

Docket as of August 28, 2002 9:58 pm

Web PACER (v2.3)

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**U.S. District Court****U.S. District Court - Massachusetts (Springfield)****CRIMINAL DOCKET FOR CASE #: 01-CR-30033-ALL****USA v. Boulanger**Filed: 08/03/01  
Dkt# in other court: None

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**Case Assigned to: Judge Michael A. Ponsor**

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LAWRENCE BOULANGER (1)  
aka  
John Berlingeri  
DefendantVincent A. Bongiorno  
[COR LD NTC ret]  
95 State Street  
Springfield, MA 01103  
413-732-0222  
DispositionPending Counts:  
18:1542.F FALSE STATEMENT IN  
APPLICATION FOR PASSPORT(1)  
18:1542.F FALSE USE OF  
PASSPORT  
(2)

Offense Level (opening): 4

Terminated Counts:  
NONEComplaints:  
NONEU. S. Attorneys:  
William M. Welch, II  
[COR LD NTC]  
United States Attorney's Office  
1550 Main Street  
5th Floor  
Springfield, MA 01103  
413-785-0235

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**DOCKET PROCEEDINGS**

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DATE	#	DOCKET ENTRY
8/2/01	<u>1</u>	INDICTMENT returned Lawrence Boulanger (1) count(s) 1, 2 . (jcs) [Entry date 08/03/01]
8/23/01	--	WRIT of Habeas Corpus ad Prosequendum issued as to Lawrence Boulanger for August 30, 2001. (bah) [Entry date 08/24/01]
8/30/01	--	Deadline updated as to Lawrence Boulanger ; , set

Arraignment for 2:30 8/30/01 for Lawrence Boulanger . (bah)  
[Entry date 08/30/01]

8/30/01 -- Initial appearance as to Lawrence Boulanger held (Defendant informed of rights.) (bah) [Entry date 09/05/01]

8/30/01 -- Arraignment as to Lawrence Boulanger held Lawrence Boulanger (1) count(s) 1, 2 . (bah) [Entry date 09/05/01]

8/30/01 -- PLEA entered by Lawrence Boulanger. Court accepts plea. Not Guilty: Lawrence Boulanger (1) counts 1, 2 (bah) [Entry date 09/05/01]

8/30/01 2 Mag. Judge Kenneth P. Neiman. CLERK'S NOTES as to Lawrence Boulanger re: detention and arraignment. Deft pleads not guilty. Schedule estd- order to issue. Deft waives issue of detention- Deft ordered detained pending trial. Court Reporter: tape (bah) [Entry date 09/05/01]

8/30/01 3 NOTICE of Appearance of counsel for Lawrence Boulanger by Attorney Vincent Bongiorno. (bah) [Entry date 09/05/01]

8/30/01 4 Notice by Lawrence Boulanger re Automatic Disclosure filed. (bah) [Entry date 09/05/01]

8/30/01 5 Mag. Judge Kenneth P. Neiman. ORDER for detention pending trial as to Lawrence Boulanger, ENTERED, cc:cl (bah) [Entry date 09/05/01]

8/31/01 6 Mag. Judge Kenneth P. Neiman. SCHEDULING ORDER as to Lawrence Boulanger setting Status Conf. for 10:00 on 10/18/01 before Mag. Judge Kenneth P. Neiman ENTERED, cc:cl. (bah) [Entry date 09/05/01]

10/1/01 7 MOTION by Lawrence Boulanger for reconsideration ( for reopening) of [5-1] detention order (hearing) , filed. Referred to Mag. Judge Kenneth P. Neiman (mef) [Entry date 10/01/01]

10/1/01 8 MOTION by Lawrence Boulanger to unseal impounded material , filed. (bah) [Entry date 10/03/01]

10/1/01 9 Proposed Conditions of Release by Lawrence Boulanger. (bah) [Entry date 10/03/01]

10/1/01 10 Mag. Judge Kenneth P. Neiman. CLERK'S NOTES as to Lawrence Boulanger re: hearing on [7-1] motion for reconsideration of [5-1] detention order. Motion allowed. Govt to file resp to motions to unseal materials, and for detention filed by 10/5/01. Hearing on Deft's motions to be held on 10/9/01 at 12:00 p.m. Court Reporter: tape (bah) [Entry date 10/03/01]

10/1/01 -- Mag. Judge Kenneth P. Neiman. ENDORSED ORDER as to Lawrence Boulanger granting [7-1] motion for reconsideration (for reopening) of [5-1] detention order (hearing), ENTERED, cc:cl. "ALLOWED. The court will first address Defendant's motion to unseal on 10/9/01 at 12:00 p.m. So ordered." (bah) [Entry date 10/03/01]

10/3/01 11 MOTION by USA , as to Lawrence Boulanger for detention, filed. (bah) [Entry date 10/03/01]

10/5/01 12 MOTION by USA , as to Lawrence Boulanger to unseal search warrants , filed. Referred to Mag. Judge Kenneth P. Neiman c/s (mgl) [Entry date 10/09/01]

10/9/01 -- Mag. Judge Kenneth P. Neiman. ENDORSED ORDER as to Lawrence Boulanger granting [12-1] motion to unseal search warrants, ENTERED, cc:cl. (bah) [Entry date 10/09/01]

