

**2:03-cr-00907-DAK All Defendants USA v. Werner****Date filed:** 11/25/2003**Date terminated:** 06/01/2005**Date of last filing:** 05/19/2006

## History

<b>Doc. No.</b>	<b>Dates</b>	<b>Description</b>
<a href="#">1</a>	<i>Filed:</i> 11/25/2003 <i>Entered:</i> 11/26/2003	Indictment
	<i>Docket Text:</i> INDICTMENT as to Scott Rulon Werner (1) count(s) 1-36, 37-49, 50-54 Assigned to Judge Dale A. Kimball (rak)	
<a href="#">2</a>	<i>Filed &amp; Entered:</i> 11/26/2003	Summons Issued
	<i>Docket Text:</i> SUMMONS(ES) issued for Scott Rulon Werner Arraignment set for 9:30 12/16/03 for Scott Rulon Werner before Judge Samuel Alba, Room 248 (admin)	
<a href="#">3</a>	<i>Filed:</i> 12/03/2003 <i>Entered:</i> 12/10/2003	Summons Returned Executed
	<i>Docket Text:</i> SUMMONS Returned Executed as to Scott Rulon Werner on 12/01/03 (kvs)	
<a href="#">4</a>	<i>Filed:</i> 12/15/2003 <i>Entered:</i> 12/16/2003 <i>Terminated:</i> 04/21/2004	Motion to Dismiss
	<i>Docket Text:</i> MOTION by Scott Rulon Werner to dismiss for lack of territorial jurisdiction, with affidavit attached (blk)	
<a href="#">5</a>	<i>Filed:</i> 12/15/2003 <i>Entered:</i> 12/16/2003 <i>Terminated:</i> 04/21/2004	Motion to Dismiss/Lack of Jurisdiction
	<i>Docket Text:</i> MOTION by Scott Rulon Werner to dismiss for lack of jurisdiction	
<a href="#">6</a>	<i>Filed &amp; Entered:</i> 12/16/2003	Minutes - Miscellaneous
	<i>Docket Text:</i> Initial appearance as to Scott Rulon Werner held. see minute entry for arraignment (ss)	
<a href="#">6</a>	<i>Filed &amp; Entered:</i> 12/16/2003	Minutes - Miscellaneous
	<i>Docket Text:</i> Arraignment as to Scott Rulon Werner held. Defendant present. Defendant would not answer any questions posed by the Court as to his identity. Court finds that the defendant is a flight risk and ordered Mr. Werner taken into custody. Order of detention executed. Hearing continued to 11:00am. Government called Agent Scott Harris, witness sworn and testimony given as to the identity of the defendant. Court finds sufficient evidence that the individual appearing before him is Scott Rulon Werner. Charges, rights and penalties explained. Defendant stated that he was instructed by God not to have counsel present. Court questioned the defendant as to his knowledge of the law to represent himself. Court finds that the defendant is unable to represent himself and will appoint counsel. Court appointed the Federal Public Defenders office at this time. Order appointing counsel executed. This appointment may be revisited, at a later date it is determined that defendant does not qualify for the appointment of counsel. Defendant entered a plea of NOT GUILTY to all charges. 2 week jury trial set to begin on 2/23/04 at 8:30am, see pretrial order for other dates. Defendant remanded to custody of USMS. Atty for Govt: Hirata, AUSA, Atty for Dft: NONE, . Judge Samuel Alba Court Reporter: Electronic, Tape	

	No.: 3777 Log No.: 1752-1941,4581-6330, Court Deputy: S Schaerrer, (ss)	
<a href="#">7</a>	<i>Filed &amp; Entered:</i> 12/16/2003	Order Appointing Public Defender
	<i>Docket Text:</i> ORDER as to Scott Rulon Werner Appointing Federal Public Defender Richard G MacDougall signed by Judge Samuel Alba , 12/16/03 cc:atty (ss)	
<a href="#">8</a>	<i>Filed &amp; Entered:</i> 12/16/2003	Order of Detention
	<i>Docket Text:</i> ORDER OF DETENTION as to Scott Rulon Werner ( Signed by Judge Samuel Alba ) 12/16/03 (ss)	
<a href="#">12</a>	<i>Filed:</i> 12/16/2003 <i>Entered:</i> 01/16/2004	Minutes - Miscellaneous
	<i>Docket Text:</i> Detention hearing as to Scott Rulon Werner held (ss)	
<a href="#">12</a>	<i>Filed:</i> 12/16/2003 <i>Entered:</i> 01/16/2004	Minutes - Miscellaneous
	<i>Docket Text:</i> Minute entry of proceedings held before Judge Samuel Alba as to Scott Rulon Werner. Defendant present, but unwilling to speak or acknowledge his identity. The Court having reviewed a "Motion to Dismiss" filed on behalf of Defendant, and finding him to be a flight risk, remands him to the custody of the USMS. Defendant reappeared before the Court at 11:00 a.m., whereupon an FBI Agent Scott Harris was sworn and testified as to the Defendant's identity. Court found sufficient evidence that the individual appearing before him is Scott Rulon Werner. The charges and penalties were explained to the Defendant. The Defendant pled "innocent," whereupon the Court entered a NOT GUILTY plea on Defendant's behalf. Defendant indicated he had fired his attorneys and would represent himself. After questioning Defendant, the Court found him incompetent to represent himself and ordered that counsel be appointed. Defendant reappeared before the Court at 4:15 p.m. Richard MacDougall of the Federal Public Defender's office was present to represent the Defendant. The Court indicated if it was found that Defendant was capable of paying for an attorney, he would be ordered to pay a portion or all of the attorney's fees for his representation. The Court addressed detention, expressing its concerns. After discussing the matter with counsel, and hearing from Defendant, the Court released Defendant with specific conditions (see Order Setting Conditions of Release). Immediate intensive supervision was ordered. The matter was set for a status conference on January 16, 2004, at 10:00 a.m. , status conference 10:00 1/16/04 for Scott Rulon Werner (Oral Order) Atty for Govt: Mark Y. Hirata, AUSA, Atty for Dft: Richard MacDougall, fpd. Court Reporter: Electronic Tape No.: 3777 Log No.: 1752-1941,4581-7320 Court Deputy: C Swensen (ss)	
<a href="#">13</a>	<i>Filed:</i> 12/16/2003 <i>Entered:</i> 01/16/2004	Order Appointing Public Defender
	<i>Docket Text:</i> ORDER as to Scott Rulon Werner Appointing Federal Public Defender Rick MacDougall signed by Judge Samuel Alba , 12/16/03 cc:atty (ss)	
<a href="#">14</a>	<i>Filed:</i> 12/16/2003 <i>Entered:</i> 01/16/2004	Order Setting Conditions of Release
	<i>Docket Text:</i> ORDER Setting Conditions of Release as to Scott Rulon Werner ( Signed by Judge Samuel Alba ) 12/16/03 (ss)	
9	<i>Filed:</i> 12/18/2003 <i>Entered:</i> 12/22/2003	Statement of Discovery Policy
	<i>Docket Text:</i> GOVERNMENT STATEMENT OF DISCOVERY POLICY filed by USA as to Scott Rulon Werner (blk)	
<a href="#">10</a>	<i>Filed:</i> 12/22/2003 <i>Entered:</i> 12/23/2003	Pretrial Order

