.

I am an Attorney. I am not counsel of record for the inmate indicated above in any
matter presently before the Court.

I am an invest/agent for Attorney _____

The Attorney by whom I am employed is not counsel of record, for the inmate indicated
above, in any matter presently before the court.

(If item 3 or 4 is checked, the inmate must sign the form PRIOR to entering the Visiting
Hall.)

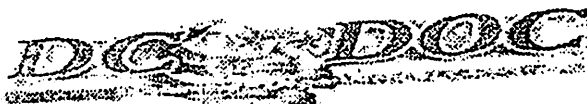
I consent to this interview:

Date

Inmate's Signature

Officer's Signature

Time



DEPARTMENT OF CORRECTIONS
CENTRAL DETENTION FACILITY

REQUEST FOR LEGAL VISIT

DATE

Inmate's Name

DCDC Number

Housing Unit

Visitor's Name

Bar # (if an Attorney)

1. ☒ I am a member of the D.C. Bar. I represent the inmate noted above in case # _____ in SUPERIOR Court.
2. ☐ I am an investigator/ agent for attorney _____ who represents the Inmate noted above in case # _____ in _____ court.
3. ☐ I am an Attorney. I am not counsel for record for the inmate noted above in any matter presently before the Court.
4. ☐ I am an investigator/agent from Attorney _____ The attorney by whom I am employed is not counsel for record for the inmate noted above in any matter presently before the Court.

(Inmate must sign consent form prior to entering visiting hall if boxes 3 or 4 are checked.)

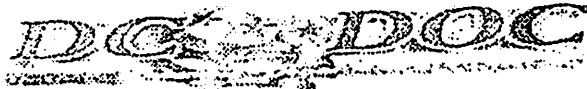
Consent to this Interview:

Inmate's Signature

Date: _____

Time: _____

OFFICER SIGNATURE



DEPARTMENT OF CORRECTIONS
CENTRAL DETENTION FACILITY

REQUEST FOR LEGAL VISIT

7/23/09

DATE

José Portillo 372497 562 Cell 56
Inmate's Name DCDC Number Housing Unit

Felipe Rivas 372607
Visitor's Name Bar # (if an Attorney)

John Eicher Investigator Olga Eicher translator
1. ☐ I am a member of the D.C. Bar. I represent the inmate noted above in case #
in Superior Court.

2. ☐ I am an investigator/ agent for attorney _____ in
who represents the Inmate noted above in case # _____ in
_____ court.

3. ☐ I am an Attorney. I am not counsel for record for the inmate noted above in any
matter presently before the Court.

4. ☐ I am an investigator/agent from Attorney _____ The
attorney by whom I am employed is not counsel for record for the inmate noted
above in any matter presently before the Court.

.....
(Inmate must sign consent form prior to entering visiting hall if boxes 3 or 4 are checked.)

Consent to this Interview:

José Portillo
Inmate's Signature

Date: 7/23/09

Time: 5:19 p

[Signature]
OFFICER SIGNATURE



DEPARTMENT OF CORRECTIONS
CENTRAL DETENTION FACILITY

REQUEST FOR LEGAL VISIT

DATE

10/22/09

SW 239

Inmate's Name

José Portillo

DCDC Number

322497

Housing Unit

SW 239

Visitor's Name

FERRIS BOND

Bar # (if an Attorney)

372607

1. ☒ I am a member of the D.C. Bar. I represent the inmate noted above in case # _____ in SUPERIOR Court.
2. ☐ I am an investigator/ agent for attorney _____ who represents the Inmate noted above in case # _____ in _____ court.
3. ☐ I am an Attorney. I am not counsel for record for the inmate noted above in any matter presently before the Court.
4. ☐ I am an investigator/agent from Attorney _____ The attorney by whom I am employed is not counsel for record for the inmate noted above in any matter presently before the Court.

(Inmate must sign consent form prior to entering visiting hall if boxes 3 or 4 are checked.)

Consent to this Interview:

Inmate's Signature

José Portillo

Date:

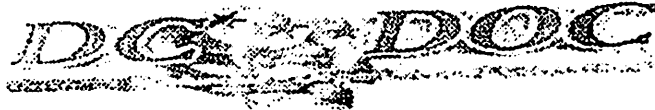
10/22

Time:

6:25p

OFFICER SIGNATURE

Sheela



DEPARTMENT OF CORRECTIONS
CENTRAL DETENTION FACILITY

REQUEST FOR LEGAL VISIT

5/30/69
DATE

Jose Portillo
Inmate's Name

32749
DCDC Number

405 (11 25)
Housing Unit

Jose Portillo
Visitor's Name

32749
Bar # (if an Attorney)

1. ☒ I am a member of the D.C. Bar. I represent the inmate noted above in case # _____ in _____ Court.
2. ☐ I am an investigator/ agent for attorney _____ who represents the Inmate noted above in case # _____ in _____ court.
3. ☐ I am an Attorney. I am not counsel for record for the inmate noted above in any matter presently before the Court.
4. ☐ I am an investigator/agent from Attorney _____ The attorney by whom I am employed is not counsel for record for the inmate noted above in any matter presently before the Court.

