

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TEXAS  
AUSTIN DIVISION  
PUBLIC REPORT

LEE YEAKEL  
UNITED STATES DISTRICT JUDGE

COURTROOM 1

*Tuesday, February 09, 2010*

NO COURT SET

*Wednesday, February 10, 2010*

NO COURT SET

*Thursday, February 11, 2010*

08:30 AM COURT REPORTER:

09:00 AM SENTENCING

[AU:09-CR-00299](#)

**UNITED STATES OF AMERICA**  
**(1)WILLIE SIMPSON**

AUSA: SHARON S. PIERCE  
ATTY: WILLIAM H. IBBOTSON (FPD)  
PROBATION: LONNIE HELLUMS

[AU:09-CR-00383](#)

**UNITED STATES OF AMERICA**  
**(2)ARELI IRIAS CASTAING**

AUSA: ELIZABETH COTTINGHAM  
ATTY: ORLANDO S. MATA (RET)  
PROBATION: AGUSTIN MARQUEZ

REMARKS: INTERPRETER: CRISTINA HELMERICHS

[AU:09-CR-00601](#)

**UNITED STATES OF AMERICA**  
**(1)JULIO RAMIREZ-HERNANDEZ**

AUSA: GARTH R. BACKE  
ATTY: HORATIO R. ALDREDGE (FPD)  
PROBATION: HECTOR GARCIA

REMARKS: INTERPRETER: CRISTINA HELMERICHS

[AU:09-CR-00603](#)

**UNITED STATES OF AMERICA**  
**(1)AGUSTIN RODRIGUEZ-BAZA**

AUSA: GARTH R. BACKE  
ATTY: HORATIO R. ALDREDGE (FPD)  
PROBATION: HECTOR GARCIA

REMARKS: INTERPRETER: CRISTINA HEMERICHS

Thursday, February 11, 2010

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09:00 AM SENTENCING

[AU:09-CR-00617](#)

**UNITED STATES OF AMERICA**  
**(1)RANFERI VENCES-JAIMES**

AUSA: GARTH R. BACKE  
ATTY: WILLIAM H. IBBOTSON (FPD)  
PROBATION: JESSEE SHIFFLETT

REMARKS: NO INTERPRETER

[AU:09-CR-00628](#)

**UNITED STATES OF AMERICA**  
**(1)CARLOS VALERIO CHAN-ALVAREZ**

AUSA: GARTH R. BACKE  
ATTY: JOSE I. GONZALEZ-FALLA (FPD)  
PROBATION: DEBORAH ESSENBURG

REMARKS: INTERPRETER: CRISTINA HELMERICHS

[AU:09-CR-00667](#)

**UNITED STATES OF AMERICA**  
**(1)ISIDRO SALINAS-CAMACHO**

AUSA: GARTH R. BACKE  
ATTY: HORATIO R. ALDREDGE (FPD)  
PROBATION: AGUSTIN MARQUEZ

REMARKS: INTERPRETER: CRISTINA HELMERICHS

[AU:09-CR-00673](#)

**UNITED STATES OF AMERICA**  
**(1)RONALDO GONZALEZ-SANCHEZ**

AUSA: GARTH R. BACKE  
ATTY: JOSE I. GONZALEZ-FALLA (FPD)  
PROBATION: MONTGOMERY J. UNRUH

REMARKS: INTERPRETER: CRISTINA HELMERICHS

[AU:10-CR-00002](#)

**UNITED STATES OF AMERICA**  
**(1)CAROLINA RODRIGUEZ**

AUSA: GARTH R. BACKE  
ATTY: HORATIO R. ALDREDGE (FPD)  
PROBATION: AGUSTIN MARQUEZ

Friday, February 12, 2010

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**10:00 AM HEARING ON MOTION FOR VOLUNTARY DISMISSAL**

AU:08-CV-00901

**42:1983 CIVIL RIGHTS (EMPLOYMENT DISCRIMINATION)**

<b>JULIA FORD</b>	<i>Plaintiff</i>	ATTY: JULIA FORD (PSE)
<b>CENPATICO BEHAVIORAL HEALTH, LLC</b>	<i>Defendant</i>	ATTY: ROBERT A. KAISER
		ATTY: ERIC T. MARIN
		ATTY: JOVITA M. FOSTER
<b>CENCORP HEALTH SOLUTIONS</b>	<i>Defendant</i>	ATTY: ERIC T. MARIN
		ATTY: ROBERT A. KAISER
		ATTY: JOVITA M. FOSTER
<b>CENTENE CORP.</b>	<i>Defendant</i>	ATTY: ERIC T. MARIN
		ATTY: JOVITA M. FOSTER
		ATTY: ROBERT A. KAISER