	<i>Docket Text:</i> PRETRIAL ORDER as to Scott Rulon Werner setting 2-week Jury Trial for 8:30 2/23/04 for Scott Rulon Werner Proposed jury instructions and proposed voir dire due 02/20/04; plea negotiations, if appropriate, should be completed by 02/09/04. See order in file for specifics. Signed by Judge Samuel Alba 12/16/03 Interpreter: none cc: atty (blk)	
11	<i>Filed:</i> 12/29/2003 <i>Entered:</i> 12/30/2003	Substitution of Counsel
	<i>Docket Text:</i> Substitution of Counsel. Terminated attorney Richard G MacDougall for Scott Rulon Werner Added Robert K. Hunt FPD (ce)	
<a href="#">15</a>	<i>Filed:</i> 01/16/2004 <i>Entered:</i> 01/20/2004	Minutes - Miscellaneous
	<i>Docket Text:</i> Minute entry of proceedings held before Judge Samuel Alba as to Scott Rulon Werner. Counsel for government and defendant present. Defense counsel requested that the trial date be continued due to the voluminous discovery. Court granted the request. Trial date of 2/23/04 was stricken. All time is to be excluded pursuant to the Speedy Trial Act. Government to prepare an order re: exclusion of time. Court set further status conference for 3/2/04 at 9:15am. Defendant does not need to be present. , status conference 9:15 3/2/04 for Scott Rulon Werner (Oral Order) Atty for Govt: Mark Y. Hirata, AUSA, Atty for Dft: Rob Hunt, fpd. Court Reporter: Becky Janke Court Deputy: S Schaerrer (ss)	
<a href="#">16</a>	<i>Filed:</i> 01/20/2004 <i>Entered:</i> 01/22/2004	Order
	<i>Docket Text:</i> ORDER as to Scott Rulon Werner, vacating jury trial set for 2/23/04 , setting status conference 9:15 3/2/04 for Scott Rulon Werner , granting an exclusion of time pursuant to the Speedy Trial Act to Continue in Interests of Justice Time Excluded from 02/24/04 to the time a new trial date is set. Signed by Judge Samuel Alba 01/20/04 cc: atty (blk)	
	<i>Filed &amp; Entered:</i> 02/02/2004	Transcript
	<i>Docket Text:</i> TRANSCRIPT of Proceedings as to Scott Rulon Werner for dates of 12/16/03 Court Reporter: Mindi Powers,RPR (blk)	
<a href="#">17</a>	<i>Filed &amp; Entered:</i> 02/11/2004 <i>Terminated:</i> 02/20/2004	Motion to Continue
	<i>Docket Text:</i> MOTION by Scott Rulon Werner to continue status conference set for 3/3/04 (blk)	
<a href="#">18</a>	<i>Filed:</i> 02/11/2004 <i>Entered:</i> 02/12/2004 <i>Terminated:</i> 02/17/2004	Motion for Miscellaneous Relief
	<i>Docket Text:</i> MOTION by Scott Rulon Werner for transcript of proceedings before the Grand Jury in regards to this case and pursuant to the Jencks Act and the Brady Material. (blk)	
19	<i>Filed &amp; Entered:</i> 02/13/2004	Affidavit
	<i>Docket Text:</i> AFFIDAVIT by Steven C. Davis as to Scott Rulon Werner (alt)	
	<i>Filed &amp; Entered:</i> 02/17/2004	Notice (Other)
	<i>Docket Text:</i> LODGED: Letter from Judge Kimball's Chambers to Mr. Werner re: Grand Jury Transcript. (blk)	
<a href="#">20</a>	<i>Filed:</i> 02/20/2004 <i>Entered:</i> 02/23/2004	Order
	<i>Docket Text:</i> ORDER as to Scott Rulon Werner granting [17-1] motion to continue status conference set for 3/3/04 as to Scott Rulon Werner (1), status conference 9:00 3/18/04 for Scott Rulon Werner Signed by Judge Samuel Alba 2/19/04 cc: atty (asp)	

<a href="#">21</a>	Filed & Entered: 03/15/2004 Terminated: 03/15/2004	Motion for Miscellaneous Relief
	<i>Docket Text:</i> MOTION by USA as to Scott Rulon Werner to require defendant's attendance at status conference set for 3/18/04 at 9:00 a.m. (blk)	
<a href="#">22</a>	Filed & Entered: 03/15/2004	Order
	<i>Docket Text:</i> ORDER as to Scott Rulon Werner granting [21-1] motion to require defendant's attendance at status conference set for 3/18/04 at 9:00 a.m. as to Scott Rulon Werner (1). Signed by Judge Samuel Alba 3/15/04 cc: atty (blk)	
<a href="#">23</a>	Filed: 03/17/2004 Entered: 03/18/2004 Terminated: 03/18/2004	Motion to Withdraw as Attorney
	<i>Docket Text:</i> MOTION by Scott Rulon Werner for Robert K. Hunt to withdraw as attorney (blk)	
<a href="#">24</a>	Filed & Entered: 03/18/2004	Notice (Other)
	<i>Docket Text:</i> NOTICE entitled: Notice of Removal of Attorney for Cause filed pro-se by dft Scott Rulon Werner as to Scott Rulon Werner (blk)	
<a href="#">25</a>	Filed & Entered: 03/18/2004 Terminated: 06/01/2005	Motion for Miscellaneous Relief
	<i>Docket Text:</i> MOTION by Scott Rulon Werner requesting records including a copy of the Grand Jury transcript for this case pursuant to the Jencks Act and the Brady Material. (blk)	
26	Filed & Entered: 03/18/2004	Affidavit
	<i>Docket Text:</i> AFFIDAVIT by Scott Rulon Werner entitled: Commercial Notice of Cease and Disist Under Automatic Bankruptcy Stay by Commercial Affidavit In Fact (blk)	
<a href="#">27</a>	Filed & Entered: 03/18/2004	Minutes - Miscellaneous
	<i>Docket Text:</i> Minute entry of proceedings held before Judge Samuel Alba as to Scott Rulon Werner. Defendant present with counsel. After hearing from counsel and the defendant. Court denied the motion for counsel to withdraw. Court instructed Mr. Hunt to continue with discovery. Motions are to be filed by 4/20/04. After further discussion with the defendant, Court found the defendant to be a flight risk and revoked the defendants release. Court ordered the defendant remanded to the custody of the USMS. Order of detention executed. All time is to be excluded pursuant to the Speedy Trial Act. Mr. Hirata to prepare an order. denying [23-1] motion for Robert K. Hunt to withdraw as attorney as to Scott Rulon Werner (1) (Oral Order) Aty for Govt: Mark Hirata, AUSA, Aty for Dft: Rob Hunt, fpd. Court Reporter: Electronic Tape No.: 23 Log No.: 3425-4300 Court Deputy: S Schaerrer (ss)	
<a href="#">28</a>	Filed & Entered: 03/18/2004	Order of Detention
	<i>Docket Text:</i> ORDER OF DETENTION as to Scott Rulon Werner ( Signed by Judge Samuel Alba ) 3/18/04 (ss)	
<a href="#">29</a>	Filed & Entered: 03/18/2004	Minutes - Miscellaneous
	<i>Docket Text:</i> Minute entry of proceedings held before Judge Dale A. Kimball as to Scott Rulon Werner : Dft, in custody, is present w/ cnsl. After discussion with counsel, the Court ordered dft released on the conditions previously ordered. Crt also denied what it views as dft's motions to dismiss or stay these proceedings. (Oral Order) Aty for Govt: Mark Hirata, Aty for Dft: Robert Hunt, fpd. Court Reporter: Kelly Hicken Court Deputy: Kim Jones (kj)	
<a href="#">30</a>	Filed & Entered: 03/24/2004	Order
	<i>Docket Text:</i> ORDER as to Scott Rulon Werner denying [23-1] motion for Robert K. Hunt to withdraw as attorney, , motion filing deadline 4/30/04 for Scott Rulon Werner , to Continue in Interests of Justice	

