

**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)

## TABLE OF CONTENTS

<i>Order</i> in Appeal No. 14-CO-791 dated April 12, 2016	<b>APPENDIX A</b>
<i>Findings of Fact and Conclusions of Law</i> (issued March 7, 2017)	<b>APPENDIX B</b>
DC DOC log of Visits to Jose Portillo	<b>APPENDIX C</b>
Time Sheets of Ferris Bond, Esquire	<b>APPENDIX D</b>
Voucher submitted by Ferris Bond, Esquire	<b>APPENDIX E</b>
Superior Court Docket in 2009-CF1-6048	<b>APPENDIX F</b>
4/19/10 letter by Jose Portillo to Ferris Bond, Esquire	<b>APPENDIX G</b>
Undated letter from Jose Portillo to Ferris Bond, Esquire	<b>APPENDIX H</b>
Voucher submitted by John Machado, Esq for 2009CF16048	<b>APPENDIX I</b>
Ferris Bond's Requests for Legal Visits	<b>APPENDIX J</b>
Fingerprint Analysis Report and DNA report dated May 29, 2009 and	<b>APPENDIX K</b>

## 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

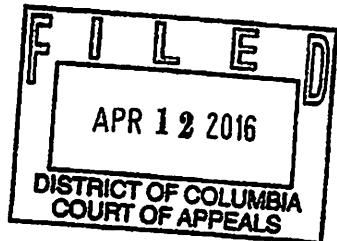
**DISTRICT OF COLUMBIA COURT OF APPEALS**

**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 BLACKBURNE-RIGSBY, *Associate Judges*, and STEADMAN, *Senior Judge*.

PER CURIAM: In *Portillo v. United States*,<sup>1</sup> 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.<sup>2</sup> 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,"<sup>3</sup> and the trial court was to "determine

---

<sup>1</sup> 62 A.3d 1243 (D.C. 2013) (*Portillo I*).

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

<sup>3</sup> *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."<sup>4</sup> 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.<sup>5</sup>

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

---

<sup>4</sup> *Id.* at 1256 (internal citations and quotation marks omitted).

<sup>5</sup> 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.<sup>6</sup>)

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

---

<sup>6</sup> 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. :

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

JOSE GILBERTO PORTILLO :

**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.<sup>1</sup> 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

---

<sup>1</sup> 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.<sup>2</sup> 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

---

<sup>2</sup> 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,<sup>3</sup> 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 4<sup>th</sup> Street, NW  
Washington, DC 20530