**02:00 PM HEARING ON CLAIMANT'S REQUEST FOR STAY OF PROCEEDINGS**

AU:09-CV-00669

**21:841 FORFEITURE PROPERTY-DRUGS**

<b>UNITED STATES OF AMERICA</b>	<i>Petitioner</i>	ATTY: JENNIFER SHEFFIELD FREEL
<b>VS</b>	<i>Versus</i>	
<b>CASHIER'S CHECK IN THE AMOUNT OF \$64,549.24 IN UNITED STATES CURRENCY</b>	<i>Respondent</i>	
<b>JOELE J. PORTER JR.</b>	<i>Claimant</i>	ATTY: PHILIP BOZZO JR.

Thursday, February 18, 2010

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**02:30 PM OATH TO OUT OF DISTRICT ATTORNEYS IN CHAMBERS**

Friday, February 19, 2010

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**09:00 AM HEARING ON ALL PENDING PRETRIAL MOTIONS AND DOCKET CALL**

AU:09-CR-00084

<b>UNITED STATES OF AMERICA</b>	AUSA: DOUGLAS W. GARDNER
<b>(1)DAVID COVINGTON TRUDEAUX</b>	ATTY: WILLIAM H. IBBOTSON (FPD)
<b>(2)TRAVIS ANTHONY HORN</b>	ATTY: J. TONY SERRA (RET)
	ATTY: JOSEPH ANDREW TURNER (RET)
	ATTY: RANDOLPH E. DAAR (RET)
	ATTY: MICHAEL W. MCCRUM (RET)

Friday, February 19, 2010

09:00 AM HEARING ON ALL PENDING PRETRIAL MOTIONS AND DOCKET CALL

[AU:09-CR-00549](#)

**UNITED STATES OF AMERICA**  
**(1)JOHNNY LEE TURNER**

AUSA: JAMES F. BOOHER  
ATTY: WILLIAM H. IBBOTSON (FPD)

REMARKS: ON WRIT FROM STATE CUSTODY

[AU:09-CR-00555](#)

**UNITED STATES OF AMERICA**  
**(1)KENNETH JACKSON**

AUSA: SHARON S. PIERCE  
ATTY: BRANDY KAY MUELLER (CJA)

[AU:09-CR-00573](#)

**UNITED STATES OF AMERICA**  
**(1)ISMAEL VASQUEZ-ALVARADO**

AUSA: GARTH R. BACKE  
ATTY: PASCUAL MADRIGAL (RET)  
PROBATION: LISA NEALE

REMARKS: INTERPRETER: BEN MAYA; MOTION FOR CONTINUANCE FORTHCOMING

[AU:09-CR-00587](#)

**UNITED STATES OF AMERICA**  
**(1)JOSE RAMON-SERBELLON**

AUSA: GARTH R. BACKE  
ATTY: WILLIAM H. IBBOTSON (FPD)

REMARKS: INTERPRETER: BEN MAYA

[AU:09-CR-00604](#)

**UNITED STATES OF AMERICA**  
**(1)ESEQUIEL PRIETO-MOLINA**

AUSA: GARTH R. BACKE  
ATTY: HORATIO R. ALDREDGE (FPD)

REMARKS: INTERPRETER: BEN MAYA; MOTION FOR CONTINUANCE FORTHCOMING

[AU:09-CR-00666](#)

**UNITED STATES OF AMERICA**  
**(1)ROBERT BREON BLAND**

AUSA: MARK H. MARSHALL  
ATTY: WILLIAM H. IBBOTSON (FPD)

REMARKS: REARRAIGNMENT SET WITH JUDGE PITMAN ON 2/11 AT 11AM

[AU:10-CR-00005](#)

**UNITED STATES OF AMERICA**  
**(1)MARK CAREY ALEXANDER JR.**

AUSA: DOUGLAS W. GARDNER  
ATTY: JOSE I. GONZALEZ-FALLA (FPD)

[AU:10-CR-00006](#)

**UNITED STATES OF AMERICA**  
**(1)ABERNEY RAFAEL WELLS**

AUSA: JAMES F. BOOHER  
ATTY: JOSE I. GONZALEZ-FALLA (FPD)

*Friday, February 19, 2010*

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**09:00 AM HEARING ON ALL PENDING PRETRIAL MOTIONS AND DOCKET CALL**