	Time Excluded from 3/18/04 to till date of trial (not set) (follows oral order denying [23-1] motion for Robert K. Hunt to withdraw as attorney as to Scott Rulon Werner (1) entered 3/18/04 ) Signed by Judge Samuel Alba 3/23/04 cc: atty (blk)	
<a href="#">31</a>	<i>Filed &amp; Entered:</i> 04/01/2004 <i>Terminated:</i> 04/21/2004	Motion for Miscellaneous Relief
	<i>Docket Text:</i> MOTION by Scott Rulon Werner to accept withdraw of counsel Robert K. Hunt (filed pro-se by Mr. Werner) (blk)	
<a href="#">32</a>	<i>Filed &amp; Entered:</i> 04/01/2004	Notice (Other)
	<i>Docket Text:</i> NOTICE entitled: Notice to Dismiss Lack of Jurisdiction Wrong Court by Scott Rulon Werner (filed pro-se by dft Werner) (blk)	
<a href="#">33</a>	<i>Filed &amp; Entered:</i> 04/01/2004	MEMORANDUM in Support
	<i>Docket Text:</i> MEMORANDUM by Scott Rulon Werner in support of [32-1] notice to dismiss (filed pro-se by dft Werner) (blk)	
34	<i>Filed &amp; Entered:</i> 04/01/2004	Affidavit
	<i>Docket Text:</i> AFFIDAVIT by Scott Rulon Werner entitled: Affidavit of Specific Negative Averment in re [32-1] notice to dismiss (blk)	
<a href="#">35</a>	<i>Filed &amp; Entered:</i> 04/07/2004 <i>Terminated:</i> 05/05/2004	Motion to Withdraw as Attorney
	<i>Docket Text:</i> MOTION by Scott Rulon Werner for Robert K. Hunt to withdraw as attorney (blk)	
<a href="#">36</a>	<i>Filed &amp; Entered:</i> 04/13/2004	Response (NOT to motion)
	<i>Docket Text:</i> RESPONSE by USA as to Scott Rulon Werner to [35-1] motion for Robert K. Hunt to withdraw as attorney (blk)	
37	<i>Filed &amp; Entered:</i> 04/14/2004	Affidavit
	<i>Docket Text:</i> AFFIDAVIT of Specific Negative Averment by Scott Rulon Werner. (filed pro-se by dft) (blk)	
<a href="#">38</a>	<i>Filed &amp; Entered:</i> 04/16/2004	Notice of Hearing
	<i>Docket Text:</i> NOTICE of Hearing :, Motion hearing set for 10:00 4/22/04 for Scott Rulon Werner for [35-1] motion for Robert K. Hunt to withdraw as attorney. Dft Scott Rulon Werner is ordere to be in attendance. Judge Dale A. Kimball cc:atty ( Ntc generated by: clerk) (blk)	
<a href="#">39</a>	<i>Filed:</i> 04/21/2004 <i>Entered:</i> 04/22/2004	Order
	<i>Docket Text:</i> ORDER as to Scott Rulon Werner denying [31-1] motion to accept withdraw of counsel Robert K. Hunt (filed pro-se by Mr. Werner) as to Scott Rulon Werner (1), denying [5-1] motion to dismiss for lack of jurisdiction as to Scott Rulon Werner (1), denying [4-1] motion to dismiss for lack of territorial jurisdiction, with affidavit attached as to Scott Rulon Werner (1) Signed by Judge Dale A. Kimball 4/20/04 cc: atty (blk)	
<a href="#">40</a>	<i>Filed &amp; Entered:</i> 04/22/2004	Minutes - Miscellaneous
	<i>Docket Text:</i> Minute entry of proceedings held before Judge Dale A. Kimball 'as to Scott Rulon Werner : , Dft was present and represented by court-appt counsel, Robert Hunt. The court heard the Motion to Withdraw as Dft Counsel filed by Mr. Hunt. THE court heard arguments on the motion from the US Atty, Mr. Hunt and Dft Werner. The court took the Motion to Withdraw under advisement. Dft submitted another copy of an Affidavit of Specific Averment to the Court, which was received. The court recognized that this Affidavit was previously filed by Dft and that it denies the jurisdiction of this court. The court reiterated to Dft that this court has jurisdiction over this criminal proceeding and the US has	



	jurisdiction to prosecute this action. Dft also requested information about an indemnity in the action, and the court explained that there is no indemnity in this case and no indemnity is necessary in a criminal proceeding. The court told dft that if he continued to file frivolous documents, such as the Affidavit, or to make arguments, such as the necessity for an indemnity in a criminal action, the court would fine or imprison dft. Dft stated that he was moved by the spiriti to make an oral motion for the court to dismiss the charges against him, and the court denied the motion. Atty for Govt: Mark Hirata, Atty for Dft: Robert Hunt, FPD. Court Reporter: Kelly Brown Hicken Court Deputy: Law Clerk (blk)	
<a href="#">41</a>	<i>Filed &amp; Entered:</i> 04/23/2004	Order
	<i>Docket Text:</i> ORDER as to Scott Rulon Werner, Motion hearing set for continuing hearing on issue of withdrawal of cnsl for dft set for 2:00 5/4/04 for Scott Rulon Werner for [35-1] motion for Robert K. Hunt to withdraw as attorney (follows oral order entered 4/22/04 ) Signed by Judge Dale A. Kimball cc: atty (ce)	
<a href="#">42</a>	<i>Filed &amp; Entered:</i> 04/27/2004	Certificate of Compliance
	<i>Docket Text:</i> CERTIFICATE OF COMPLIANCE filed by USA as to Scott Rulon Werner (blk)	
<a href="#">43</a>	<i>Filed &amp; Entered:</i> 05/04/2004	Minutes - Miscellaneous
	<i>Docket Text:</i> Minute entry of proceedings held before Judge Dale A. Kimball as to Scott Rulon Werner : Motion hearing held for [35-1] motion for Robert K. Hunt to withdraw as attorney , 7-day Jury trial set 8:30 9/13/04 for Scott Rulon Werner ; govt moved to exclude all time under STA; Crt granted motion; govt will prepare the order; [35-1] motion for Robert K. Hunt to withdraw as attorney taken under advisement as to Scott Rulon Werner (1) (Oral Order) Atty for Govt: Stewart Walz & Wade Farraday, Atty for Dft: Robert Hunt, fpd. Court Reporter: Kelly Hicken Court Deputy: Kim Jones (kj)	
<a href="#">44</a>	<i>Filed &amp; Entered:</i> 05/05/2004	Order
	<i>Docket Text:</i> ORDER as to Scott Rulon Werner granting [35-1] motion for Robert K. Hunt to withdraw as attorney (Terminated attorney Robert K. Hunt for Scott Rulon Werner as to Scott Rulon Werner (1). Mr Hunt's motion to withdraw is GRANTED, and Dft is allowed to represent himself. Mr. Hunt however is appointed as stand-by counsel in this matter. The clerk of court shall mail copies of all orders and notices to both Dft and Mr. Hunt. Signed by Judge Dale A. Kimball 4/23/04 cc: atty (blk)	
<a href="#">45</a>	<i>Filed:</i> 05/11/2004 <i>Entered:</i> 05/12/2004	Pretrial Order
	<i>Docket Text:</i> SCHEDULING ORDER as to Scott Rulon Werner setting Seven Day Jury Trial for 8:30 9/13/04 for Scott Rulon Werner ; Motion Filing Deadline on 7/16/04 for Scott Rulon Werner Signed by Judge Dale A. Kimball 5/11/04. Time between 5/4/04 and 9/13/04 is excluded from speedy trial time. cc:atty (ce)	
	<i>Filed &amp; Entered:</i> 05/18/2004	Transcript
	<i>Docket Text:</i> TRANSCRIPT of Proceedings as to Scott Rulon Werner for dates of 3/18/04 Court Reporter: Geri Jardine, Alpha Court Reporting Svc (blk)	
<a href="#">46</a>	<i>Filed &amp; Entered:</i> 06/01/2004	Order
	<i>Docket Text:</i> ORDER as to Scott Rulon Werner, for transcript of proceedings from hearing on 3/18/04 to be prepared by a certified court reporter and paid for by the clerk's office Signed by Judge Samuel Alba 5/28/04 cc: atty (tsh)	
<a href="#">47</a>	<i>Filed:</i> 06/21/2004 <i>Entered:</i> 06/22/2004	Witness List(Proposed)
	<i>Docket Text:</i> Witness list by USA as to Scott Rulon Werner (blk)	
<a href="#">48</a>	<i>Filed:</i> 06/22/2004 <i>Entered:</i> 06/23/2004	Motion to Dismiss

