

**U.S. District Court**  
**Northern District of New York – Main Office (Syracuse) [LIVE – Version 6.0]**  
**(Albany)**  
**CRIMINAL DOCKET FOR CASE #: 1:01-cr-00048-LEK All Defendants**

Case title: USA v. Lenard

Magistrate judge case number: 1:01-mj-00027

Date Filed: 02/09/2001

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Assigned to: Senior Judge  
Lawrence E. Kahn

**Defendant (1)**

**Andras Lenard**

represented by

*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*  
*Designation: Retained*

**Pending Counts**

8:1324.F BRINGING IN AND  
HARBORING ALIENS  
(1)

**Disposition**

**Highest Offense Level (Opening)**

Felony

**Terminated Counts**

None

**Disposition**

**Highest Offense Level**  
**(Terminated)**

None

**Complaints**

None

**Disposition**

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**Plaintiff**

**USA**

represented by

*LEAD ATTORNEY*

## ATTORNEY TO BE NOTICED

Date Entered	#	Docket Text
01/26/2001	1	CRIMINAL COMPLAINT with Affidavit of Michael Casey (USBP) as to Andras Lenard in violation of 8:1325(a)(1), 1324(a)(1)(A)(i). [ 1:01-m -27 ] (fce) Modified on 01/30/2001 (Entered: 01/26/2001)
01/26/2001		ARREST of Andras Lenard [ 1:01-m -27 ] (fce) (Entered: 01/26/2001)
01/26/2001		Initial appearance as to Andras Lenard held ; Detention Hearing set for 1:00 2/2/01 for Andras Lenard (Defendant informed of rights.) before Judge Van Acker [ 1:01-m -27 ] (fce) (Entered: 01/26/2001)
01/26/2001	2	Original Docket from U.S. Magistrate Judge Van Acker as to Andras Lenard; deft. was arrested on 1/22/01 and initial appearance held; dtn. hrg. set for 2/2/01. [ 1:01-m -27 ] (fce) (Entered: 01/26/2001)
01/26/2001	3	ORDER OF TEMPORARY DETENTION as to Andras Lenard Detention Hearing set for 1:00 2/2/01 for Andras Lenard in Albany, NY ( Signed by Magistrate Judge Henry C. Van Acker Jr. on 1/22/01 ) [ 1:01-m -27 ] (fce) (Entered: 01/26/2001)
01/26/2001		CASE reassigned to Magistrate Judge David R. Homer [ 1:01-m -27 ] (fce) (Entered: 01/26/2001)
02/02/2001	4	CC LETTER to USMJ Homer from William P. Fanciullo to Ed Grogan (AUSA) dd 1/30/01 as to Andras Lenard re: that deft. Lenard wiaves his right to prelim. hrg. [ 1:01-m -27 ] (fce) (Entered: 02/02/2001)
02/05/2001	5	MOTION by USA as to Andras Lenard to Take Videotaped Depositions of ; Hearing set for 2:00 on 2/6/01 b/f USMJ Homer in Albany, NY. [ 1:01-m -27 ] (fce) (Entered: 02/05/2001)
02/05/2001	5	AFFIDAVIT IN SUPPORT by David Grable on behalf of USA as to Andras Lenard Re: [5-1] motion to Take Videotaped Depositions of . [ 1:01-m -27 ] (fce) (Entered: 02/05/2001)
02/05/2001	6	AFFIDAVIT IN OPPOSITION by William P. Fanciullo on behalf of Andras Lenard Re: [5-1] motion to Take Videotaped Depositions of . [ 1:01-m -27 ] (fce) (Entered: 02/05/2001)
02/06/2001	7	APPLICATION/ AFFIDAVIT IN SUPPORT by David M. Grable on behalf of USA for material witness warrants as to ] . [ 1:01- m -27 ] (fce) (Entered: 02/06/2001)
02/06/2001	8	APPLICATION/AFFIDAVIT IN SUPPORT by David M. Grable on behalf of USA for dtn. of material witnesses to . [ 1:01-m -27 ] (fce) (Entered: 02/06/2001)
02/06/2001	9	ORDER as to Andras Lenard that warrants be issued securing the presence of as material witnesses. (Signed by Magistrate Judge David R. Homer on 2/6/01 ) [ 1:01-m -27 ] (fce) (Entered: 02/06/2001)
02/06/2001		Material Arrest WARRANTS issued for [ 1:01-m -27 ] (fce) (Entered: 02/06/2001)
02/06/2001		Detention hearing as to Andras Lenard held before Judge Homer [ 1:01-m -27 ] (fce) (Entered: 02/06/2001)
02/06/2001		MOTION in open court by USA as to Andras Lenard for Detention due to risk of flight. [ 1:01-m -27 ] (fce) (Entered: 02/06/2001)
02/06/2001		ORAL ORDER as to Andras Lenard granting [0-0] oral motion for Detention due to risk of flight. as to Andras Lenard (1) ( Entered by Magistrate Judge David R. Homer ) [ 1:01-m -27 ] (fce) (Entered: 02/06/2001)
02/06/2001	10	Minute entry as to Andras Lenard : Court Reporter/ECRO: L. Dickinson Tape #: 00H-6 appearances by Dave Grable for govt. and Bill Fanciullo for deft.; dtn. hrg.