---

<sup>3</sup> 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:	
Address:	1600 S EADS ST 522N	Badge#:		Birth:	
City St Zip:	ARL, VA 22202	Driver's Lic:		SSN:	
Phone:	8474364007	<u>VISIT START</u>	<u>VISIT END</u>		
		09/21/2010 8:26 pm	09/21/2010 9:20 pm		
Visitor:	BOND, FERRIS R	Relationship:	ATTORNEY	Sex:	
Address:	700 FIFTH ST NW	Badge#:	BAR # 372607	Birth:	
Address:	SUITE 200	Driver's Lic:		SSN:	
City St Zip:	WASHINGTON, DC 20001	<u>VISIT START</u>	<u>VISIT END</u>		
Phone:	2026821051	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
Address:	700 5TH STREET NW SUITE 200	Badge#:		Birth:	
City St Zip:	WASH, DC 20001	Driver's Lic:		SSN:	
Phone:	2024233853	<u>VISIT START</u>	<u>VISIT END</u>		
		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:	
Address:	800 N. CAPITOL ST NW	Badge#:		Birth:	
City St Zip:	WASH, DC 20001	Driver's Lic:		SSN:	
Phone:	2024421449	<u>VISIT START</u>	<u>VISIT END</u>		
		01/20/2011 1:40 pm	01/20/2011 2:38 pm		
Visitor:	COBB, JIA	Relationship:	LEGAL INTERN	Sex:	
Address:	PUBLIC DEFENDER SERVICE	Badge#:		Birth:	
City St Zip:		Driver's Lic:		SSN:	
Phone:		<u>VISIT START</u>	<u>VISIT END</u>		
		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:	
Address:	307 G ST NW	Badge#:	BAR# 461566	Birth:	
City St Zip:	WASHINGTON, DC 20001	Driver's Lic:		SSN:	
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
Address:	DC CRIMINAL JUSTICE DEFENDER SERV	Badge#:	IV0052	Birth:	
Address:	633 INDIANA AVE NW	Driver's Lic:		SSN:	
City St Zip:	WASHINGTON, DC 20001	<u>VISIT START</u>	<u>VISIT END</u>		
Phone:	3014426246	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:	
Address:	16082 WHERINGHAM WAY	Badge#:		Birth:	
City St Zip:	GAINESVILLE, VA 20155	Driver's Lic:		SSN:	
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
Address:	1411 PERRY PL NW	Badge#:		Birth:	08/18/1973
City St Zip:	WASH, DC 20010	Driver's Lic:		SSN:	
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
Address:	7978 ROOS ROAD	Badge#:		Birth:	07/15/1982
City St Zip:	HYATTSVILLE PG, MD 20783	Driver's Lic:	004216672	PP	SSN:
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
Address:	10405 GARDINER AVEUNE	Badge#:		Birth:	03/03/1960
City St Zip:	SILVER SPRING, MD 20902	Driver's Lic:	G520585009164	MD	SSN:
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
Address: 6515 Belcrest Rd	Badge#:	Birth:
City St Zip: Hyattsville, MD 20782	Driver's Lic:	SSN:
Phone:	<u>VISIT START</u> 06/16/2010 9:29 am	<u>VISIT END</u> 06/16/2010 10:20 am
Visitor: JONES, JON VINCENT	Relationship: OTHER (SEE NOTES)	Sex: M
Address: 1230 TAYLOR STREET N.W.	Badge#:	Birth:
City St Zip: WASHINGTON, DC 20011	Driver's Lic:	SSN:
Phone: 2025857728	<u>VISIT START</u> 01/20/2011 9:24 am	<u>VISIT END</u> 01/20/2011 10:37 am
Visitor: LARA, HENRY A	Relationship: NEPHEW	Sex: M
Address: 4009 ALLISON STREET	Badge#:	Birth: 03/18/1991
City St Zip: N BRENTWOOD PG, MD 20722	Driver's Lic: L600303044300	SSN:
Phone:	<u>VISIT START</u> 10/13/2010 3:46 pm 04/01/2009 2:11 pm	<u>VISIT END</u> 10/13/2010 4:38 pm 04/01/2009 3:01 pm
Visitor: LARA, REYMUNDO M	Relationship: BROTHER	Sex: M
Address: 4009 ALLISON STREET	Badge#:	Birth: 07/14/1969
City St Zip: N BRENTWOOD PG, MD 20722	Driver's Lic: L600734566557	SSN:
Phone:	<u>VISIT START</u> 12/24/2010 1:06 pm 10/13/2010 3:46 pm 06/30/2010 1:40 pm 05/19/2010 6:11 pm 05/05/2010 5:37 pm 04/09/2010 4:56 pm 03/03/2010 1:37 pm 11/25/2009 3:40 pm 06/10/2009 5:24 pm 05/13/2009 5:11 pm 05/06/2009 1:09 pm 04/01/2009 2:12 pm	<u>VISIT END</u> 12/24/2010 2:22 pm 10/13/2010 4:38 pm 06/30/2010 2:37 pm 05/19/2010 6:11 pm 05/05/2010 6:51 pm 04/09/2010 5:55 pm 03/03/2010 2:34 pm 11/25/2009 4:51 pm 06/10/2009 6:27 pm 05/13/2009 6:14 pm 05/06/2009 2:13 pm 04/01/2009 3:01 pm