	<i>Terminated:</i> 06/29/2004	
	<i>Docket Text:</i> MOTION by Scott Rulon Werner to dismiss for lack of jurisdiction-wrong court. Three judge court requested. (blk)	
<a href="#">49</a>	<i>Filed:</i> 06/22/2004 <i>Entered:</i> 06/23/2004 <i>Terminated:</i> 06/29/2004	Motion to Dismiss
	<i>Docket Text:</i> MOTION by Scott Rulon Werner to dismiss no remedy available. Three judge court hearing requested. (blk)	
<a href="#">50</a>	<i>Filed:</i> 06/22/2004 <i>Entered:</i> 06/24/2004	MEMORANDUM in Support
	<i>Docket Text:</i> MEMORANDUM by Scott Rulon Werner in support of [48-1] motion to dismiss for lack of jurisdiction-wrong court. Three judge court requested. (blk)	
<a href="#">51</a>	<i>Filed:</i> 06/22/2004 <i>Entered:</i> 06/24/2004	MEMORANDUM in Support
	<i>Docket Text:</i> MEMORANDUM by Scott Rulon Werner in support of [49-1] motion to dismiss no remedy available. Three judge court hearing requested. (blk)	
<a href="#">52</a>	<i>Filed:</i> 06/29/2004 <i>Entered:</i> 06/30/2004	Order
	<i>Docket Text:</i> ORDER as to Scott Rulon Werner denying [49-1] motion to dismiss no remedy available. Three judge court hearing requested. as to Scott Rulon Werner (1), denying [48-1] motion to dismiss for lack of jurisdiction-wrong court. Three judge court requested. as to Scott Rulon Werner (1), m The arguments contained in these notices demonstrate that Dft is not capable of representing himself. In any event, Dft has lost his right to self-representation as a sanction for Dft's inability to follow the rules and prior orders of this court. Mr. Robert Hunt, or another atty at the Utah Federal Defender's Office, shall resume full representation of Dft. If Dft files any further frivolous motions, it will result in Dft's detention pending trial Signed by Judge Dale A. Kimball 6/29/04 cc: atty (blk) Modified on 10/15/2004	
<a href="#">53</a>	<i>Filed:</i> 07/06/2004 <i>Entered:</i> 07/07/2004 <i>Terminated:</i> 08/11/2004	Notice of Appeal - Interlocutory
	<i>Docket Text:</i> NOTICE OF INTERLOCUTORY APPEAL by Scott Rulon Werner re [52-1] order ; Filing Fee \$255.00 PD ; Receipt no. 140861 ; appeals to the USCA for the Tenth Circuit from the Order Entered: 06/30/04 (asp)	
<a href="#">54</a>	<i>Filed &amp; Entered:</i> 07/07/2004	Transmission of Preliminary Record to USCA
	<i>Docket Text:</i> Notice of appeal and certified copy of docket as to Scott Rulon Werner transmitted to USCA: [53-1] appeal ; packets to counsel (asp)	
<a href="#">55</a>	<i>Filed &amp; Entered:</i> 07/15/2004	Certificate of Compliance
	<i>Docket Text:</i> CERTIFICATE OF COMPLIANCE filed by USA as to Scott Rulon Werner (blk)	
<a href="#">56</a>	<i>Filed &amp; Entered:</i> 07/15/2004	Notice (Other)
	<i>Docket Text:</i> Document entitled: Commercial Notice Appointment of Fiduciary Debtor by Scott Rulon Werner as to Scott Rulon Werner (blk)	
<a href="#">57</a>	<i>Filed &amp; Entered:</i> 07/15/2004	Notice (Other)
	<i>Docket Text:</i> Document entitled: Commercial Notice Appointment of Fiduciary Creditor by Scott Rulon Werner as to Scott Rulon Werner (blk)	
58	<i>Filed &amp; Entered:</i> 07/15/2004	Certificate of Service

	<i>Docket Text:</i> CERTIFICATE OF SERVICE by Scott Rulon Werner Service Re: [57-1] notice, [56-1] notice (blk)	
<a href="#">59</a>	<i>Filed &amp; Entered:</i> 07/16/2004	Notice (Other)
	<i>Docket Text:</i> Document entitled: Commercial Notice within the Admiralty for Interlocutory Appeal for Statements of the Issues by Scott Rulon Werner (blk)	
<a href="#">60</a>	<i>Filed:</i> 07/16/2004 <i>Entered:</i> 07/19/2004	Designation of Record on Appeal
	<i>Docket Text:</i> DESIGNATION of Record on Appeal by Scott Rulon Werner as to Scott Rulon Werner [53-1] appeal ; designated documents 48-51 (asp)	
<a href="#">61</a>	<i>Filed:</i> 07/16/2004 <i>Entered:</i> 07/19/2004	Transcript Request - Appeal
	<i>Docket Text:</i> Notice filed by defendant Scott Rulon Werner that a Transcript is not necessary for this [53-1] appeal (asp)	
<a href="#">62</a>	<i>Filed:</i> 07/16/2004 <i>Entered:</i> 07/19/2004	Amended Notice of Appeal
	<i>Docket Text:</i> Amended Notice of Interlocutory Appeal by Scott Rulon Werner ; RE: [53-1] appeal ; appeals to the USCA for the Tenth Circuit (asp)	
<a href="#">63</a>	<i>Filed &amp; Entered:</i> 07/19/2004	Transmission of Preliminary Record to USCA
	<i>Docket Text:</i> Notice of appeal and certified copy of docket as to Scott Rulon Werner transmitted to USCA: [62-1] amended appeal ; packets to counsel (asp)	
64	<i>Filed &amp; Entered:</i> 07/19/2004	Return of Service
	<i>Docket Text:</i> Return of service executed on 7/13/04 of subpoena upon Deborah Hill (blk)	
65	<i>Filed &amp; Entered:</i> 07/19/2004	Return of Service
	<i>Docket Text:</i> Return of service executed on 6/23/04 of subpoena upon Edwina Green (blk)	
66	<i>Filed &amp; Entered:</i> 07/19/2004	Return of Service
	<i>Docket Text:</i> Return of service executed on 6/12/04 of subpoena upon Cindy Gonsalves (blk)	
67	<i>Filed &amp; Entered:</i> 07/19/2004	Return of Service
	<i>Docket Text:</i> Return of service executed on 7/12/04 of subpoena upon Dave Jensen (blk)	
68	<i>Filed &amp; Entered:</i> 07/19/2004	Return of Service
	<i>Docket Text:</i> Return of service executed on 6/23/04 of subpoena upon Don McFall (blk)	
69	<i>Filed &amp; Entered:</i> 07/19/2004	Return of Service
	<i>Docket Text:</i> Return of service executed on 7/1/04 of subpoena upon Shelly Williams (blk)	
70	<i>Filed &amp; Entered:</i> 07/19/2004	Return of Service
	<i>Docket Text:</i> Return of service executed on 7/1/04 of subpoena upon Dr. Paul Clark (blk)	
71	<i>Filed &amp; Entered:</i> 07/19/2004	Return of Service
	<i>Docket Text:</i> Return of service executed on 7/1/04 of subpoena upon Pam Woodward (blk)	
72	<i>Filed &amp; Entered:</i> 07/19/2004	Return of Service
	<i>Docket Text:</i> Return of service executed on 7/1/04 of subpoena upon Kim Casper (blk)	
73	<i>Filed &amp; Entered:</i> 07/19/2004	Return of Service
	<i>Docket Text:</i> Return of service executed on 7/1/04 of subpoena upon Denise Stephens (blk)	



