

Assigned 0650 02 5005
Disp./Sentence
Judge/Magistr.

WRIT
JUVENILE
ALIAS
OFFENSE ON INDEX CARD

WILSON, RICHARD

CLOSED

03 05 91
No. of Def's 1
U.S. MAG. CASE NO. 89 6583

2:88-00016-01

I. CHARGES

Table with columns: U.S. TITLE/SECTION, OFFENSES CHARGED, ORIGINAL COUNTS, DISM. NG.

II. KEY DATE

INTERVAL ONE, END ONE AND/OR BEGIN TWO, END INTERVAL TWO. Includes key dates and legal actions.

ARRAIGNMENT, 1st Trial Ended, RE-TRIAL, 2nd Trial Began, DISPOSITION DATE, SENTENCE DATE.

MAGISTRATE section including Search Warrant, Summons, Arrest Warrant, COMPLAINT, and various legal checkboxes.

Show last names and suffix numbers of other defendants on same indictment/information:

(2) WINNINGHAM (3) MANSELL

ATTORNEYS section with name AUSA GOGGIN, defense options, and handwritten notes: 'Call to Supreme Ct - 11-19-91 Record returned 6-7-93' and 'NOA 12/16/89 Remanded and Reopened 3/5/91'.

RULE, BAIL & RELEASE, PRE-INDICTMENT, POST-INDICTMENT sections with checkboxes for release conditions.

Table with columns: DATE, RECEIPT NUMBER, C.D. NUMBER for FINE AND RESTITUTION PAYMENTS.

Table for APPEALS FEE PAYMENTS.

IV. NAMES & ADDRESSES OF ATTORNEYS, SURETIES, ETC.

DATE	DOCUMENT NO.	DESCRIPTION	VI EXCLUDABLE DELAY	Start Date	End Date	Ltr. Code	Total Days
12-15-88	1	V. PROCEEDINGS INDICTMENT w/WARRANT to USM.					
12-27-88	2	MANSSELL - REC'd FOLLOWING DOCUMENTS FROM MAGISTRATE: M/R on Warrant executed on 12/21/88.					
	3	MAGISTRATE's RESUME of Initial Hearing held 12/21/88: Deft appeared w/counsel J. H. Reneau, III. Released \$50,000 OR signed by sister.					
	4	ACKNOWLEDGMENT of Initial Appearance by Deft.					
	5	APPEARANCE BOND of \$50,000 OR signed by Sister.					
	6	ORDER Setting Conditions of Release.					
	7	WAIVER of Personal Appearance at Arraignment and Entry of Plea of Not Guilty effective 12/27/88.					
	8	STANDING DISCOVERY ORDER.					
12-30-88	9	WINNINGHAM - REC'd FOLLOWING DOCUMENTS FROM MAGISTRATE: M/R on Warrant executed on 12/27/88.					
	10	MAGISTRATE's RESUME of Initial Hearing held 12/27/88: Deft appeared w/counsel. Released \$50,000 OR.					
	11	ACKNOWLEDGMENT of Initial Appearance by Deft.					
	12	APPEARANCE BOND of \$50,000 OR made 12/27/88.					
	13	ORDER Setting Conditions of Release.					
	14	WAIVER of Personal Appearance at Arraignment and Entry of Plea of Not Guilty effective 12/30/88.					
	15	STANDING DISCOVERY ORDER.					
1-25-89	16	WINNINGHAM - MOTION by Deft for Severance.					
2-8-88	17	WINNINGHAM - RESPONSE of Govt to Motion for Severance.					
2-15-89	18	WINNINGHAM - ORDER: Motion of deft for severance is unsupported by affidavit or proffer and fails to make the required strong showing of specific and compelling prejudice which would result from a joint trial. Motion is DENIED. (EOD 2/15/89)					
5-15-89	19	WILSON - ORDER TO PRODUCE PRISONER AD PROSEQUENDUM: Deft to be brought from Putnam County Sheriff's Dept by 9:00 a.m. on Wednesday, 5/17/89. (EOD 5/15/89)					
5-17-89		WILSON - M/R on Order to produce - executed 5/15/89.					
5-22-89	20	WILSON - REC'd FOLLOWING DOCUMENTS FROM MAGISTRATE: M/R on Warrant executed on 5/17/89.					
	21	MAGISTRATE's RESUME of Initial Hearing held 5/17/89: Deft in state custody. Deft did not appear w/counsel.					
	22	ACKNOWLEDGMENT of Initial Appearance by Deft.					
	23	FINANCIAL AFFIDAVIT.					
	24	ORDER Appointing Counsel.					
	25	WAIVER of Personal Appearance at Arraignment and Entry of Plea of Not Guilty effective 5/19/89.					
	26	STANDING DISCOVERY ORDER.					
6-8-89	27	WINNINGHAM, MANSSELL - ORDER GRANTING EXTENSION OF TIME OR CONTINUANCE from 3/1/89 to 6/29/89 for 120 days under Code R. (EOD 6/9/89)					
6-12-89	28	WILSON - MOTION by Deft for Extension of Time to File Pretrial Motions. aeg					
6-15-89	29	WILSON - ORDER: Motion by Deft for Extension of Time to File Pretrial Motions DENIED. (EOD 6-16-89) aeg					

