

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

CRIMINAL MINUTES

Date: June 3, 2020

Time: 2:30-4:20=
1 Hour; 50 Minutes

Judge: EDWARD M. CHEN

Case No.: [18-cr-00203-EMC-1](#) **Case Name:** USA v. Christopher Lischewski

Attorneys for Government: Leslie Wulff, Manish Kumar, Mikal Condon

Attorneys for Defendant: Elliot Peters, Nicholas Goldberg, Christopher Kearny, Elizabeth McCloskey

Defendant: Present Not Present

Defendant's Custodial Status: In Custody Not in Custody

Deputy Clerk: Angella Meuleman
Interpreter:

Court Reporter: Katherine Sullivan
Probation Officer: Catheryn Grier, USPO

PROCEEDINGS HELD BY ZOOM WEBINAR

Sentencing re Guideline Calculations – held.

SUMMARY

Parties stated appearances and proffered argument. All counsel appeared remotely. Mr. Lischewski also appeared remotely and consented to waiving his physical presence for this hearing. The Court announced it did not consider this a sentencing hearing because it was not going to rule on the Guideline calculations, but instead hear arguments, reserving ruling for the sentencing hearing on June 16.

The Court heard argument on Sentencing Guideline calculations pertaining to the following enhancements: (1) volume of commerce affected by the conspiracy; (2) leadership role in the conspiracy; and (3) obstruction of justice. These legal issues are deemed submitted, and the Court will rule in a live sentencing proceeding on **June 16, 2020 at 9:30 a.m.**

The parties are to arrive at the courthouse on **June 16, 2020 at 8:45 a.m.** to set up audio and video equipment in compliance with this District's General Order 74. The Government to provide defense counsel by close of business on **June 8, 2020** with information in its possession as to which victims wish to be heard at sentencing, and which, if any, of those victims request to be heard live or remotely.

The parties will meet and confer and work out who will attend live in compliance of the court's limit of 10 persons in the courtroom (including the judge and CRD). Defendant is entitled to have up to two relatives/supporters, and one slot is to be reserved for a victim if one chooses to appear live. Other participants such as the court reporter, probation officer, other counsel, additional victims may participate via Zoom.