.....
(Inmate must sign consent form prior to entering visiting hall if boxes 3 or 4 are checked.)

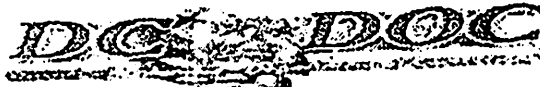
Consent to this Interview:

Jose Portillo
Inmate's Signature

Date: _____

Time: _____

C. 2
OFFICER SIGNATURE



DEPARTMENT OF CORRECTIONS
CENTRAL DETENTION FACILITY

REQUEST FOR LEGAL VISIT

11/27/10

DATE

Jesse Fortino 322497 NW Cell 43
Inmate's Name DCDC Number Housing Unit

Francis Bano 377607
Visitor's Name Bar # (if an Attorney)

1. ☒ I am a member of the D.C. Bar. I represent the inmate noted above in case # _____ in Superior Court.
2. ☐ I am an investigator/ agent for attorney _____ who represents the Inmate noted above in case # _____ in _____ court.
3. ☐ I am an Attorney. I am not counsel for record for the inmate noted above in any matter presently before the Court.
4. ☐ I am an investigator/agent from Attorney _____ The attorney by whom I am employed is not counsel for record for the inmate noted above in any matter presently before the Court.

(Inmate must sign consent form prior to entering visiting hall if boxes 3 or 4 are checked.)

Consent to this Interview:

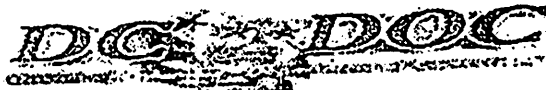
Jesse Fortino

Inmate's Signature

Date: 11-27-10

Time: _____

[Signature]
OFFICER SIGNATURE



DEPARTMENT OF CORRECTIONS
CENTRAL DETENTION FACILITY

REQUEST FOR LEGAL VISIT

11/28/0
DATE

Jose Portillo 322497 NW1 Cell 43
Inmate's Name DCDC Number Housing Unit
Fernis Portillo 322607
Visitor's Name Bar # (if an Attorney)

1. ☒ I am a member of the D.C. Bar. I represent the inmate noted above in case # _____ in Superior Court.
2. ☐ I am an investigator/ agent for attorney _____ who represents the Inmate noted above in case # _____ in _____ court.
3. ☐ I am an Attorney. I am not counsel for record for the inmate noted above in any matter presently before the Court.
4. ☐ I am an investigator/agent from Attorney _____ The attorney by whom I am employed is not counsel for record for the inmate noted above in any matter presently before the Court.

.....
(Inmate must sign consent form prior to entering visiting hall if boxes 3 or 4 are checked.)

Consent to this Interview:

Jose Portillo
Inmate's Signature

Date: _____

Time: _____

OFFICER SIGNATURE

APPENDIX K



METROPOLITAN POLICE DEPARTMENT
POLICE BUSINESS SERVICES DIVISION
FINGERPRINT ANALYSIS BRANCH
LATENT FINGERPRINT EXAMINATION SECTION

LABORATORY ANALYSIS REPORT
POSITIVE IDENTIFICATION

Date: May 29, 2009

TO: Commanding Officer
Violent Crime Branch

Attention: Detective Anthony Green

FROM: Identification Branch
Fingerprint Examination Section *RB*
C.S.E.S. File No: 08-17689 CCN# 166-432
Examination No: 0895
Offense: Double Homicide
Location of Offense: 5320 Belt Road Northwest D.C.
Date of Offense: 11-22-08

The known prints of Portillo, Jose Gilberto ID # 621907 have been compared with the latent print (s) from the above offense.

The latent print marked item # 140, from (second floor bedroom #1 closet door interior leftside) was found to be impressions made by the right ring finger of Portillo, Jose Gilberto ID # 621907.

The Fingerprint Examination Section will maintain custody of all latent and inked impressions.

Those persons to be notified for pre-trial hearings and court presentation are:

- (a) Officer James R. Holder of the Crime Scene Examination Section recovering evidence.
 - (b) Officer Wesley Jefferson of the Fourth District taking the known inked impressions.
 - (c) Specialist Diane Downing Glover of the Latent Fingerprint Examination Section making the fingerprint and/ or palm print identification. Please notify this witness of any pre-trial conference and court date, allowing five working days to prepare the evidence for court presentation.
- Note CSES# 08-17689 on all court notifications.

Item # 202 is ident with the right ring finger of Portillo, Jose Gilberto PDID # 621907.