17-Jun-2013

9:02:50 am

## Visits to Selected Inmate

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

Visitor: <b>MACHADO, JOHN</b>	Relationship: ATTORNEY	Sex:
	Badge#: 449961	Birth:
Address: 503 D. STREET NW	Driver's Lic:	SSN:
Address: SUITE 310		
City St Zip: WASHINGTON, DC 20001		
Phone: 2027831200		

	<u>VISIT START</u>	<u>VISIT END</u>
03/05/2011	12:56 pm	03/05/2011 1:57 pm
11/28/2010	7:53 pm	11/28/2010 9:46 pm
10/25/2010	1:46 pm	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: <b>MENDOZA, JOSE RICARDO</b>	Relationship: BROTHER	Sex: F
	Badge#:	Birth: 03/09/1973
Address: 7700 VICAR ST	Driver's Lic: M-532-440-738-182 MD	SSN:
City St Zip: HYATTSVILLE PG, MD 20784		
Phone:		

	<u>VISIT START</u>	<u>VISIT END</u>
12/17/2010	12:15 pm	12/17/2010 1:08 pm

Visitor: <b>MENDOZA, ANA G</b>	Relationship: SISTER	Sex: F
	Badge#:	Birth: 02/15/1978
Address: 4517 41ST AVEUNE	Driver's Lic: M532067291121 MD	SSN:
City St Zip: BRENTWOOD, MD 20722		
Phone:		

	<u>VISIT START</u>	<u>VISIT END</u>
03/30/2011	9:37 am	03/30/2011 10:30 am
02/11/2011	3:50 pm	02/11/2011 5:05 pm
12/17/2010	12:12 pm	12/17/2010 1:08 pm
10/22/2010	5:08 pm	10/22/2010 6:38 pm
06/02/2010	12:17 pm	06/02/2010 1:08 pm
03/19/2010	1:07 pm	03/19/2010 2:03 pm
01/13/2010	1:53 pm	01/13/2010 2:36 pm
09/25/2009	1:46 pm	09/25/2009 2:33 pm
09/16/2009	1:37 pm	09/16/2009 1:37 pm
08/28/2009	12:35 pm	08/28/2009 1:46 pm
08/12/2009	1:06 pm	08/12/2009 2:01 pm
08/05/2009	12:37 pm	08/05/2009 1:50 pm
07/17/2009	2:16 pm	07/17/2009 2:37 pm
05/01/2009	5:24 pm	05/01/2009 6:18 pm
04/24/2009	6:16 pm	04/24/2009 7:04 pm
04/03/2009	5:21 pm	04/03/2009 6:23 pm
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**

Address: **7978 RIGGS RD**

Driver's Lic: **A625248018618** MD

SSN:

City St Zip: **HYATTSVILLE, MD 20783**

Phone:

**VISIT START**

**VISIT END**

02/02/2011 3:52 pm	02/02/2011 4:42 pm
01/05/2011 3:52 pm	01/05/2011 4:50 pm
12/03/2010 1:42 pm	12/03/2010 3:33 pm
11/19/2010 4:17 pm	11/19/2010 5:20 pm
11/03/2010 4:03 pm	11/03/2010 5:02 pm
08/18/2010 4:04 pm	08/18/2010 4:56 pm
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
03/31/2010 3:57 pm	03/31/2010 4:50 pm
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
Address: 1476 NEWTON STREET NW APT 25	Badge#:	Birth: 12/24/1969
City St Zip: WASH, DC 20010	Driver's Lic: RE0211081	SSN:
Phone:		
	<u>VISIT START</u>	<u>VISIT END</u>
	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
	09/08/2010 1:59 pm	09/08/2010 2:37 pm
	03/17/2010 1:38 pm	03/17/2010 2:56 pm
	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
Address: 1476 NEWTON ST N.W.	Badge#:	Birth: 04/06/1990
City St Zip: WASHINGTON, DC 20010	Driver's Lic: RE-0212088 PASS PORT	SSN:
Phone:		
	<u>VISIT START</u>	<u>VISIT END</u>
	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: <b>MENDOZA, ROBERTO FRANKLIN</b>	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> 01/20/2011 10:24 am	<u>VISIT END</u> 01/20/2011 11:26 am
Visitor: <b>MENDOZA, ROSA E</b>	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> 09/25/2009 1:47 pm 09/16/2009 12:08 pm 08/28/2009 12:40 pm	<u>VISIT END</u> 09/25/2009 2:33 pm 09/16/2009 1:38 pm 08/28/2009 1:44 pm
Visitor: <b>MENDOZA, WILMER</b>	Relationship: COUSIN	Sex: M
Address: 4517 41ST AVE	Badge#:	Birth: 11/23/1984
City St Zip: BRENTWOOD, MD 20722	Driver's Lic: A625886027896	SSN:
Phone:	<u>VISIT START</u> 09/24/2010 12:19 pm 06/24/2009 3:38 pm	<u>VISIT END</u> 09/24/2010 1:13 pm 06/24/2009 4:41 pm
Visitor: <b>MOSLEY, MONICA LOTZE</b>	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	SSN:
Phone:	<u>VISIT START</u> 10/15/2009 6:37 pm	<u>VISIT END</u> 10/15/2009 7:12 pm
Visitor: <b>NAVIA, NELLY</b>	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> 04/01/2011 11:16 am	<u>VISIT END</u> 04/01/2011 12:11 pm
Visitor: <b>PALACIOS, CANDIDA</b>	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	SSN:
Phone:	<u>VISIT START</u> 03/17/2010 1:40 pm	<u>VISIT END</u> 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:		<u>VISIT START</u>	<u>VISIT END</u>		
		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:		<u>VISIT START</u>	<u>VISIT END</u>		
		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:		<u>VISIT START</u>	<u>VISIT END</u>		
		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:		<u>VISIT START</u>	<u>VISIT END</u>		
		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 Truscott, 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 Truscott, 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 Truscott, 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 el salvador - 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 el salvador - 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, Maria Morales, Omar MoralesReyes very thin black hair - her sister in law's husband's son - Nellie Carmen 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. Fernando 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 Cool Andy - spent cash Karen daughter of owner speaks both
	Portillo, Jose	03/24/09	conference with John, Maria Morales, Omar MoralesReyes very thin black hair - her sister in law's husband's son - Nellie Carmen 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. Fernando 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. travel t oDC jail - almost 11/2 hour wating and locating him went to CTF - not there - Jail looked it up. conference with investigtor 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 investigtor 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 Ferando Reyes, borther, sister, - PH
	Portillo, Jose	03/30/09	conference with client, family Ferando Reyes, borther, 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 &amp; Ga Street, went casue freinds with Piero Cunejo - piero took him there Angela was his girlfriend - picked him up on NNewton - 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 blk 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 &amp; Ga Street, went casue freinds with Piero Cunejo - piero took him there Angela was his girlfriend - picked him up on NNewton - 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 blk 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 &amp; Ga Street, went casue freinds with Piero Cunejo - piero took him there Angela was his girlfriend - picked him up on NNewton - 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 blk 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	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 suspicioous 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 nserving 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 Albert0 Jose javier - would say father of my mother was jose portillo - and he put her god name everyone here changes their 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 always 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 .