[AU:10-CR-00025](#)

**UNITED STATES OF AMERICA**  
**(1)KURT THOMAS BRUNEY**

AUSA: JAMES F. BOOHER  
ATTY: HORATIO R. ALDREDGE (FPD)

*Tuesday, February 23, 2010*

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**09:00 AM FINAL REVOCATION HEARING**

[AU:09-CR-00231](#)

**UNITED STATES OF AMERICA**  
**(1)JOSUE NEHEMIAS**  
**VAQUERANO-FIGUEROA**

AUSA: GARTH R. BACKE  
ATTY: HORATIO R. ALDREDGE (FPD)  
PROBATION: LINDA M CANO

REMARKS: INTERPRETER: CRISTINA HELMERICHS

**09:00 AM SENTENCING**

[AU:09-CR-00456](#)

**UNITED STATES OF AMERICA**  
**(1)RICARDO MELENDEZ-GUARDADO**

AUSA: GARTH R. BACKE  
ATTY: WILLIAM H. IBBOTSON (FPD)  
PROBATION: LINDA M CANO

[AU:09-CR-00475](#)

**UNITED STATES OF AMERICA**  
**(1)TIMOTHY CRAIG LEONARD**

AUSA: JAMES F. BOOHER  
ATTY: WILLIAM M. RUGELEY (RET)  
PROBATION: DEBORAH ESSENBURG

[AU:09-CR-00571](#)

**UNITED STATES OF AMERICA**  
**(1)BACILIO MEDRANO**

AUSA: CHRISTOPHER L. PEELE  
ATTY: HORATIO R. ALDREDGE (FPD)  
PROBATION: LONNIE HELLUMS

REMARKS: INTERPRETER: CRISTINA HELMERICHS

[AU:09-CR-00583](#)

**UNITED STATES OF AMERICA**  
**(1)SHAWN ERIC JONES**

AUSA: MARK H. MARSHALL  
ATTY: WILLIAM H. IBBOTSON (FPD)  
PROBATION: DEBORAH ESSENBURG

[AU:09-CR-00585](#)

**UNITED STATES OF AMERICA**  
**(1)GABRIEL CRUZ-TOBILLA**

AUSA: GARTH R. BACKE  
ATTY: HORATIO R. ALDREDGE (FPD)

REMARKS: INTERPRETER: CRISTINA HELMERICHS

**Tuesday, February 23, 2010**

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**09:00 AM SENTENCING**

**AU:09-CR-00609**

**UNITED STATES OF AMERICA**

**(3)GELACIO REYNA CORNEJO**

**(4)ELIAS ROMAN GARCIA**

AUSA: MARK P. LANE

AUSA: MARK P. LANE

ATTY: THOMAS C. FAGERBERG (RET)

ATTY: JAMES STEPHEN SUSTAITA (RET)

PROBATION: LONNIE HELLUMS

ATTY: R. PATRICK FAGERBERG (RET)

PROBATION: LONNIE HELLUMS

REMARKS: INTERPRETER: CRISTINA HELMERICHS

**AU:09-CR-00635**

**UNITED STATES OF AMERICA**

**(1)ULICES ARELLANO-CARBAJAR**

AUSA: GARTH R. BACKE

ATTY: JOSE I. GONZALEZ-FALLA (FPD)

PROBATION: LINDA M CANO

REMARKS: INTERPRETER: CRISTINA HELMERICHS

**AU:09-CR-00636**

**UNITED STATES OF AMERICA**

**(1)ELISANDRO ENRIQUEZ-SANCHEZ**

AUSA: GARTH R. BACKE

ATTY: JOSE I. GONZALEZ-FALLA (FPD)

PROBATION: LONNIE HELLUMS

REMARKS: INTERPRETER: CRISTINA HELMERICHS

**AU:09-CR-00648**

**UNITED STATES OF AMERICA**

**(1)JOSUE NEHEMIAS  
VAQUERANO-FIGUEROA**

AUSA: GARTH R. BACKE

ATTY: HORATIO R. ALDREDGE (FPD)

PROBATION: LINDA M CANO

REMARKS: INTERPRETER: CRISTINA HELMERICHS

**Wednesday, February 24, 2010**

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**NO COURT SET**

**Thursday, February 25, 2010**

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**NO COURT SET**

**Monday, March 01, 2010**

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**08:30 AM TICKLER/KATIE: STATUS OF MOTIVE IN 05CV923 (WAITING ON NOTICE FOR SETTLEMENT DISTRIBUTION)**