3/1/89
6/29/89 R 121

LETTERE
For iden periods r
able deli
USC 311
in brack
A Exan
for me
cal inc
118 US
(11) U
B NAF
USC 2
C Stat
cedir
charg
D Inter
peal I
E Pretr
(from
heari
prom
(11)F
F Trar
distr
2021
Rule I
G Proc
advise
excee
after
sary s
filed
comp
H Mix
arraig
probi
Depo
ditior
I Defe
cutio
2902
J Trans
anott
or he
in 10
(11)
K Cons
Cour
plea
L Proc
by m
(21)
M Un:
fend
with
N Per
sical
of de
trial
O Per
comm
men
P Supe
men
char
R De
of ct
no s
beer
T Co
gran
use
than
lowi
thru
supt
uanc
T1 F
wou
proc
resu
of it
T2 C
plex
T3 Ir
arre
in 3
T4 C
to o
sute
reag
pref
U Tr
guil
W Gr
time
day

AO 256A

Yr. | Docket No. | Def.

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
(30) 6-16-89	(Document No.) NOTICE of criminal trial on 6-29-89 at 10:00 a.m. As per the "Order Granting Extension of Time or Continuance", this case has been on the calendar for some time. aeg				
(31) 6-22-89	WILSON - MOTION by Deft to Continue Trial.				
(32) 6-22-89	WILSON - WAIVER of Speedy Trial by Deft.				
6-23-89	WILSON, ET AL - NOTICE of Trial set for 8/9/89 at 10:00 a.m.				
(33) 6-23-89	WILSON, ET AL - ORDER: Motion to Continue GRANTED. Case reset to 8/9/89 at 10:00 a.m. (EOD 6/23/89)				
(33) 6-23-89	WILSON, ET AL - ORDER GRANTING EXTENSION OF TIME OR CONTINUANCE from 6/29/89 to 8/9/89 for 41 days under Code T. (EOD 6/23/89)		6/29/89	8/9/89	T 42
8-3-89	WILSON, ET AL - M/R on Supboena executed on Pvt Brian Reed Colson on 7/26/89.				
(34) 8-7-89	WILSON - ORDER TO PRODUCE PRISONER AD PROSEQUENDUM: Deft to be brought from Putnam County Sheriff's Dept by 10:00 a.m. on 8/9/89. (EOD 8/7/89)				
(35) 8-9-89	WINNINGHAM, MANSELL - CLERK's RESUME of 8/9/89: Plea of Guilty. RESERVED. Sentencing set for 10/23/89 at 10:00 a.m. Bond to remain same. OCR Austin.		8/9/89	10/23/89	T 76
(36) 8-9-89	WILSON - CLERK's RESUME of 8/9/89: Plea of Guilty - RESERVED. Sentencing set for 10/23/89 at 10:00 a.m. Deft remains in custody on state charges. OCR Austin.				
8-9-89	WILSON - NOTICE of Sentencing set for 10/23/89 at 10:00 a.m.				
8-9-89	WINNINGHAM - NOTICE of Sentencing set for 10/23/89 at 10:00 a.m.				
8-9-89	MANSELL - NOTICE of Sentencing set for 10/23/89 at 10:00 a.m.				
8-10-89	WILSON - M/R on Order of 8/7/89: Executed 8/j9/89.				
(37) 10-11-89	WILSON - POSITION of Govt w/Respect to Sentencing Factors.				
(38) 10-11-89	WINNINGHAM - POSITION of Govt w/Respect to Sentencing Factors.				
(39) 10-11-89	MANSELL - POSITION of Govt w/Respect to Sentencing Factors.				
(40) 10-11-89	WILSON - POSITION of Deft w/Respect to Setnencing Factors.				
(41) 10-10-89	WINNINGHAM - POSITION of Deft w/Respect to Sentencing Factors.				
(42) 10-12-89	MANSELL - POSITION of Deft w/Respect to Sentencing Factors. aeg				
(43) 10-26-89	WILSON, ET AL - ORDER GRANTING EXTENSION OF TIME OR CONTINUANCE from 10/23/89 to 11/29/89 for 37 days under Code T. (EOD 10/26/89)		10/23/89	11/29/89	T 38