			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 with a stipulation the trial may be tried in 4 days. John spoke 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 sister 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 with them but we have not yet completed their investigation - conference with the family - explained DNA - Wilmar 202-714-3124 7301 Ridge Rd - Hyattsville md 20783 - Garcia Darwin - in PG jail - prob violation - in process of being deported - took his firearm charge away sent to PG Correctional facility. I may picked up another gun charge violated on probation serving time - was with her in Nov - in Dec he just moved to DC - with black gentlemen live on Georgia Ave 13th & Ga Ave - - no doesn't live there - can find him there - Marlon used to live with Angela - Playing with me - thought she was lying cause said living with Chupita - did not know - got nervous - 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 their name - said brother drive the car - my brother can't drive - ever see him with a gang no never saw him - son who is sick loves him very much - little boy always asking about him - strange people - also said when would see him second 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 - maybe PART OF TLC GANG - Fernando Reyes - Chupita told everything to Fernando - grabbed him not right know who did it. Would be great if Fernando would testify - Fernando heard it from Chupita .
Portillo, Jose	12/18/09		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 family to tell case continued
Portillo, Jose	11/1/10	Trial Judge Rankin vacated vconf w family to tell case continued
Portillo, Jose	11/1/10	Trial Judge Rankin vacated vconf w family to tell case continued
Portillo, Jose	11/5/10	Email <a href="mailto:ricardo1232007@yahoo.com">ricardo1232007@yahoo.com</a> 7700 Vicar Street Hyattsville 20074
Portillo, Jose	11/5/10	Email <a href="mailto:ricardo1232007@yahoo.com">ricardo1232007@yahoo.com</a> 7700 Vicar Street Hyattsville 20074
Portillo, Jose	11/5/10	Email <a href="mailto:ricardo1232007@yahoo.com">ricardo1232007@yahoo.com</a> 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

Portillo, Jose	12/6/10	Trial conf w AUSA Def Inv, witnesses jail visit with client, trial prep
Portillo, Jose	12/6/10	Trial conf w AUSA Def Inv, witnesses jail visit with client, trial prep
Portillo, Jose	12/7/10	trial, conf w client, AUSA, D's family, Heather Pinkney - Angela Funetes attorney, trial prep
Portillo, Jose	12/7/10	trial, conf w client, AUSA, D's family, Heather Pinkney - Angela Funetes attorney, trial prep
Portillo, Jose	12/7/10	trial, conf w client, AUSA, D's family, Heather Pinkney - Angela Funetes attorney, trial prep
Portillo, Jose	12/8/10	trial conf w client, AUSA, D's family, trial prep
Portillo, Jose	12/8/10	trial conf w client, AUSA, D's family, trial prep
Portillo, Jose	12/8/10	trial conf w client, AUSA, D's family, trial prep
Portillo, Jose	12/9/10	trial conf w client, AUSA, Def's family
Portillo, Jose	12/9/10	trial conf w client, AUSA, Def's family
Portillo, Jose	12/9/10	trial conf w client, AUSA, Def's family
Portillo, Jose	12/10/10	conference with client, AUSA, client's family
Portillo, Jose	12/10/10	conference with client, AUSA, client's family
Portillo, Jose	12/10/10	conference with client, AUSA, client's family

## **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 presentmentmaterial, open die 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 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 Fernando 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 Dââ€šs 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, Atty 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 Appointed/ 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