74	<i>Filed &amp; Entered:</i> 07/19/2004	Return of Service
	<i>Docket Text:</i> Return of service executed on 6/30/04 of subpoena upon Dyann Pollock (blk)	
75	<i>Filed &amp; Entered:</i> 07/19/2004	Return of Service
	<i>Docket Text:</i> Return of service executed on 6/29/04 of subpoena upon Rachel Spitler/Larene Spitler (blk)	
76	<i>Filed &amp; Entered:</i> 07/19/2004	Return of Service
	<i>Docket Text:</i> Return of service executed on 6/29/04 of subpoena upon Randy Carter (blk)	
77	<i>Filed &amp; Entered:</i> 07/19/2004	Return of Service
	<i>Docket Text:</i> Return of service executed on 6/30/04 of subpoena upon Winora Bulloch (blk)	
78	<i>Filed &amp; Entered:</i> 07/19/2004	Return of Service
	<i>Docket Text:</i> Return of service executed on 6/29/04 of subpoena upon Irene Bruckner (blk)	
79	<i>Filed &amp; Entered:</i> 07/19/2004	Return of Service
	<i>Docket Text:</i> Return of service unexecuted of subpoena upon Kevin Betenson (blk)	
80	<i>Filed &amp; Entered:</i> 07/26/2004	Return of Service
	<i>Docket Text:</i> Return of service executed re: Subpeona served on Wilburn Bucher, Heidi White, Brett Robins PA, Adela Llamas, Lori Fillerup, Doyle Pikyavit, Rose Pikyavit and Harvard Giddings on 7/13/04. (jmr)	
81	<i>Filed &amp; Entered:</i> 08/03/2004	Return of Service
	<i>Docket Text:</i> Return of service executed on 7/13/04 of subppoena upon Carol Kelly (blk)	
82	<i>Filed &amp; Entered:</i> 08/03/2004	Return of Service
	<i>Docket Text:</i> Return of service executed on 7/13/04 of subpoena upon Urla Jean Maxfield (blk)	
83	<i>Filed &amp; Entered:</i> 08/03/2004	Return of Service
	<i>Docket Text:</i> Return of service executed on 7/13/04 of subpoena upon Penny Nahley (blk)	
84	<i>Filed &amp; Entered:</i> 08/03/2004	Return of Service
	<i>Docket Text:</i> Return of service executed on 7/13/04 of subpoena upon Brenda Bryant (blk)	
85	<i>Filed &amp; Entered:</i> 08/03/2004	Return of Service
	<i>Docket Text:</i> Return of service executed on 7/17/04 of subpoena upon Harvard Heaton (blk)	
86	<i>Filed &amp; Entered:</i> 08/03/2004	Return of Service
	<i>Docket Text:</i> Return of service executed on 7/17/04 of subpoena upon Gail Harris (blk)	
87	<i>Filed &amp; Entered:</i> 08/03/2004	Return of Service
	<i>Docket Text:</i> Return of service executed on 7/19/04 of subpoena upon Lydia Woodall (blk)	
88	<i>Filed &amp; Entered:</i> 08/03/2004	Return of Service
	<i>Docket Text:</i> Return of service executed on 7/19/04 of subpoena upon Brandy Urie (blk)	
89	<i>Filed &amp; Entered:</i> 08/03/2004	Return of Service
	<i>Docket Text:</i> Return of service executed on 7/21/04 of subpoena upon Dennis Harper (blk)	
<a href="#">90</a>	<i>Filed &amp; Entered:</i> 08/05/2004 <i>Terminated:</i> 08/16/2004	Motion to Take Deposition
	<i>Docket Text:</i> MOTION by USA as to Scott Rulon Werner to Take Deposition (blk)	
<a href="#">91</a>	<i>Filed &amp; Entered:</i> 08/05/2004	MEMORANDUM in Support
	<i>Docket Text:</i> MEMORANDUM by USA as to Scott Rulon Werner in support of [90-1] motion to Take	

	Deposition (blk)	
<a href="#">92</a>	Filed: 08/11/2004 Entered: 08/13/2004	USCA Judgment
	<i>Docket Text:</i> Certified copy of USCA Mandate as to Scott Rulon Werner Re: [53-1] appeal dismissing According to the USCA 10th Circuit the APPEAL is DISMISSED for lack of jurisdiction. (asp)	
<a href="#">93</a>	Filed & Entered: 08/13/2004	Appeal Remark
	<i>Docket Text:</i> Copy of Appeal Mandate Docket Ltr as to Scott Rulon Werner mailed to counsel of record. (asp)	
<a href="#">94</a>	Filed: 08/16/2004 Entered: 08/17/2004	Order
	<i>Docket Text:</i> ORDER as to Scott Rulon Werner granting [90-1] motion to Take Video Deposition as to Scott Rulon Werner (1) Signed by Judge Dale A. Kimball 8/16/04 cc: atty (blk)	
<a href="#">95</a>	Filed: 08/17/2004 Entered: 08/18/2004 Terminated: 08/20/2004	Objections
	<i>Docket Text:</i> Objections by Scott Rulon Werner [90-1] motion to Take Deposition (blk)	
<a href="#">96</a>	Filed: 08/17/2004 Entered: 08/18/2004 Terminated: 08/19/2004	Motion to Withdraw as Attorney
	<i>Docket Text:</i> MOTION by Scott Rulon Werner for Robert K. Hunt to withdraw as attorney (blk)	
<a href="#">97</a>	Filed: 08/17/2004 Entered: 08/18/2004	MEMORANDUM in Support
	<i>Docket Text:</i> MEMORANDUM by Scott Rulon Werner in support of [96-1] motion for Robert K. Hunt to withdraw as attorney (blk)	
<a href="#">100</a>	Filed: 08/17/2004 Entered: 08/19/2004	Notice (Other)
	<i>Docket Text:</i> NOTICE of filing entitled: Commercial notice adjust the account settle the account close the escrow of international commercial claim administrative remedy file #SRW1002 dated March 2, 2004 by Scott Rulon Werner (blk)	
<a href="#">98</a>	Filed & Entered: 08/18/2004	Response to Motion
	<i>Docket Text:</i> RESPONSE by USA as to Scott Rulon Werner re [96-1] motion for Robert K. Hunt to withdraw as attorney (blk)	
<a href="#">99</a>	Filed: 08/18/2004 Entered: 08/19/2004	Notice (Other)
	<i>Docket Text:</i> NOTICE of filing entitled: Commercial notice to all parties of fiduciary creditor and fiduciary debtor by estoppel by acquiescence and tacit procuracy by Scott Rulon Werner (blk)	
<a href="#">101</a>	Filed & Entered: 08/19/2004	Order
	<i>Docket Text:</i> ORDER as to Scott Rulon Werner denying [96-1] motion for Robert K. Hunt to withdraw as attorney as to Scott Rulon Werner (1), and for issuance of bench warrant for dft's detention for failure to obey order of the Court, obstructing the proceedings of this case and abusing the dignity of the Court. Signed by Judge Dale A. Kimball 8/19/04 cc: atty (blk)	
102	Filed & Entered: 08/19/2004	Warrant Issued
	<i>Docket Text:</i> BENCH WARRANT issued for detention of dft as to Scott Rulon Werner (blk)	