**09:00 AM JURY SELECTION AND TRIAL**

**AU:09-CR-00084**

**UNITED STATES OF AMERICA**  
**(1)DAVID COVINGTON TRUDEAUX**  
**(2)TRAVIS ANTHONY HORN**

AUSA: DOUGLAS W. GARDNER  
ATTY: WILLIAM H. IBBOTSON (FPD)  
ATTY: RANDOLPH E. DAAR (RET)  
ATTY: J. TONY SERRA (RET)  
ATTY: JOSEPH ANDREW TURNER (RET)  
ATTY: MICHAEL W. MCCRUM (RET)

**AU:09-CR-00549**

**UNITED STATES OF AMERICA**  
**(1)JOHNNY LEE TURNER**

AUSA: JAMES F. BOOHER  
ATTY: WILLIAM H. IBBOTSON (FPD)

**AU:09-CR-00555**

**UNITED STATES OF AMERICA**  
**(1)KENNETH JACKSON**

AUSA: SHARON S. PIERCE  
ATTY: BRANDY KAY MUELLER (CJA)

**AU:09-CR-00573**

**UNITED STATES OF AMERICA**  
**(1)ISMAEL VASQUEZ-ALVARADO**

AUSA: GARTH R. BACKE  
ATTY: PASCUAL MADRIGAL (RET)  
PROBATION: LISA NEALE

REMARKS: INTERPRETER: CRISTINA HELMERICHS

**AU:09-CR-00587**

**UNITED STATES OF AMERICA**  
**(1)JOSE RAMON-SERBELLON**

AUSA: GARTH R. BACKE  
ATTY: WILLIAM H. IBBOTSON (FPD)

REMARKS: INTERPRETER: CRISTINA HELMERICHS

**AU:09-CR-00604**

**UNITED STATES OF AMERICA**  
**(1)ESEQUIEL PRIETO-MOLINA**

AUSA: GARTH R. BACKE  
ATTY: HORATIO R. ALDREDGE (FPD)

REMARKS: INTERPRETER: CRISTINA HELMERICHS

**AU:09-CR-00666**

**UNITED STATES OF AMERICA**  
**(1)ROBERT BREON BLAND**

AUSA: MARK H. MARSHALL  
ATTY: WILLIAM H. IBBOTSON (FPD)

Monday, March 01, 2010

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**09:00 AM JURY SELECTION AND TRIAL**

AU:10-CR-00005

**UNITED STATES OF AMERICA**  
**(1)MARK CAREY ALEXANDER JR.**

AUSA: DOUGLAS W. GARDNER  
ATTY: JOSE I. GONZALEZ-FALLA (FPD)

AU:10-CR-00006

**UNITED STATES OF AMERICA**  
**(1)ABERNEY RAFAEL WELLS**

AUSA: JAMES F. BOOHER  
ATTY: JOSE I. GONZALEZ-FALLA (FPD)

AU:10-CR-00025

**UNITED STATES OF AMERICA**  
**(1)KURT THOMAS BRUNEY**

AUSA: JAMES F. BOOHER  
ATTY: HORATIO R. ALDREDGE (FPD)

Tuesday, March 02, 2010

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**08:30 AM COURT REPORTER:**

Friday, March 05, 2010

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**02:00 PM ORAL ARGUMENT**

AU:10-CV-00008

**28:1334 BANKRUPTCY APPEAL**

**TERRY L. HOFF AND LISA W. HOFF**

*In Re*

**C. DANIEL ROBERTS**

*Appellant*

ATTY: ERIC J. TAUBE

**PEGGY MCCONNELL**

*Appellee*

ATTY: JAMES V. HOFFNER

**TERRY L. HOFF**

*Appellee*

ATTY: JAMES V. HOFFNER

REMARKS: PARTIES ALLOTTED TWENTY MINUTES PER SIDE

**03:00 PM ORAL ARGUMENT**

AU:10-CV-00009

**28:1334 BANKRUPTCY APPEAL**

**BOULDER CROSSROADS, LLC**

*In Re*

ATTY: BARBARA M. BARRON

ATTY: KEVIN EVONT BOWENS

ATTY: STEPHEN WAYNE SATHER

**LYLE STANLEIGH**

*Appellant*

ATTY: RICHARD G. DAFOE

REMARKS: PARTIES ALLOTTED TWENTY MINUTES PER SIDE

**Monday, March 08, 2010**

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**09:00 AM SENTENCING**

**AU:09-CR-00383**

**UNITED STATES OF AMERICA  
(3)ANGEL MARTINEZ DIAZ**

AUSA: ELIZABETH COTTINGHAM  
ATTY: GUSTAVO L. GARCIA JR. (CJA)  
PROBATION: AGUSTIN MARQUEZ

REMARKS: INTERPRETER: CRISTINA HELMERICHS

**AU:09-CR-00440**

**UNITED STATES OF AMERICA  
(1)DANNY THOMAS HEAD**

AUSA: MATTHEW B. DEVLIN  
ATTY: WILLIAM H. IBBOTSON (FPD)