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	<p>Sentence</p> <p>Sentence for Charge # 1, Burglary One While Armed</p> <p>Sentence Date: 03/11/2011</p> <p>Confinement Type: Confinement</p> <p>Time: 0 years, 180 months, 0 days.</p> <p>Time Susp: 0 years, 0 months, 0 days.</p> <p>Amount To Serve: 0 years, 180 months, 0 days.</p> <p>Mandatory Minimum: 0 years, 60 months, 0 days.</p> <p>Supervised Release: 3 years, 0 months, 0 days.</p> <p>VVCA Amount: 100.00, Due:</p> <p>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.</p>
03/11/2011	Sentence	<p>Sentence</p> <p>Sentence for Charge # 2, Poss Firearm During Crime of Violence</p> <p>Sentence Date: 03/11/2011</p> <p>Confinement Type: Confinement</p> <p>Time: 0 years, 60 months, 0 days.</p> <p>Time Susp: 0 years, 0 months, 0 days.</p> <p>Amount To Serve: 0 years, 60 months, 0 days.</p> <p>Mandatory Minimum: 0 years, 60 months, 0 days.</p> <p>Supervised Release: 3 years, 0 months, 0 days.</p> <p>VVCA Amount: 100.00, Due:</p>
03/11/2011	Sentence	<p>Sentence</p> <p>Sentence for Charge # 3, Theft First Degree Of a Senior Citizen</p> <p>Sentence Date: 03/11/2011</p> <p>Confinement Type: Confinement</p> <p>Time: 0 years, 24 months, 0 days.</p> <p>Time Susp: 0 years, 0 months, 0 days.</p> <p>Amount To Serve: 0 years, 24 months, 0 days.</p> <p>Supervised Release: 3 years, 0 months, 0 days.</p> <p>VVCA Amount: 100.00, Due:</p>
03/11/2011	Sentence	<p>Sentence</p> <p>Sentence for Charge # 4, Robbery While Armed Of a Senior Citizen</p> <p>Sentence Date: 03/11/2011</p> <p>Confinement Type: Confinement</p> <p>Time: 0 years, 126 months, 0 days.</p> <p>Time Susp: 0 years, 0 months, 0 days.</p> <p>Amount To Serve: 0 years, 126 months, 0 days.</p> <p>Mandatory Minimum: 0 years, 60 months, 0 days.</p> <p>Supervised Release: 3 years, 0 months, 0 days.</p> <p>VVCA Amount: 100.00, Due:</p>
03/11/2011	Sentence	<p>Sentence</p> <p>Sentence for Charge # 5, Poss Firearm During Crime of Violence</p> <p>Sentence Date: 03/11/2011</p> <p>Confinement Type: Confinement</p> <p>Time: 0 years, 60 months, 0 days.</p> <p>Time Susp: 0 years, 0 months, 0 days.</p> <p>Amount To Serve: 0 years, 60 months, 0 days.</p> <p>Mandatory Minimum: 0 years, 60 months, 0 days.</p> <p>Supervised Release: 3 years, 0 months, 0 days.</p> <p>VVCA Amount: 100.00, Due:</p>
03/11/2011	Sentence	<p>Sentence</p> <p>Sentence for Charge # 6, Felony Murder While Armed With Aggravating Circumstances</p> <p>Sentence Date: 03/11/2011</p> <p>Confinement Type: Confinement</p> <p>Time: 0 years, 720 months, 0 days.</p> <p>Time Susp: 0 years, 0 months, 0 days.</p> <p>Amount To Serve: 0 years, 720 months, 0 days.</p> <p>Mandatory Minimum: 0 years, 360 months, 0 days.</p> <p>Supervised Release: 5 years, 0 months, 0 days.</p> <p>VVCA Amount: 100.00, Due:</p>
03/11/2011	Sentence	<p>Sentence</p> <p>Sentence for Charge # 7, Poss Firearm During Crime of Violence</p> <p>Sentence Date: 03/11/2011</p> <p>Confinement Type: Confinement</p> <p>Time: 0 years, 60 months, 0 days.</p> <p>Time Susp: 0 years, 0 months, 0 days.</p> <p>Amount To Serve: 0 years, 60 months, 0 days.</p> <p>Mandatory Minimum: 0 years, 60 months, 0 days.</p> <p>Supervised Release: 3 years, 0 months, 0 days.</p> <p>VVCA Amount: 100.00, Due:</p>
03/11/2011	Sentence	<p>Sentence</p> <p>Sentence for Charge # 8, Felony Murder While Armed With Aggravating Circumstances</p> <p>Sentence Date: 03/11/2011</p> <p>Confinement Type: Confinement</p> <p>Time: 0 years, 720 months, 0 days.</p> <p>Time Susp: 0 years, 0 months, 0 days.</p> <p>Amount To Serve: 0 years, 720 months, 0 days.</p> <p>Mandatory Minimum: 0 years, 360 months, 0 days.</p> <p>Supervised Release: 5 years, 0 months, 0 days.</p> <p>VVCA Amount: 100.00, Due:</p>
03/11/2011	Sentence	<p>Sentence</p> <p>Sentence for Charge # 9, Poss Firearm During Crime of Violence</p> <p>Sentence Date: 03/11/2011</p> <p>Confinement Type: Confinement</p> <p>Time: 0 years, 60 months, 0 days.</p> <p>Time Susp: 0 years, 0 months, 0 days.</p> <p>Amount To Serve: 0 years, 60 months, 0 days.</p> <p>Mandatory Minimum: 0 years, 60 months, 0 days.</p> <p>Supervised Release: 3 years, 0 months, 0 days.</p> <p>VVCA Amount: 100.00, Due:</p>
03/11/2011	Sentence	<p>Sentence</p> <p>Sentence for Charge # 10, Murder II While Armed</p> <p>Sentence Date: 03/11/2011</p> <p>Confinement Type: Confinement</p> <p>Time: 0 years, 288 months, 0 days.</p> <p>Time Susp: 0 years, 0 months, 0 days.</p> <p>Amount To Serve: 0 years, 288 months, 0 days.</p> <p>Mandatory Minimum: 0 years, 60 months, 0 days.</p>