		held; govt. moves for dtn. (court grants); PRB Bond set to \$50,000, to be secured by \$15,000 cash and co-signed by defts fiancee. [ 1:01-m -27 ] (fce) (Entered: 02/06/2001)
02/06/2001	11	ORDER Setting Conditions of Release as to Andras Lenard Bond set to \$50,000 PRB, to be secured by \$15,000 cash & co-signed by fiancee for Andras Lenard. ( Signed by Magistrate Judge David R. Homer on 2/2/01 ) [ 1:01-m -27 ] (fce) (Entered: 02/06/2001)
02/06/2001	12	SEALED DOCUMENT/Order as to Andras Lenard. [ 1:01-m -27 ] (fce) (Entered: 02/06/2001)
02/06/2001	13	ORDER as to Andras Lenard granting [5-1] motion to Take Videotaped Depositions of [redacted]; the depositions shall commence on 2/7/01 @2:00 and shall continue from 9-5 each day until concluded; the U.S. shall provide to counsel for Lenard all materials required to be produced for the testimony of the witnesses on or b/f 12:00 noon on 2/6/01. ( Signed by Magistrate Judge David R. Homer on 2/5/01 ) [ 1:01-m -27 ] (fce) (Entered: 02/06/2001)
02/06/2001	14	ORDER OF DETENTION PENDING TRIAL as to [redacted]. ( Signed by Magistrate Judge David R. Homer on 2/5/01 ) [ 1:01-m -27 ] (fce) (Entered: 02/06/2001)
02/06/2001	15	ORDER OF DETENTION PENDING TRIAL as to [redacted]. ( Signed by Magistrate Judge David R. Homer on 2/5/01 ) [ 1:01-m -27 ] (fce) (Entered: 02/06/2001)
02/06/2001	16	ORDER OF DETENTION PENDING TRIAL as to [redacted]. ( Signed by Magistrate Judge David R. Homer on 2/5/01 ) [ 1:01-m -27 ] (fce) (Entered: 02/06/2001)
02/09/2001	17	INDICTMENT as to Andras Lenard (1) count(s) 1 8:1324(a)(1)(A)(B)(i). (fce) (Entered: 02/09/2001)
02/15/2001	18	Receipt of Non-Cash Collateral from Andras Lenard Type: passport (1153452) Vault/Location: Albany, NY Receipt #: 0434 (fce) (Entered: 02/15/2001)
02/16/2001	19	Appearance BOND entered by Andras Lenard in Amount of \$15,000 co-signed by fiancee. (fce) (Entered: 02/16/2001)
03/12/2001	20	STIPULATION & ORDER as to Andras Lenard, reset Motion Filing deadline to 3/30/01 for Andras Lenard, to Continue in Interests of Justice; Time Excluded from 3/15/01 to 3/30/01, reset Jury Trial for 9:30 4/23/01 for Andras Lenard in Albany, NY ( Signed by Judge Lawrence E. Kahn on 3/12/01 ) (fce) (Entered: 03/12/2001)
03/22/2001	21	MOTION by Andras Lenard to Suppression of evidence and or a hearing to address same, and that certain information/potential evidence be located by the govt. and immediately provided to the defense, Hearing set for 9:30 on 4/20/01 for Andras Lenard in Albany, NY, Response deadline 4/6/01 for USA. (fce) (Entered: 03/22/2001)
03/22/2001	21	AFFIDAVIT IN SUPPORT by William P. Fanciullo on behalf of Andras Lenard Re: [21-1] motion to Suppression of evidence and or a hearing to address same, [21-2] motion and that certain information/potential evidence be located by the govt. and immediately provided to the defense (fce) (Entered: 03/22/2001)
03/22/2001	21	AFFIDAVIT IN SUPPORT by Andras Lenard Re: [21-1] motion to Suppression of evidence and or a hearing to address same, [21-2] motion and that certain information/potential evidence be located by the govt. and immediately provided to the defense. (fce) (Entered: 03/22/2001)
03/22/2001	22	MEMORANDUM OF LAW by Andras Lenard in support of [21-1] motion to Suppression of evidence and or a hearing to address same, [21-2] motion and that certain information/potential evidence be located by the govt. and immediately provided to the defense. (fce) (Entered: 03/22/2001)

