

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MINNESOTA

FIRST APPEARANCE

UNITED STATES OF AMERICA,)	COURTROOM MINUTES - CRIMINAL
)	BEFORE: Tony N. Leung, 3A
Plaintiff,)	U.S. Magistrate Judge
)	
v.)	Case No: 12-MJ-658 TNL
)	Date: September 26, 2012
Rafael Hernandez-Ortiz,)	Time Commenced: 2:35 p.m.
)	Time Concluded: 2:38 p.m.
Defendant.)	Time in Court: 3 Minutes

APPEARANCES:

Plaintiff: William Otteson, Assistant U.S. Attorney
 Defendant: Reggie Aligada
 FPD To be appointed

Interpreter / Language: Amy Johnson/Spanish

Date Charges Filed: September 25, 2012 Offense: Conspiracy to transport illegal aliens
 Title 18, U.S. C. 371 and Title 8 U.S.C. 1324(a)(1)(A)(ii)

Waived Reading of Charges Advised of Rights

on Indictment

Charges from Another District: Western District of Missouri, St. Joseph Division

Government moves for detention.

Motion is granted, temporary detention ordered

Next appearance date is **October 1, 2012** at **3:00** p.m. before U.S. Magistrate Judge Tony N. Leung, 3A, for:
 detention hrg removal hrg

A true printed copy in 1 sheet(s)
 of the electronic record filed on 9/26/12
 in the United States District Court
 for the District of Minnesota.

s/TAnderson
 Criminal Duty Clerk

CERTIFIED, Oct. 2, 2012
 RICHARD D. SLETTEN

BY: [Signature]
 Deputy Clerk

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

UNITED STATES OF AMERICA,
Plaintiff,

Case No. 12-MJ-658 TNL

v.

ORDER OF TEMPORARY DETENTION
PENDING HEARING PURSUANT
TO BAIL REFORM ACT

Rafael Hernandez-Ortiz,
Defendant.

Upon motion of the United States it is ORDERED that a detention/removal hearing is set for October 1, 2012 at 3:00 p.m. before Magistrate Judge Tony L. Leung , 3A US Courthouse, 316 North Robert Street, St. Paul, Minnesota. Pending this hearing, the Defendant shall be held in custody by the United States Marshal and produced for the hearing.

Dated: September 26, 2012

s/ Tony N. Leung
TONY N. LEUNG
United States Magistrate Judge

* If not held immediately upon Defendant's first appearance, the hearing may be continued for up to three days upon motion of the Government, or up to five days upon motion of the Defendant. 18 U.S.A. §3142(f)(2).

A hearing is required whenever the conditions set forth in 18 U.S.C. §3142(f) are present. Subsection (1) sets forth the grounds that may be asserted only by the attorney for the Government; subsection (2) states that a hearing is mandated upon the motion of the attorney for the Government or upon the judicial officer's own motion if there is a serious risk that the Defendant (a) will flee; or (b) will obstruct or attempt to obstruct justice, or threaten, injure, or intimidate, or attempt to threaten, injury, or intimidate a prospective witness or juror.

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CERTIFIED, 09.26, 2012

RICHARD D. SLETTEN

BY: Jenny Dunbar Farnham
Deputy Clerk

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

UNITED STATES OF AMERICA,
Plaintiff,

NOTICE OF APPEARANCE

v.

RAFAEL HERNANDEZ-ORTIZ,
Defendant.

Case No: 12 MJ 658 (TNL)

Pursuant to the Court's order appointing counsel, the undersigned attorney hereby notifies the Court and counsel that Reynaldo A. Aligada, Jr. shall appear as appointed counsel of record for the above named defendant in this case.

Dated: September 27, 2012

s/Reynaldo A. Aligada, Jr.
Reynaldo A. Aligada, Jr.
Attorney ID No. 319776
Attorney for Defendant
Office of the Federal Defender
107 U.S. Courthouse
300 South Fourth Street
Minneapolis, MN 55415

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for the District of Minnesota.

CERTIFIED, Oct. 2, 2012

RICHARD D. SLETTEN

BY: Jenny Durbantennemef
Deputy Clerk

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MINNESOTA

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 v.)
)
 Rafael Hernandez-Ortiz,)
)
 Defendant.)

COURT MINUTES - CRIMINAL

BEFORE: Tony N. Leung, 3A
U.S. Magistrate Judge

Case No: 12-MJ-658 TNL
Date: October 1, 2012
Time Commenced: 4:00 p.m.
Time Concluded: 4:22 p.m.
Time in Court: 22 Minutes

DETENTION HRG ONLY

REMOVAL HRG

Time in Court Det/Removal: 1/21

APPEARANCES:

Plaintiff: William Otteson, Assistant U.S. Attorney

Defendant: Reggie Aligada

FPD

Appointed

Interpreter / Language: Amy Johnson/Spanish

On Indictment

Charges from other District: Western District of Missouri, St. Joseph Division

Deft Ordered Detained - Govt to submit proposed order

Deft removed to charging district

Removal Order to be Issued

Commitment to Another District to be Issued

Additional Information:

Defendant waived his right to a removal hearing.

A true printed copy in 1 sheet(s)
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in the United States District Court
for the District of Minnesota.

CERTIFIED, Oct 2, 2012

RICHARD D. SLETTEN

BY: [Signature]
Deputy Clerk

s/T Anderson
Criminal Duty Clerk

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

United States of America,
Plaintiff,

MJ 12-658 TNL

v.