Diane D. Glover
Diane Downing Glover
Fingerprint Specialist



*Government of the District of Columbia
Metropolitan Police Department
Crime Laboratory*

10430 Furnace Road, Suite 105, Lorton, VA 22079 (703) 646-9784

**Report of Examination
DNA Report**

| | | | |
|--|--|--|--|
| MCL#: 08-17689 | CCN: 2008-166-432 | PCN: Not Given | Laboratory Number: M090170-2 |
| Offense: Double Homicide | Victim(s): Michael Spevak Virginia Spevak | Suspect(s): Peiro Fuentes Hernandez Angela Hernandez Rivera Jose Gilberto Portillo | Incident Date: November 22, 2008 |
| Submitting Agency Name and Address: Metropolitan Police Department 3521 V Street, NE Washington, DC 20018. | Submitting Officer: James Holder, Evidence Technician | Submission Date: November 19, 2009 | Report Date: January 20, 2010 |

Item(s) Submitted

On November 19, 2009, Carmen Pagan (MPD) submitted the following to the laboratory for analysis:

One clear plastic zip lock bag, tape sealed, labeled "M090170 "ITEM 243" ..." containing:
One white paper envelope, tape closed, labeled "ITEM #243 ...JOSE G. PORTILLO ...MCL #08-17689 ..." containing the following:

- Item 243A Known saliva sample
One white paper KNOWN SALIVA SAMPLE envelope, adhesive closed, labeled "...JOSE G. PORTILLO ..." unopened and unexamined.
- Item 243B Known blood sample from Jose G. Portillo
One clear plastic zip lock bag, closed, with white KNOWN BLOOD SAMPLES sticker labeled "...JOSE G. PORTILLO ..." containing a purple top blood tube and a yellow top blood tube.

Requested Analysis

Perform DNA testing on the known reference sample from Jose G. Portillo (Item 243B) and compare the results to the DNA profiles obtained from the tissue (Items 32.3) and the vehicle door interior panel swab (Item 218.1) reported in M090170-1 DNA Report dated January 20, 2010.

Conclusions

PCR DNA testing using STR loci and Amelogenin (gender-typing) determined that:

1. The major male DNA profile obtained from the vehicle door interior panel swab (Item 218.1)

Laboratory Number: M090170-2

Date: January 20, 2010

matches the DNA profile obtained from the known blood sample for Michael Spevak (Item 133). Jose G. Portillo (Item 243B) cannot be excluded as being the contributor of the minor alleles.

2. A major unknown female DNA profile obtained from the tissue (Item 32.3). Jose Portillo (Item 243B) can be excluded as being a contributor of the minor alleles.

Examinations and Results

A reference bloodstain card (Item 243B.1) was prepared from the purple top blood tube from Jose G. Portillo (Item 243B).

DNA extract isolated from the known reference sample from Jose G. Portillo (Item 243B) was amplified and typed using the AmpF/STR Identifier® PCR Amplification Kit (Applied Biosystems). The short tandem repeat (STR) loci tested and results obtained for each sample are listed in the following table. Appropriate positive and negative controls were used concurrently throughout the analysis.¹

| LOCUS | Stain on tissue (Item 32.3)* | Vehicle door interior panel swab (Item 218.1)* | Known blood sample from Michael Spevak (Item 133)* | Known blood sample from Jose G. Portillo (Item 243B) |
|------------|---------------------------------|---|---|---|
| D8S1179 | 10, 11, (13) | 13, (14) | 13, 13 | 12, 14 |
| D21S11 | 28, 29 | 29, (32.2), 33.2 | 29, 33.2 | 30, 32.2 |
| D7S820 | 8, --- | 9, 10 | 9, 10 | 8, 12 |
| CSF1PO | 10, 12 | 10, 11 | 10, 11 | 10, 10 |
| D3S1358 | 15, 16 | 15, 16 | 15, 16 | 15, 16 |
| TH01 | 6, 6 | 6, 9.3 | 6, 9.3 | 9.3, 9.3 |
| D13S317 | 9, 11 | 11, 11 | 11, 11 | 11, 13 |
| D16S539 | 9, 11, (12) | 11, 11 | 11, 11 | 9, 13 |
| D2S1338 | 18, 23 | 16, 24 | 16, 24 | 20, 22 |
| D19S433 | (14), 15 | 13, 14, (15), (15.2) | 13, 14 | 15, 15.2 |
| vWA | 16, 17, (18) | 15, 16 | 15, 16 | 16, 16 |
| TPOX | 8, (9), 10 | 9, 10, (11) | 9, 10 | 11, 11 |
| D18S51 | 12, 15 | 12, 12 | 12, 12 | 14, 20 |
| Amelogenin | X, X | X, Y | X, Y | X, Y |
| D5S818 | 12, 13 | 12, 12 | 12, 12 | 12, 12 |
| FGA | 25, --- | 20, 26 | 20, 26 | 24, 24 |

() indicates weak allele(s)

--- indicates possible allele(s) present below threshold

{ } indicates peak height imbalance


* indicates results reported in M090170-1 DNA Report dated 1/20/2009

¹The DNA profiles reported in this case were determined by procedures that have been validated according to standards established by the Scientific Working Group on DNA Analysis Methods (SWGIDAM) and adopted as Federal Standards.

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Disposition of Evidence

Item 243 was packaged and returned to the evidence storage refrigerator on December 4, 2009 pending return to MPD EOC. Item 243B.1 was packaged and placed in the evidence storage freezer on December 4, 2009 for preservation. The DNA extract was packaged and placed in the evidence storage freezer on December 11, 2009 for preservation.


Jennifer Zeffer
DNA Examiner