03/28/2001	23	NOTICE of Hearing as to Andras Lenard ;, reset Evidentiary hearing to April 24, 2001 at 10:00 am reset Jury Trial for 9:30 5/29/01 for Andras Lenard in Albany ; Signed by Deputy Clerk Scott Snyder (tab) (Entered: 03/28/2001)
03/30/2001	24	NOTICE of Adjournment of Hearing as to Andras Lenard ;, Evidentiary/Suppression hearing scheduled for 4/24/01 at 10:00 am in adjourned without date, pending outcome of motion ; Signed by Deputy Clerk Scott Snyder (tab) (Entered: 03/30/2001)
04/05/2001	25	LETTER REQUEST by David Grable and ORDER of USDJ Kahn as to Andras Lenard, granting to reset Motion Hearing for 9:30 on 5/18/01 as to: Andras Lenard, re: (21-1), (21-2); reset govt.'s response to motion to 5/4/01. ( Signed by Judge Lawrence E. Kahn on 4/5/01 ) (fce) (Entered: 04/05/2001)
04/05/2001		Deadline updated as to Andras Lenard, Response to Motion reset to 5/4/01 for Andras Lenard for [21-1] motion to Suppression of evidence and or a hearing to address same, reset to 5/4/01 for Andras Lenard for [21-2] motion and that certain information/potential evidence be located by the govt. and immediately provided to the defense (fce) (Entered: 04/05/2001)
04/25/2001	26	NOTICE of Hearing as to Andras Lenard ;, reset Jury Trial for 9:30 on 6/18/01 for Andras Lenard in Albany, NY ; Signed by Deputy Clerk Scott Snyder (fce) (Entered: 04/25/2001)
05/02/2001	27	LETTER REQUEST by William Fanciullo and ORDER as to Andras Lenard, Motion Hearing reset for 9:30 on 6/1/01 as to: Andras Lenard, re: (21-1), (21-2) , Response to Motion reset to 5/18/01 for Andras Lenard for [21-1] motion to Suppression of evidence and or a hearing to address same, reset to 5/18/01 for Andras Lenard for [21-2] motion and that certain information/potential evidence be located by the govt. and immediately provided to the defense ( Signed by Judge Lawrence E. Kahn on 5/2/01 ) (fce) (Entered: 05/02/2001)
05/21/2001	28	REQUEST AND ORDER as to Andras Lenard, reset Motion Filing deadline to 9:30 6/15/01 for Andras Lenard ( Signed by Judge Lawrence E. Kahn on 5/17/01 ) (tab) (Entered: 05/21/2001)
06/01/2001	29	LETTER REQUEST by AUSA Grable dd 5/30/01 and ORDER as to Andras Lenard, Motion Hearings, reset for 9:30 7/6/01 as to: Andras Lenard, re: (21-1), (21-2) motions , Response to Motion reset to 6/22/01 for Andras Lenard for [21-1] motion to Suppression of evidence and or a hearing to address same, reset to 6/22/01 for Andras Lenard for [21-2] motion and that certain information/potential evidence be located by the govt. and immediately provided to the defense ( Signed by Judge Lawrence E. Kahn on 5/31/01 ) (wjg) (Entered: 06/01/2001)
06/01/2001	30	NOTICE of Hearing as to Andras Lenard ;, reset Plea Hearing for 11:00 6/13/01 for Andras Lenard in Albany ; Signed by Deputy Clerk Scott Snyder, 6/1/01 (fce) (Entered: 06/01/2001)
06/13/2001	31	Minute entry as to Andras Lenard : Court Reporter/ECRO: B. Buckley appearances by D. Grable for govt. and W. Fanciullo for deft.; deft. is in Canada and told Mr. Fanciullo that he did not plan to come to court today or ever; AUSA Grable presents a warrant for J. Kahn – arrest warrant issued. (fce) (Entered: 06/13/2001)
06/13/2001		Arrest WARRANT issued as to Andras Lenard. (fce) (Entered: 06/13/2001)
06/28/2001	32	MOTION by USA as to Andras Lenard Directing Forfeiture of of \$15,000 bail . (fce) (Entered: 06/28/2001)
07/03/2001	33	ORDER as to Andras Lenard granting [32-1] motion Directing Forfeiture of of \$15,000 bail as to Andras Lenard (1) ( Signed by Judge Lawrence E. Kahn on 7/2/01 ) (fce) (Entered: 07/03/2001)
08/21/2001	34	MOTION by USA as to Andras Lenard for judgment on forfeiture of bond , Hearing set for 9:30 9/21/01 for Andras Lenard in Albany, NY , Response deadline 9/7/01 for Andras Lenard. (fce) (Entered: 08/21/2001)