ORDER OF REMOVAL

Rafael Hernandez-Ortiz,
Defendant.

William Otteson, ASSISTANT UNITED STATES ATTORNEY, for the plaintiff.

Reggie Aligada, ASSISTANT FEDERAL PUBLIC DEFENDER, for defendant.

The above captioned case was before the undersigned United States Magistrate Judge for a Removal Hearing on October 1, 2012. Defendant waived the removal hearing.

Based the on facts, the court finds that the defendant is the same person named in the warrant filed in the Western District of Missouri, St. Joseph Division, and he is ordered removed to that district for further proceedings.

DATED: October 2, 2012

s/Tony N. Leung
TONY N. LEUNG
United States Magistrate Judge

A true printed copy in 1 sheet(s)
of the electronic record filed on 10/2/12
in the United States District Court
for the District of Minnesota.

CERTIFIED, Oct 2, 2012

RICHARD D. SLETTEN

BY: Jenny Deaton Farnemf
Deputy Clerk

CLOSED,INTERP,RULE5

**U.S. District Court
District of Minnesota (DMN)
CRIMINAL DOCKET FOR CASE #: 0:12-mj-00658-TNL-1**

Case title: USA v. Hernandez-Ortiz

Date Filed: 09/26/2012

Date Terminated: 10/02/2012

Assigned to: Magistrate Judge Tony N.
Leung

Defendant (1)

Rafael Hernandez-Ortiz
TERMINATED: 10/02/2012

represented by **Reynaldo A Aligada , Jr**
Office of the Federal Defender
300 S 4th St Ste 107
Mpls, MN 55415
612-664-5858
Fax: 612-664-5850
Email: reggie_aligada@fd.org
LEAD ATTORNEY
ATTORNEY TO BE NOTICED
*Designation: Public Defender or
Community Defender Appointment*

3
Oct. 2 2012
Jenny Dunbar Flannery

Katherian D Roe
Office of the Federal Defender
300 S 4th St Ste 107
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612-664-5858
Fax: 612-664-5850
Email: katherian_roe@fd.org
TERMINATED: 09/27/2012
*Designation: Public Defender or
Community Defender Appointment*

Pending Counts

None

Disposition

Highest Offense Level (Opening)

None

Terminated Counts

None

Disposition

Highest Offense Level (Terminated)

None

Complaints







18:371 and 8:1324(a)(1)(A)(ii)

Disposition

Plaintiff

USA

represented by **William J Otteson**
 U.S. Attorney's Office
 600 U.S. Courthouse
 300 South Fourth Street
 Minneapolis, MN 55415
 (612) 664-5600
 Fax: (612) 664-5786
 Email: william.otteson@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
09/26/2012		Arrest (Rule 5) of Rafael Hernandez-Ortiz. (GMO) (Entered: 09/26/2012)
09/26/2012	 <u>1</u>	Minute Entry for proceedings held before Magistrate Judge Tony N. Leung:Initial Appearance in Rule 5(c) (3) Proceedings as to Rafael Hernandez-Ortiz held on 9/26/2012. Counsel to be appointed. Temporary detention ordered. (Detention Hearing and Removal Hearing set for 10/1/2012 03:00 PM in Courtroom 3A (STP) before Magistrate Judge Tony N. Leung.) Charges from Another District: Western District of Missouri, St. Joseph Division. Amy Johnson/Spanish Interpreter. (GMO) (Entered: 09/26/2012)
09/26/2012	 <u>2</u>	ORDER OF TEMPORARY DETENTION as to Rafael Hernandez-Ortiz. Detention/Removal Hearing set for 10/1/2012 03:00 PM in Courtroom 3A (STP) before Magistrate Judge Tony N. Leung. Signed by Magistrate Judge Tony N. Leung on 9/26/12. (GMO) (Entered: 09/26/2012)
09/27/2012	 <u>3</u>	NOTICE OF ATTORNEY APPEARANCE/SUBSTITUTION for Rafael Hernandez-Ortiz. (Aligada, Reynaldo) (Entered: 09/27/2012)
10/01/2012	 <u>4</u>	Minute Entry for proceedings held before Magistrate Judge Tony N. Leung:Detention and Removal Hearing as to Rafael Hernandez-Ortiz held on 10/1/2012; Counsel and Spanish Interpreter Amy Johnson present; Deft Ordered Detained - Govt to submit proposed order; Removal Order to be Issued; Commitment to Another District to be Issued; Defendant waived his right to a removal hearing. (jdf) (Entered: 10/02/2012)
10/02/2012	 <u>5</u>	COMMITMENT TO ANOTHER DISTRICT as to Rafael Hernandez-Ortiz. Defendant committed to District of Western District of Missouri, St. Joseph

		Division. Signed by Magistrate Judge Tony N. Leung on 10/2/12. 2 c/c USM (jdf) Modified text on 10/2/2012 (jdf). (Entered: 10/02/2012)
10/02/2012	6	ORDER OF REMOVAL to District of Western District of Missouri, St. Joseph Division as to Rafael Hernandez-Ortiz. Signed by Magistrate Judge Tony N. Leung on 10/2/12. (jdf) (Entered: 10/02/2012)
10/02/2012	7	TRANSMITTAL LETTER - Rule 5 Removal as to Rafael Hernandez-Ortiz. (jdf) (Entered: 10/02/2012)