AO 256A

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
10-24-89	(Document No.) WILSON - M/R on Order to Produce - Executed 10/24/89.				
10-23-89(44)	WILSON - ORDER TO PRODUCE PRISONER: Deft to be brought for Putnam County Sheriff's Office by 10:00 a.m. on 10/23/89. (EOD 10/30/89) (Not received in Clerk's Office, Nashville until 10/26/89 - cys given to USM by Pat Austin)				
10-23-89(45)	WILSON, ET AL - CLERK's RESUME of 10/23/89: Sentencing. Pleas not accepted. Case set for trial 11/29/89.				
10-23-89	WILSON, ET AL - NOTICE of Setting trial for 11/29/89 at 10:00 a.m.				
11-13-89(46)	WILSON - MOTION by Deft for Judge Morton to Recuse.				
11-13-89(47)	WILSON - MEMORANDUM in Support of Motion to Recuse.				
11-13-89(48)	WILSON - AFFIDAVIT of Deborah Swettenam.				
11-21-89	MANSELL, WINNINGHAM - NOTICE of Plea set for 11/28/89 at 10:00 a.m.				
11-21-89(49)	WILSON - ORDER: Motion for Judge Morton to Recuse DENIED. (EOD 11/22/89)				
12-1-89	WILSON - M/R on Order to Produce executed 11/29/89.				
11-29-89(50)	WILSON - CLERK's RESUME of 11/29/89: Plea accepted and deft sentenced to 96 months w/3 yrs. supervised release. No credit for time spent in jail. \$50 special assessment.				
11-29-89(51)	WINNINGHAM - CLERK's RESUME of 11/29/89: Plea accepted and deft sentenced to 60 months w/3 yrs. supervised release. \$50 special assessment				
11-29-89(52)	MANSELL - CLERK's RESUME of 11/29/89: Plea accepted and deft sentenced to 48 months w/3 yrs. supervised release. \$50 special assessment.				
11-29-89(53)	WILSON - SENTENCING MEMORANDUM of Deft w/Attachments UNDER SEAL.				
11-29-89(54)	WILSON - ORDER TO PRODUCE PRISONER AD PROSEQUENDUM: Deft to be brought from Putnam County Jail by 10:00 a.m. on 11/29/89. (EOD 12/6/89) (rec'd in Clerk's Office, Nashville 12/5/89)				
12-5-89(55)	WILSON - ORDER: Petition to Enter Plea of Guilty ENTERED. (EOD 12/6/89)				
12-5-89(56)	WILSON - J&C of 11/29/89: Plea of Guilty to Ct. 1. Sentenced to 96 months which includes an upward departure of 33 months. No credit given for time spent in state custody. Special assessment \$50. Supervised release of 3 yrs w/condition that upon his release deft will be restrained from contacting any of the high school students or their families that were involved. (EOD 12/6/89)				
12-5-89(57)	WILSON - MEMORANDUM of Sentencing Hearing and Report of Statement of Reasons (CY to USP, BOP)				
12-5-89(58)	WINNINGHAM - ORDER: Petition to Enter Plea of Guilty ENTERED. (EOD 12/6/89)				

AO 256A

Yr. | Docket No. | Def.

