

**UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF MISSOURI  
WESTERN DIVISION**

**CRIMINAL MINUTE SHEET - CHANGE OF PLEA**

UNITED STATES OF AMERICA

Case Number: 09-00296-01-CR-W-FJG

Date: 11/25/09

v.

JOHN B. ANGELL

Honorable FERNANDO J. GAITAN, JR., Chief U.S. District Judge, presiding at Kansas City, MO

Time commenced - 11:49 a.m./ Time terminated - 12:03 p.m. **TOTAL TIME:** 14 minutes

Plaintiff  
Jeffrey E. Valenti, AUSA  
Daniel M. Nelson, AUSA

Appearances

Defendant  
James Brown

**PROCEEDINGS:**

Parties appear for hearing. Attorney bench conference. Defendant to change plea of not guilty to Guilty. Defendant sworn.

X Offense(s) to which defendant **is pleading guilty [Count 1 of Indictment]** and statutory range of punishment summarized by defense counsel.

X Court advises defendant of perjury implications and questions defendant regarding age, education, physical and mental condition, and satisfaction w/representation of counsel. Defendant advised of rights waived by pleading guilty.

X **Terms of written plea agreement, signature on documents, and factual basis contained in plea agreement acknowledged by defendant.**

X Government counsel acknowledges the factual basis (evidence that would have been presented at trial) as outlined in plea agreement is complete/correct.

X Defendant's counsel offers no other information regarding factual basis of plea.

X Court accepts defendant's plea, orders a presentence investigation report, and finds defendant understands the charge(s) against him and the consequences of his plea and that the decision to plea guilty has been made freely and voluntarily and w/o coercion. Court finds there is a factual basis for the plea.

Government counsel states government will move to dismiss Count 2 at sentencing (was severed for trial).

X Defendant remanded to the custody of the USM.

Court Reporter: Donna Turner

Rhonda Enss, Courtroom Deputy