08/21/2001	35	NOTICE of Hearing as to Andras Lenard :, Motion Hearing set for 9:30 9/21/01 as to: Andras Lenard, re: (34-1) , Response to Motion [34-1] motion for judgment on forfeiture of bond set for 9/7/01; any reply set to 9/14/01 in Albany, NY ; Signed by Deputy Clerk Scott Snyder (fce) (Entered: 08/21/2001)
08/21/2001		Deadline updated as to Andras Lenard, Reply to Response to Motion reset to 9/14/01 for Andras Lenard for [34-1] motion for judgment on forfeiture of bond . (fce) (Entered: 08/21/2001)
11/08/2001	<u>36</u>	STIPULATION & ORDER as to Andras Lenard, to Withdraw [21-1] motion to Suppression of evidence and or a hearing to address same, [21-2] motion and that certain information/potential evidence be located by the govt. and immediately provided to the defense . ( Signed by Judge Lawrence E. Kahn on 9/25/01 (fce) (Entered: 11/08/2001)
11/16/2001	37	MOTION by USA as to Andras Lenard for declaration of satisfaction of bail bond obligation . (fce) (Entered: 11/16/2001)
11/16/2001	<u>38</u>	ORDER as to Andras Lenard granting [37-1] motion for declaration of satisfaction of bail bond obligation as to Andras Lenard (1) in amount of \$35,000. ( Signed by Judge Lawrence E. Kahn on 11/16/01 ) (fce) (Entered: 11/16/2001)
11/23/2001		\$35,000.00 paid on 11/8/01 as to Andras Lenard per order of Judge Lawrence E. Kahn dated 7/2/01 – Declaration of Forfeiture by Mail. (fce) (Entered: 11/23/2001)