		Supervised Release: 5 years, 0 months, 0 days. WVCA 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. WVCA 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. WVCA 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. WVCA 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. WVCA 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. WVCA 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 Prp 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. Vederict 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

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

	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

	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

		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

		<b>PORTILLO (Defendant (Criminal)); Judge MICHAEL L RANKIN</b>
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 a lot I don't know; that I would like to know. I have a few questions to ask. I requested to receive my case doc. In spanish and I have yet to receive 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 Marlon Garcia. I feel worried and anxious maybe it's these walls, I need you to visit me to put some ease on my mind. Another thing I would like to know is 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 see 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 # 322-487  
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 MURDE			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		
ISSUE DATE:	02/01/2010	CASE FILE DATE:	03/16/2009		
AUDIT SIGNATURE:	Wallace Lew	DATE:	05/30/2011		
CLAIM DOES NOT MEET 120 DAY LIMITATION:				THE CLAIM SUBMITTED IN THIS CASE:	01
				PRIOR PAYMENT AMOUNT.....\$	0.00
				LAST SERVICE DATE:	2011-04-02
				IS THIS YOUR FINAL PAYMENT UNDER THIS APPOINTMENT	
				• YES      NO	

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:

I.TIME SPENT IN OPEN COURT IN HOURS:				27.8	JUDGE	ATTORNEY
1.TOTAL IN COURT:					\$	\$
				2502.00	2502.00	
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	2.TOTAL OUT OF COURT:	\$	\$
C.Investigations & Other Work	4.9	F.Other	0.5	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
<p>I SWEAR AND AFFIRM THE TRUTH AND CORRECTNESS OF THE ABOVE STATEMENTS AND THOSE CONTAINED ON PAGES 2 &amp; 3 OF THIS VOUCHER FORM</p> <p>TYPE NAME AS SIGNATURE OF ATTORNEY/PAYEE: MACHADO, JOHN, L - 449: DATE: 05/30/2011</p> <p>(Signature automatically Supplied by submitting the Voucher)</p>				
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
			DATE	AMOUNT APPROVED
SIGNATURE OF JUDGE/MAG.JUDGE:	Rankin, Michael, L		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

Â© 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 noes/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: defendant 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 defendants;	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	Review 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 discovery; 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/interpreter; 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: 3/28/01

Jose Pacheco  
Inmate's Name (print)

300-497  
DCDC #

3w2-51  
Housing Unit

Visitor's Name (print)

372607

Visitor's Name (print) John Doe Bar # (If Attorney) 1234567890

1.  I am a member of the DC Bar. I am **counsel of record** for the inmate indicated above in Case # Sup'r Ct 10/12, in Sup'r Ct 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: Judge Poyhill 09/13/28  
Inmate's Signature Date/Time

Officer's Signature: \_\_\_\_\_ Date/Time \_\_\_\_\_



DCDC DEPARTMENT OF CORRECTIONS  
CENTRAL DETENTION FACILITY

REQUEST FOR LEGAL VISIT

7/21/09

DATE

58256

Ponf, 110, Josc 322497 SW2 (cell 51)  
Inmate's Name DCDC Number Housing Unit  
Elvins, John 372607  
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 (1156)  
Inmate's Name DCDC Number Housing Unit

