

UNITED STATES DISTRICT COURT
FOR THE
EASTERN DISTRICT OF CALIFORNIA

Criminal Minutes

Page 1 of 2

Before: Magistrate Judge Edmund F. Brennan	Date: August 30, 2011
Case Number: 2:11-mj-0035-EFB	Deputy Clerk: Nic Cannarozzi
Interpreter:	Court Reporter: Tiffany Brown

Title: UNITED STATES	v.	CESAR CABALLERO
Appearances: David Stevens		Joseph Wiseman
Court Trial		

10:04 am - Case called. The parties discussed a witness exclusion in the courtroom. The Govt calls Postal Inspector Michael Chavez. The witness was sworn and testified.

10:11 am - The Govt refers to Exhibit P1, P2, P3, P4, and P10 with the witness. Continued testimony.

10:12 am - The Govt moves to **admit Exhibit P1**. No objection by defense counsel. So ordered. Continued testimony.

10:13 am - The Govt moves to **admit Exhibit P2**. No objection by defense counsel. So ordered. Continued testimony.

10:16 am - The Govt moves to **admit Exhibit P3**. Brief objection by defense counsel. For the reasons stated on the record, the Court admitted the exhibit. Continued testimony.

10:17 am - The Govt moves to **admit Exhibit P4**. No objection by defense counsel. So ordered. Continued testimony.

10:18 am - The Govt moves to **admit Exhibit P10**. No objection by defense counsel. So ordered. Continued testimony.

10:20 am - The Govt refers to Exhibit P5 and P6 with the witness. Continued testimony.

10:21 am - The Govt moves to **admit Exhibit P5 and P6**. No objection by defense counsel. So ordered. Continued testimony.

10:29 am - The Govt refers to Exhibit P8 and P9 with the witness. Continued testimony.

10:30 am - The Govt moved to admit P8. Brief objection heard. After consideration, the Court defers ruling on P8 at this time. Continued testimony.

10:31 am - The Govt moves to **admit Exhibit P9**. No objection by defense counsel. So ordered. Continued testimony.

10:32 am - Cross examination by defense counsel.

10:53 am - Redirect by the Govt.

10:54 am - Recross by defense counsel.

10:57 am - The Govt calls Special Agent Ray Diaz. The witness was sworn and testified.

11:06 am - Cross examination by defense counsel.

11:09 am - Witness excused. The Govt calls Rhondella Dickerson. The witness was sworn and testified.

11:19 am - Cross examination by defense counsel.

11:20 am - Redirect by the Govt. Witness excused. The Govt rests. Afternoon break.

11:37 am - Defense counsel calls Lark Stone. The witness was sworn and testified.

11:57 am - Cross examination by the Govt.

12:04 pm - Redirect by defense counsel.

12:05 pm - The Court briefly questioned the witness.

12:06 pm - Further redirect by defense counsel. Witness excused. The recesses for lunch, returning at 1:30 pm.

1:39 pm - Defense counsel recalls witness Rhondella Dickerson. Witness previously sworn.

1:46 pm - Cross examination by the Govt.

1:48 pm - Redirect by defense counsel.

1:49 pm - Witness excused.

1:50 pm - Defense counsel recalls Postal Inspector Michael Chavez. Witness previously sworn.

1:51 pm - Cross examination by the Govt. Witness excused.
1:52 pm - Defense counsel recalls Special Agent Ray Diaz. Witness previously sworn.
1:55 pm - Witness excused. Defense rests. Closing arguments by the Govt.
1:59 pm - Closing arguments by defense counsel.
2:04 pm - Rebuttal arguments by the Govt.
2:05 pm - After consideration and for the reasons as stated on the record, the Court found the deft guilty of all three Counts of the Information filed on 02/02/11. The Court ordered the matter referred to Probation for the preparation of a pre-sentence report. Judgment and Sentencing was set for 11/14/11 at 10:00 am in Courtroom 25.
2:10 pm - Court stands in recess.

Witnesses Called:

Govt - Postal Inspector Michael Chavez, Special Agent Ray Diaz, and Rhondella Dickerson

Defense - Lark Stone

Exhibits Admitted:

Govt - P1, P2, P3, P4, P5, P6, P9, P10

Defense - None