<a href="#">103</a>	Filed: 08/20/2004 Entered: 08/23/2004	Order	<i>Docket Text:</i> ORDER as to Scott Rulon Werner [95-1] objections. The Court's order granting Govt's Motion to take video deposition is affirmed. Signed by Judge Dale A. Kimball 8/20/04 cc: atty (blk)
<a href="#">104</a>	Filed & Entered: 08/25/2004 Terminated: 08/25/2004	Motion for Psychiatric Exam	<i>Docket Text:</i> MOTION by Scott Rulon Werner for Competency Determination pursuant to 18USC4241 (ss) Modified on 10/05/2004
<a href="#">105</a>	Filed & Entered: 08/25/2004	Minutes - Miscellaneous	<i>Docket Text:</i> Minute entry of proceedings held before Judge Samuel Alba as to Scott Rulon Werner. Defendant present in custody with counsel. Court reviewed orders entered by Judge Kimball with the defendant. Mr. Hunt has been re-instated as counsel in this matter. Mr. Hunt filed a motion for competency determination pursuant to 18 USC 4241 in open court. Court granted the motion. Court ordered that the evaluation be done locally and as soon as possible. Mr. McKenna to prepare an order. Trial date of 9/13/04 is stricken. All time is to be excluded pursuant to the Speedy Trial Act. Court ordered the defendant until evaluation is completed. Order of detention executed. granting [104-1] motion for Competency Determination pursuant to 18USC4241 as to Scott Rulon Werner (1) (Oral Order) Atty for Govt: Mark Hirata, AUSA, Atty for Dft: Rob Hunt, fpd. Court Reporter: Electronic Tape No.: 55 Log No.: 4612-5697 Court Deputy: SS (ss)
<a href="#">106</a>	Filed & Entered: 08/25/2004	Order of Detention	<i>Docket Text:</i> ORDER OF DETENTION as to Scott Rulon Werner ( Signed by Judge Samuel Alba ) 8/25/04 (ss)
	Filed: 08/26/2004 Entered: 09/27/2004	Remark	<i>Docket Text:</i> Lodged in file: Filing by Wayne R. Bevan entitled Prove of Service/Accepted for Value Bench Warrant Dated 8/19/04 Invoice No. WRW 10001 as to Scott Rulon Werner (blk)
107	Filed & Entered: 08/26/2004	Warrant Returned Executed	<i>Docket Text:</i> BENCH WARRANT Returned Executed as to Scott Rulon Werner on 8/25/04 (blk)
<a href="#">108</a>	Filed: 08/31/2004 Entered: 09/01/2004	Order	<i>Docket Text:</i> ORDER as to Scott Rulon Werner, for Psychiatric Exam , vacating jury trial set for 9/13/04 , to Continue in Interests of Justice Time Excluded from 9/13/04 to date to be determined Signed by Judge Samuel Alba 8/31/04 cc: atty (blk)
<a href="#">109</a>	Filed: 09/02/2004 Entered: 09/07/2004 Terminated: 09/17/2004	Objections	<i>Docket Text:</i> Objections/Appeal by Scott Rulon Werner [106-1] magistrate order of detention (asp) Modified on 09/17/2004
<a href="#">110</a>	Filed & Entered: 09/17/2004	Order	<i>Docket Text:</i> ORDER as to Scott Rulon Werner denying [109-1] objections/appeal of magistrate order of detention, affirming magistrates order of detention Signed by Judge Dale A. Kimball 9/17/04 cc: atty (blk)
<a href="#">111</a>	Filed & Entered: 09/22/2004	Order	<i>Docket Text:</i> ORDER as to Scott Rulon Werner, for Psychiatric Exam Signed by Judge Samuel Alba

	9/22/04 cc: atty (blk)	
<a href="#">112</a>	<p><i>Filed:</i> 09/22/2004  <i>Entered:</i> 09/24/2004</p>	Minutes - Miscellaneous
	<p><i>Docket Text:</i> Psychiatric Report Hearing as to Scott Rulon Werner held. In an effort to avoid sending the defendant outside the state of Utah, the court ordered the USPO to conduct a psychological exam of the dft and to pay the expenses relative thereto. The dft asked to address the crt. The crt allowed Mr. Werner to speak, after which the court explained to the defendant that if he did not cooperate during the psychological exam, he would be sent to a facility outside the state of Utah. The dft was remanded to the custody of the USMS. Judge Samuel Alba Court Reporter: Electronic Court Deputy: Cynthia Swensen. Tape no. 64, log no. 861-1682. Mark Y. Hirata rep gov, Robert K. Hunt rep dft, Meggan Van Sciver rep USPO. (ce) Modified on 10/05/2004</p>	
	<p><i>Filed &amp; Entered:</i> 09/27/2004</p>	Remark
	<p><i>Docket Text:</i> Lodged in file: Filing by Scott Rulon Werner entitled, Commercial Notice within the Admiralty of the Filing of Foreign Judgment (blk)</p>	
<a href="#">113</a>	<p><i>Filed &amp; Entered:</i> 09/30/2004</p>	Notice of Hearing
	<p><i>Docket Text:</i> Magistrate NOTICE of Hearing, status conference set for 10:30 10/4/04 for Scott Rulon Werner, RE: Psychiatric Evaluation to be held before Judge Alba. cc: atty ( Ntc generated by: clerk) (blk)</p>	
115	<p><i>Filed:</i> 10/04/2004  <i>Entered:</i> 10/07/2004</p>	Minutes - Miscellaneous
	<p><i>Docket Text:</i> Minute entry of proceedings held before Judge Samuel Alba as to Scott Rulon Werner. Defendant present in custody with counsel. Court ordered that the defendant be committed to the custody of the United States Attorney General, United States Marshal Service, for a reasonable period, but not to exceed 45 days, for a placement in a suitable facility for the purposes of a pretrial psychiatric and or psychological examination. Court recommends that the exam take place in the United States Medical Center for Federal Prisoners, in Springfield, Missouri, by appropriate personnel. Court further orders that the report be filed with the court. Order executed. (Oral Order) Aty for Govt: Mark Y. Hirata, AUSA, Aty for Dft: Rob Hunt, fpd. Court Reporter: Electronic Tape No.: 67 Log No.: 2870--3236 Court Deputy: SS (ss)</p>	
<a href="#">114</a>	<p><i>Filed &amp; Entered:</i> 10/05/2004</p>	Order
	<p><i>Docket Text:</i> ORDER as to Scott Rulon Werner, for Psychiatric Exam/Competency determination Signed by Judge Samuel Alba 10/4/04 cc: atty (blk)</p>	
<a href="#">116</a>	<p><i>Filed:</i> 10/08/2004  <i>Entered:</i> 10/12/2004</p>	Order
	<p><i>Docket Text:</i> ORDER as to Scott Rulon Werner, for transcript of proceedings held 9/28/04 be prepared by a certified court reporter and paid for by the clerk's office Signed by Judge Samuel Alba 10/07/04 cc: atty (tsh)</p>	
<a href="#">117</a>	<p><i>Filed:</i> 10/08/2004  <i>Entered:</i> 10/18/2004  <i>Terminated:</i> 11/12/2004</p>	Motion to Continue
	<p><i>Docket Text:</i> MOTION by Scott Rulon Werner to stay order for mental medical evaluation in federal facility , for Release from Custody Note: this document was filed directly by dft Werner (ce) Modified on 10/18/2004</p>	
<a href="#">118</a>	<p><i>Filed:</i> 10/08/2004  <i>Entered:</i> 10/18/2004  <i>Terminated:</i> 11/12/2004</p>	Motion for Miscellaneous Relief