**AU:09-CR-00513**

**UNITED STATES OF AMERICA  
(1)RICHARD ALBERT HERNANDEZ**

AUSA: DOUGLAS W. GARDNER  
ATTY: BENNIE E. RAY (RET)  
PROBATION: LINDA M CANO

REMARKS: NO INTERPRETER

**AU:09-CR-00514**

**UNITED STATES OF AMERICA  
(1)BERNARDO JAMES ARROYO**

AUSA: ASHLEY CHAPMAN HOFF  
ATTY: WILLIAM H. IBBOTSON (FPD)

REMARKS: FAMILY MEMBERS NEED INTERPRETER

**AU:09-CR-00609**

**UNITED STATES OF AMERICA  
  
(1)FREDDIE NIETO FIGUEROA  
  
(2)ADAN ZABALETA JAIMES**

AUSA: MARK P. LANE  
AUSA: MARK P. LANE  
ATTY: JEFF SENTER (RET)  
PROBATION: LONNIE HELLUMS  
  
ATTY: HERMES E. FLORES (RET)  
PROBATION: LONNIE HELLUMS

REMARKS: INTERPRETER: CRISTINA HELMERICHS

**AU:09-CR-00643**

**UNITED STATES OF AMERICA  
(1)JUAN TORRES-GONZALEZ**

AUSA: GARTH R. BACKE  
ATTY: WILLIAM H. IBBOTSON (FPD)

REMARKS: NO INTERPRETER

**AU:09-CR-00652**

**UNITED STATES OF AMERICA  
(1)JUAN ANTONIO ROMAN-DELGADO**

AUSA: GARTH R. BACKE  
ATTY: JOSE I. GONZALEZ-FALLA (FPD)  
PROBATION: HECTOR GARCIA

REMARKS: INTERPRETER: CRISTINA HELMERICHS

**Monday, March 08, 2010**

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**09:00 AM SENTENCING**

**AU:09-CR-00656**

**UNITED STATES OF AMERICA  
(1)ARMANDO SALAS-FUENTES**

AUSA: GARTH R. BACKE  
ATTY: JOSE I. GONZALEZ-FALLA (FPD)  
PROBATION: LINDA M CANO

REMARKS: INTERPRETER: CRISTINA HELMERICHS

**AU:10-CR-00001**

**UNITED STATES OF AMERICA  
(1)JOSE MELVIN ABREGO-MEJIA**

AUSA: GARTH R. BACKE  
ATTY: HORATIO R. ALDREDGE (FPD)  
PROBATION: CINNAMON ORNELAS

REMARKS: INTERPRETER: CRISTINA HELMERICHS

**AU:10-CR-00007**

**UNITED STATES OF AMERICA  
(1)JOSE MANUEL JARAMILLO-JABELINO**

AUSA: GARTH R. BACKE  
ATTY: JOSE I. GONZALEZ-FALLA (FPD)  
PROBATION: LONNIE HELLUMS

REMARKS: INTERPRETER: CRISTINA HELMERICHS

**Tuesday, March 09, 2010**

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**09:00 AM INITIAL PRETRIAL CONFERENCE IN COURTROOM NO. 1**

**AU:09-CV-00128**

**28:1331 FED. QUESTION: FAIR LABOR STANDARDS**

**HUMBERTO HERNANDEZ**

*Plaintiff*

ATTY: CHARLES L. SCALISE

**AUS-TEX TOWING & RECOVERY, LLC**

*Defendant*

ATTY: JAMES E. BYROM

ATTY: TAMRA JOFAY ENGLISH

**AUS-TEX BODY & FRAME, INC.**

*Defendant*

ATTY: JAMES E. BYROM

ATTY: TAMRA JOFAY ENGLISH

**HENRY JONES**

*Defendant*

ATTY: JAMES E. BYROM

ATTY: TAMRA JOFAY ENGLISH