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
(59) 12-5-89	WINNINGHAM - J&C OF 11/29/89: Plea of Guilty to Ct. 1. Sentenced to 60 months. Special assessment of \$50. Supervised release for 3 yrs w/condition that upon release deft will be restrained from contacting any of the high school students or their families that were involved. (EOD 12/6/89)				
50) 12-5-89	WINNINGHAM - MEMORANDUM of Sentencing Hearing and Report of Statement of Reasons. (CY to USP, BOP)				
51) 12-5-89	MANSELL - ORDER: Petition to Enter Plea of Guilty ENTERED. (EOD 12/6/89)				
52) 12-5-89	MANSELL - J&C of 11/29/89: Plea of Guilty to Ct. 1. Sentenced to 48 months. Special assessment of \$50. Supervised release for 3 yrs. w/condition that upon release, deft will be restrained from contacting any of the high school students or their families that were involved. (EOD 12/6/89)				
53) 12-5-89	MANSELL - MEMORANDUM of Sentencing Hearing and Report of Statement of Reasons. (CY to USP, BOP)				
64) 12-6-89	WILSON - NOTICE OF APPEAL by Deft from sentence and refusal of Court to grant deft credit for time in official detention prior to sentencing.				
12-12-89	WILSON - SHORT RECORD to 6CCA.				
12-27-89	WILSON - ACKNOWLEDGMENT from 6CCA assigning #89-6583.				
12-27-89	WILSON - TRANSCRIPT ORDER FORM ordering transcript of GPlea, Rejection of Plea Agreeemtn, GPlea and sentencing.				
1-3-90	WILSON - M/R on J&C of 11/29/89: Deft delivered 12/26/89 to FCI.				
1-9-90	WINNINGHAM - M/R on J&C of 11/29/89: Deft delivered 1/3/90 to FCI, Talladega, AL.				
65) 1-16-90	WILSON - PRESENTENCE REPORT UNDER SEAL.				
66) 1-18-90	TRANSCRIPT of Guilty Plea of 8/9/89, Rejection of Guilty Plea of 10/23/89 and Acceptance of Guilty Plea and Sentencing of 11/29/89 before Judge Morton.				
1-22-90	CERTIFIED RECORD to 6CCA.				
10-25-90	WILSON - INFORMATION COPY of order of 6CCA decided and filed 10/23/90: ...district court's judgment and sentence is AFFIRMED as to the upward departure from the guidelines. Case is REMANDED to district court to resentence the appellant in a manner not inconsistent with the directions of 6CCA.				

12/6/89
3/5/91 D 465

UNITED STATES DISTRICT COURT
CRIMINAL DOCKET

AO 256A

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
3-5-91(67)	WILSON - MANDATE of 6CCA issued 2/22/91: ...judgment of district court AFFIRMED as to upward departure from the guidelines and REMANDED for resentencing not inconsistent with opinion.				
3-5-91(68)	WILSON - OPINION of 6CCA decided and filed 10/23/90: ...affirmed and remanded for resentencing.				
3-5-91	WILSON - CERTIFIED RECORD returned. Case reopened as to this deft only.				
3-14-91	WILSON - NOTICE of Resentencing set for 4/23/91 at 10:00 a.m.				
3-28-91(69)	WILSON - WAIVER by Deft of Appearance at Re-Sentencing.				
3-29-91(70)	WILSON - ORDER: Deft sentenced to 96 months to be given credit for time in custody from 10/8/88 to 11/28/89 for total credit of 13 months and 20 days. Orders as to supervised release and fine remain same. Hearing set for 4/23/91 is cancelled. (EOD 3/29/91)				
4-2-91	WILSON - M/R on Order of 3/29/91: Executed by mailing cy to FCI, Marianna, FL on 4/1/91.				
10-24-91	WILSON - INFORMATION COPY of Order from Supreme Court ALLOWING CERTIORARI dated 10/7/91.				
11-1-91(71)	WILSON - ORDER: It is ORDERED that the certified record shall be released to the attys for Govt for 1 day for purpose of copying & forwarding same to Solicitor General's Office for their use in preparing Joint Appendix. (EOD 11-4-91)				
11-5-91	WILSON - FILE checked out this date for copying by USA.				
11-6-91	WILSON - FILED returned this date from USA.				
11/19/91	WILSON-CERTIFIED RECORD trans to Supreme Court per phone call w/6CCA. lh				
1/20/91	WILSON-Copy of ltr fm Supreme Ct to 6CCA re: trans file. lh				
6-7-93	WILSON - RECORD returned by 6CCA. aeg				
7-6-93	INFORMATION COPY of Mandate for Appeal 89-6583 filed by 6CCA on 7-1-93: Disposition of District Court is Affirmed. aeg				
7-27-93(72)	WILSON - JUDGMENT of 6CCA for Appeal 89-6583: Upon consideration of opinion of Supreme Court entered 3-24-92, and original opinion of this court filed 10-23-90, Ordered that the disposition of the District Court is affirmed. All other aspects of this Court's original decision remain in force. aeg				