	<i>Docket Text:</i> MOTION by Scott Rulon Werner for unconditional discharge and expungement of record due to substantial judicial prejudice, judicial misconduct, practicing law from the bench, collusion and entrapment with unlawful incarceration and threat, duress and coercion of injured third party intervenor Note: this document was filed directly by dft (ce) Modified on 10/18/2004	
	<i>Filed &amp; Entered:</i> 10/15/2004	Transcript
	<i>Docket Text:</i> TRANSCRIPT of Proceedings as to Scott Rulon Werner for dates of 9/28/04 Court Reporter: Mindi Powers (blk)	
	<i>Filed &amp; Entered:</i> 10/15/2004	Notice (Other)
	<i>Docket Text:</i> Lodged in file: Motion to stay order for mental medical eval and Motion for detainment release by Scott Rulon Werner. Clerks Note: This was filed pro-se by dft Werner, therefore it has been lodged in the file. (blk)	
<a href="#">119</a>	<i>Filed:</i> 10/22/2004 <i>Entered:</i> 10/25/2004	Certificate of Compliance
	<i>Docket Text:</i> CERTIFICATE OF COMPLIANCE filed by USA as to Scott Rulon Werner (blk)	
<a href="#">120</a>	<i>Filed:</i> 11/12/2004 <i>Entered:</i> 11/15/2004	Order
	<i>Docket Text:</i> ORDER as to Scott Rulon Werner denying [118-1] motion for unconditional discharge and expungement of record due to substantial judicial prejudice, judicial misconduct, practicing law from the bench, collusion and entrapment with unlawful incarceration and threat, duress and coercion of injured third party intervenor as to Scott Rulon Werner (1), denying [117-1] motion to stay order for mental medical evaluation in federal facility as to Scott Rulon Werner (1), denying [117-2] motion for Release from Custody as to Scott Rulon Werner (1) Signed by Judge Dale A. Kimball 11/12/04 cc: atty (blk)	
	<i>Filed:</i> 11/22/2004 <i>Entered:</i> 11/23/2004	Notice (Other)
	<i>Docket Text:</i> NOTICE of filing: Lodged in file, illegible Motion filed pro-se by Scott Rulon Werner (blk) Modified on 11/23/2004	
	<i>Filed:</i> 12/01/2004 <i>Entered:</i> 12/02/2004	Notice (Other)
	<i>Docket Text:</i> LODGED in file: Illegible pro-se filing by Scott Rulon Werner (blk)	
<a href="#">121</a>	<i>Filed &amp; Entered:</i> 12/21/2004	Notice of Hearing
	<i>Docket Text:</i> Magistrate NOTICE of Hearing, status conference re: psych report set for 9:30 12/28/04 for Scott Rulon Werner to be held before Judge Alba. cc: atty ( Ntc generated by: clerk) (blk)	
<a href="#">122</a>	<i>Filed:</i> 12/22/2004 <i>Entered:</i> 12/23/2004	Order
	<i>Docket Text:</i> ORDER as to Scott Rulon Werner, re: pro-se motions filed on 11/22/04, 12/1/04 and 12/3/04, Denying these motions as frivolous Signed by Judge Dale A. Kimball 12/22/04 cc: atty (blk)	
<a href="#">125</a>	<i>Filed:</i> 12/28/2004 <i>Entered:</i> 01/04/2005	Minutes - Miscellaneous
	<i>Docket Text:</i> Minute entry of proceedings held before Judge Samuel Alba as to Scott Rulon Werner. Defendant present in custody with counsel, Mr. Hunt. A psychiatric evaluation has been completed on the defendant and he has been found competent. Court set the matter for a 10 day jury trial beginning on 3/7/05 at 8:30am, see pretrial order for other dates. Defense counsel requested that the matter be set for a review of detention. Court set detention hearing for 1/5/05 at 9:30am. Defendant remanded to custody of USMS. , Jury trial 8:30 3/7/05 for Scott Rulon Werner , set Detention Hearing for (Oral Order) Aty for	



	Govt: Wade Fairway, SAUSA, Atty for Dft: Rob Hunt, fpd. Court Reporter: Electronic Tape No.: 90 Log No.: 3135-3975 Court Deputy: SS (ss)	
<a href="#">124</a>	Filed: 12/30/2004 Entered: 01/03/2005 Terminated: 01/05/2005	Motion for Miscellaneous Relief
	<i>Docket Text:</i> MOTION by Scott Rulon Werner for review of detention status (tsh)	
<a href="#">123</a>	Filed & Entered: 01/03/2005	Notice of Hearing
	<i>Docket Text:</i> Magistrate NOTICE of Hearing, Review of Detention Hearing set for 10:15 1/5/05 for Scott Rulon Werner to be held before Judge Alba. cc: atty ( Ntc generated by: SA's chambers) (tsh)	
<a href="#">126</a>	Filed: 01/04/2005 Entered: 01/05/2005	Response to Motion
	<i>Docket Text:</i> RESPONSE by USA as to Scott Rulon Werner re [124-1] motion for review of detention status (blk)	
	Filed: 01/05/2005 Entered: 01/14/2005	Set/Reset Deadlines/Hearings
	<i>Docket Text:</i> Deadline updated as to Scott Rulon Werner, court orders PSI Report , set Sentencing for 2:30 5/4/05 for Scott Rulon Werner before Judge Kimball (ss)	
	Filed: 01/05/2005 Entered: 04/28/2005	Case No Longer Referred
	<i>Docket Text:</i> CASE NO LONGER REFERRED TO Judge Samuel Alba - dft plead guilty before SA 1/5/05 (ce)	
	Filed: 01/05/2005 Entered: 01/14/2005	Set/Clear Flags
	<i>Docket Text:</i> Case referred to magistrate under 28:636(b)(3) for plea. (ss)	
<a href="#">128</a>	Filed: 01/05/2005 Entered: 01/14/2005	Minutes - Miscellaneous
	<i>Docket Text:</i> Minute entry of proceedings held before Judge Samuel Alba as to Scott Rulon Werner. Defendant present in custody with counsel. After hearing from counsel, Court granted the request for release from custody. Court put defendant on notice that all pleading are to be filed through his attorney Rob Hunt. <b>If any pleadings are received, Mr. Werner will be arrested immediately.</b> See order in file for specifics. Order setting conditions of release executed. granting [124-1] motion for review of detention status as to Scott Rulon Werner (1) (Oral Order) Atty for Govt: Mark Y. Hirata, AUSA, Atty for Dft: Rob Hunt, fpd. Court Reporter: Electronic Tape No.: 92 Log No.: 3055-5252 Court Deputy: SS (ss)	
<a href="#">129</a>	Filed: 01/05/2005 Entered: 01/14/2005	Order Setting Conditions of Release
	<i>Docket Text:</i> ORDER Setting Conditions of Release as to Scott Rulon Werner ( Signed by Judge Samuel Alba ) 1/5/05 (ss)	
<a href="#">130</a>	Filed: 01/05/2005 Entered: 01/14/2005	Order Referring Case to Magistrate Judge
	<i>Docket Text:</i> ORDER of Reference under 636 (b)(3) as to all defendants Case referred to Judge Samuel Alba Signed by Judge Dale A. Kimball 1/6/05 (ss)	
<a href="#">131</a>	Filed: 01/05/2005 Entered: 01/14/2005	Minutes - Miscellaneous
	<i>Docket Text:</i> Change of Plea Hearing as to Scott Rulon Werner held. Defendant present with counsel.	