François Rober 372607  
Visitor's Name Bar # (if an Attorney)  
Julie Echelle Investigator Office of Legal Translation

1. [ ] I am a member of the D.C. Bar. I represent the inmate noted above in case #  
in Supreme 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:

José Portillo  
Inmate's Signature

Date: 7/23/09

Time: 5:19 p

Officer Signature  
OFFICER SIGNATURE

DCDC  
DEPARTMENT OF CORRECTIONS  
CENTRAL DETENTION FACILITY

REQUEST FOR LEGAL VISIT

10/22/09  
DATE

SW 239

Jose P. Raffillo 322497 SH 1156  
Inmate's Name DCDC Number Housing Unit

FERRIS Bond 372607  
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. )

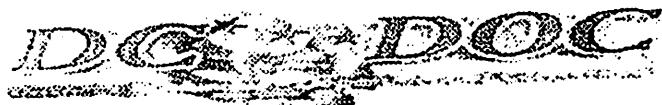
Consent to this Interview:

Jose P. Raffillo  
Inmate's Signature

Date: 10/22

Time: 6:25p

Jack P  
OFFICER SIGNATURE



DEPARTMENT OF CORRECTIONS  
CENTRAL DETENTION FACILITY

## REQUEST FOR LEGAL VISIT

10/30/67  
DATE

<u>John J. Don</u>	<u>522749</u>	<u>Unit 121</u>
Inmate's Name	DCDC Number	Housing Unit
<u>John J. Don</u>	<u>3</u>	
Visitor's Name	Bar # (if an Attorney)	

- I am a member of the D.C. Bar. I represent the inmate noted above in case # in \_\_\_\_\_ Court.
- I am an investigator/ agent for attorney \_\_\_\_\_ who represents the Inmate noted above in case # \_\_\_\_\_ in \_\_\_\_\_ court.
- I am an Attorney. I am not counsel for record for the inmate noted above in any matter presently before the Court.
- 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



## REQUEST FOR LEGAL VISIT

11/27/10  
DATE

Jose P. R. 110 322-497 NU 1143  
Inmate's Name DCDC Number Housing Unit  
Frances Basco 372607  
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:

11/27/10  
Date: \_\_\_\_\_

Time: \_\_\_\_\_

Jose P. R. 110  
Inmate's Signature

  
\_\_\_\_\_  
OFFICER SIGNATURE



## REQUEST FOR LEGAL VISIT

11/28/0  
DATE

Jose Portillo 322497 MW/C 1143  
Inmate's Name DCDC Number Housing Unit  
Frances Bonc 322601  
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 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:

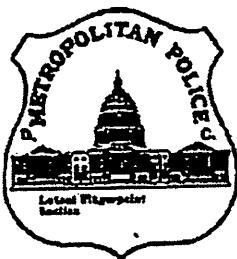
Jose Portillo  
Inmate's Signature

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 Belk 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#:	CCN:	PCN:	Laboratory Number:
08-17689	2008-166-432	Not Given	M090170-2
Offense:	Victim(s):	Suspect(s):	Incident Date:
Double Homicide	Michael Spevak Virginia Spevak	Petru Fuentes Hernandez Angela Hernandez Rivera Jose Gilberto Portillo	November 22, 2008
Submitting Agency Name and Address:	Submitting Officer:	Submission Date:	Report Date:
Metropolitan Police Department 3521 V Street, NE Washington, DC 20018.	James Holder, Evidence Technician	November 19, 2009	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.<sup>1</sup>

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 alleles

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

{ } indicates peak height imbalance

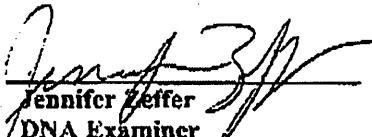
\* indicates results reported in M090170-1 DNA Report dated 1/20/2009

The 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 (SWGDAM) and adopted as Federal Standards.

Laboratory Number: M090170-2  
Date: January 20, 2010

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 Zeffler  
DNA Examiner