

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF MISSOURI

CRIMINAL MINUTE SHEET -CHANGE OF PLEA

UNITED STATES OF AMERICA

Case No: 10-00320-07-CR-W-DGK

vs.

Date: 10/16/12

BENITO CASTILLO GUTIERREZ

Honorable Greg Kays presiding at Kansas City, Missouri.

Time Commenced: 8:30 a.m.

Time Terminated: 9:19 a.m.

Appearances

Plaintiff

Bruce Rhoades, AUSA

Defendant

David Johnson

PROCEEDINGS:

Defendant appears to change plea of not guilty to X guilty _____ nolo contendere on Count(s) 1 (lesser included charge) & 2 of the Indictment.

X Plea agreement filed.

_____ Interpreter sworn.

X Defendant sworn.

X Court questions defendant regarding age, education, physical and mental condition.

X Government counsel summarizes lesser included charge in Count 1 & Count 2 of the indictment. Court advises defendant of punishment range.

X Defendant advised of rights waived by pleading guilty.

X Government counsel summarizes evidence that would have been presented at trial.

X Court questions defendant regarding factual basis of plea.

_____ Defense counsel questions defendant regarding factual basis of plea.

X Defendant pleads guilty to a lesser included charge in Count 1 & to Count 2 of the Indictment.

X Court accepts defendant's plea. Defendant is adjudged guilty.

X PSI ordered.

_____ Defendant advised that payment of \$100 mandatory special assessment is due prior to sentencing hearing.

X Defendant is continued to custody.

REMARKS: _____

Court Reporter: Regina McBride

Courtroom Deputy: Alex Francis