	Consent to entry of plea before a magistrate judge reviewed and executed. Statement in advance of plea of guilty reviewed and executed. Defendant waived formal reading of the prefatory pages of the Indictment prior to the entry of his plea of guilty. Defendant sworn, plea of guilty entered to Count I of the Indictment. Government will move to dismiss remaining counts at sentencing. Court finds that the plea of guilty is knowingly and intelligently entered. Court also finds there is a factual basis for the plea. PSI report ordered. Court instructed the defendant to cooperate with the probation officer. Sentencing set for 5/4/05 at 2:30pm before Judge Kimball. Defendant to remain released on prior conditions of release. Judge Samuel Alba Court Reporter: Ed Young Court Deputy: SS (ss)	
<a href="#">130</a>	Filed: 01/06/2005 Entered: 01/14/2005	Consent to Entry
	<i>Docket Text:</i> Consent to entry of plea of guilty before Mag Judge by Scott Rulon Werner, USA (ss)	
<a href="#">132</a>	Filed: 01/06/2005 Entered: 01/14/2005	Statement in Advance of Plea
	<i>Docket Text:</i> Statement in Advance of Plea Accepted as to Scott Rulon Werner (ss)	
<a href="#">127</a>	Filed: 01/12/2005 Entered: 01/13/2005	Pretrial Order
	<i>Docket Text:</i> PRETRIAL ORDER as to Scott Rulon Werner setting 10-day Jury Trial for 8:30 3/7/05 for Scott Rulon Werner Deadline for filing of all motions 5:00 2/14/04 for Scott Rulon Werner Proposed jury instructions and proposed voir dire due 3/4/05; plea negotiations, if appropriate, should be completed by N/A. See order in file for specifics. Signed by Judge Samuel Alba 12/28/04 Interpreter: none cc: atty (blk)	
<a href="#">133</a>	Filed: 04/07/2005 Entered: 04/11/2005	Position on Sentencing Factors
	<i>Docket Text:</i> Defendant's Position with Respect to Sentencing Factors by Scott Rulon Werner (blk)	
<a href="#">134</a>	Filed: 04/13/2005 Entered: 04/15/2005	Objections
	<i>Docket Text:</i> Objections to Pre-sentence Report by Scott Rulon Werner (blk)	
<a href="#">135</a>	Filed: 04/29/2005 Entered: 05/02/2005	Position on Sentencing Factors
	<i>Docket Text:</i> Government's Position with Respect to Setencing Factors as to Scott Rulon Werner (blk, )	
	Filed: 05/03/2005 Entered: 05/04/2005	Set/Reset Hearings
	<i>Docket Text:</i> <b>Set/Reset Hearings</b> as to Scott Rulon Werner: Sentencing set for 5/31/2005 03:30 PM before Judge Dale A. Kimball. (blk, )	
<a href="#">136</a>	Filed: 05/03/2005 Entered: 05/04/2005 Terminated: 05/03/2005	Motion to Continue
	<i>Docket Text:</i> MOTION to Continue Sentencing correctly set for 5/4/05 by UNITED STATES OF AMERICA as to Scott Rulon Werner. (blk, )	
<a href="#">137</a>	Filed: 05/03/2005 Entered: 05/04/2005	Order on Motion to Continue
	<i>Docket Text:</i> ORDER granting [136] Motion to Continue Sentencing as to Scott Rulon Werner (1). Signed by Judge Dale A. Kimball on 5/3/05. (blk, )	
138	Filed: 05/31/2005	Sentencing

	<i>Entered:</i>	06/01/2005	
	<i>Docket Text:</i> Minute Entry for proceedings held before Judge Dale A. Kimball :Sentencing held on 5/31/2005 for Scott Rulon Werner (1), Count(s) 1, Dft pled guilty. SENTENCE: Dft is committed to custody of BOP for time served. Supervised Release for a term of 36 mos. Standard and special conditions are imposed. The requirement for drug testing is suspended. No fine. Restitution in the amount of \$145,616.24 shall be paid at a minimum rate of \$250 per month or as otherwise directed by U.S. Probation Office. Dft shall surrender his medical license to DOPL within 30 days. Court executed order releasing dft's passport. Court advised dft of his right to appeal this sentence within 10 days. \$100 SPA.; Count(s) 2-36, Dismissed; Count(s) 37-49, 50-54, Dismissed.. Attorney for Plaintiff: Mark Hirata, Attorney for Defendant: Robert Hunt, fpd. Probation Officer: John Warner.(Court Reporter Kelly Hicken.) (kmj, )		
<a href="#">140</a>	<i>Filed:</i>	05/31/2005	Order - Written Order Following Oral Order on Motion
	<i>Entered:</i>	06/03/2005	
	<i>Docket Text:</i> ORDER Releasing Passport as to Scott Rulon Werner re [138] Sentencing,,, Follows oral order of 5/31/05.. Signed by Judge Dale A. Kimball on 5/31/05. (blk, )		
<a href="#">139</a>	<i>Filed &amp; Entered:</i>	06/01/2005	Judgment
	<i>Docket Text:</i> JUDGMENT as to Scott Rulon Werner (1), Count(s) 1, Dft pled guilty. SENTENCE: Dft is committed to custody of BOP for time served. Supervised Release for a term of 36 mos. No fine. Restitution in the amount of \$145,616.24. \$100 SPA; Count(s) 2-36, Dismissed upon motion of USA; Count(s) 37-49, 50-54, Dismissed upon motion of USA. Signed by Judge Dale A. Kimball on 6/1/05. (blk, )		
<a href="#">141</a>	<i>Filed &amp; Entered:</i>	06/03/2005	Lodged Document
	<i>Docket Text:</i> DOCUMENTS LODGED consisting of Letter to court from Randy L. Carter. (blk, )		
<a href="#">142</a>	<i>Filed &amp; Entered:</i>	06/15/2005	Motion to Amend/Correct
	<i>Terminated:</i>	06/24/2005	
	<i>Docket Text:</i> MOTION to Amend/Correct [139] Judgment, by UNITED STATES OF AMERICA as to Scott Rulon Werner. (blk, )		
143	<i>Filed &amp; Entered:</i>	06/24/2005	Order on Motion to Amend/Correct
	<i>Docket Text:</i> ORDER granting [142] Motion to Amend/Correct as to Scott Rulon Werner (1). Signed by Judge Dale A. Kimball on 6/24/05. (kmj, )		
<a href="#">144</a>	<i>Filed &amp; Entered:</i>	06/27/2005	Amended Judgment
	<i>Docket Text:</i> AMENDED JUDGMENT as to Scott Rulon Werner (1), Count(s) 1, Dft pled guilty. SENTENCE: Dft is committed to custody of BOP for time served. Supervised Release for a term of 36 mos. No fine. Restitution in the amount of \$145,616.24. \$100 SPA. AMENDED JGM: Dft committed to custody of BOP for time served. Supervised release 36 months; No fine; Restitution \$145,616.25; SPA \$100; Count(s) 2-36, Dismissed upon motion of USA; Count(s) 37-49, 50-54, Dismissed upon motion of USA. Signed by Judge Dale A. Kimball on 6/24/05. (blk, )		
<a href="#">145</a>	<i>Filed:</i>	06/27/2005	Notice (Other)
	<i>Entered:</i>	06/29/2005	
	<i>Docket Text:</i> NOTICE of dft sending his Utah Medical License to the Division of Occupational and Professional Licensing by Scott Rulon Werner re [138] Sentencing,,, (blk, )		
<a href="#">146</a>	<i>Filed:</i>	05/19/2006	Notice of Filing
	<i>Entered:</i>	05/22/2006	
	<i>Docket Text:</i> NOTICE OF FILING of Notice of Intent to Offset (re: restitution) filed by Scott Rulon Werner (blk, )		