10/9/01 13 Mag. Judge Kenneth P. Neiman. CLERK'S NOTES as to Lawrence Boulanger re: hearing on [8-1] motion to unseal impounded material. Motion is deemed moot, as Government has filed, and the court has allowed, its motion to unseal search warrants re: 82 Seekonk Rd, and Locker 162D. Colloquy re: need for detention hearing. Court continues detention hearing at 9:00 a.m. on 10/18/01. Court Reporter: tape (bah)

[Entry date 10/10/01]

10/16/01 14 Parties' Joint memorandum pursuant to local rule 116.5 (A) , by Lawrence Boulanger, USA re initial status conference (mgl) [Entry date 10/16/01]

10/18/01 -- Status conference as to Lawrence Boulanger held. (bah) [Entry date 10/19/01]

10/18/01 15 Mag. Judge Kenneth P. Neiman. CLERK'S NOTES as to Lawrence Boulanger re: status conf. and detention hearing. Colloquy re: status of discovery- order to issue. Arguments heard re: detention. Deft detained pending trial- order to issue. Court Reporter: tape (bah) [Entry date 10/19/01]

10/18/01 16 Mag. Judge Kenneth P. Neiman. Preliminary STATUS REPORT filed by Magistrate as to Lawrence Boulanger, cc:cl. (bah) [Entry date 10/19/01]

10/18/01 17 Mag. Judge Kenneth P. Neiman. SCHEDULING ORDER as to Lawrence Boulanger setting Status Conference 11:00 on 12/19/01 for Lawrence Boulanger before Mag. Judge Kenneth P. Neiman, ENTERED, cc:cl. (bah) [Entry date 10/19/01]

10/23/01 18 Mag. Judge Kenneth P. Neiman . MEMORANDUM AND ORDER as to Lawrence Boulanger: The Govt's motion for detention as to Lawrence Boulanger (1) - [11-1] is ALLOWED; cc/cl. (mef) [Entry date 10/23/01]

10/24/01 19 SEALED DOCUMENT (letter from Government) placed in vault. (bah) [Entry date 10/25/01]

12/18/01 20 PRETRIAL MEMORANDUM by Lawrence Boulanger, USA , filed. (jcs) [Entry date 12/18/01]

12/19/01 -- Status conference as to Lawrence Boulanger held. (bah) [Entry date 12/21/01]

12/19/01 21 Mag. Judge Kenneth P. Neiman. CLERK'S NOTES as to Lawrence Boulanger re: status conference. Counsel for deft does not appear. Matter contd to 1/24/02 at 3:00 p.m. for further status conf. Time from 12/19/01 to 1/24/02 to be excluded from Speedy Trial calculation. Counsel may request an earlier date for conference, if they so desire. Status report to issue. Court Reporter: tape (bah) [Entry date 12/21/01]

12/19/01 -- Counsel for Deft contacted clerk, indicating that he had recorded the wrong time for conference in his datebook. Counsel requested a status conference on 12/20/01 at 10:30 a.m. Matter scheduled for that time. (bah) [Entry date 12/21/01]

12/20/01 22 Mag. Judge Kenneth P. Neiman. CLERK'S NOTES as to Lawrence Boulanger re: status conference. Colloquy re: outstanding discovery and status of matter. Further conference set for 1/24/02 at 3:30 p.m. Time from 12/19/01-1/24/02 excluded from Speedy Trial calculation. Order to issue. Court Reporter: tape (bah) [Entry date 12/21/01]

12/20/01 23 Mag. Judge Kenneth P. Neiman. Interim STATUS REPORT filed by Magistrate setting Status Conference for 3:30 on 1/24/02 for Lawrence Boulanger before Mag. Judge Kenneth P. Neiman, cc:cl. (bah) [Entry date 12/21/01]

12/20/01 24 Mag. Judge Kenneth P. Neiman. SCHEDULING ORDER as to Lawrence Boulanger, ENTERED, cc:cl. (bah) [Entry date 12/21/01]

12/21/01 25 Mag. Judge Kenneth P. Neiman. ORDER ON EXCLUDABLE DELAY as to Lawrence Boulanger ENTERED, cc:cl. Time ordered excluded for the following periods: 8/30/01-9/27/01, 10/1/01-10/23/01 12/19/01-1/24/02. (bah) [Entry date 12/21/01]

1/22/02 26 PRETRIAL MEMORANDUM by Lawrence Boulanger, USA , filed. (jcs) [Entry date 01/23/02]

1/24/02 -- Status conference as to Lawrence Boulanger held. (bah)  
[Entry date 01/25/02]

1/24/02 27 Mag. Judge Kenneth P. Neiman. CLERK'S NOTES as to Lawrence Boulanger re: status conf. Order to issue. Govt to provide Court with further info re: excludable time. Court Reporter: tape (bah) [Entry date 01/25/02]

1/25/02 28 Mag. Judge Kenneth P. Neiman. Interim STATUS REPORT filed by Magistrate as to Lawrence Boulanger, cc:cl. (bah)  
[Entry date 01/25/02]

1/25/02 29 Mag. Judge Kenneth P. Neiman. SCHEDULING ORDER as to Lawrence Boulanger setting Dispositive Motions deadline on 3/22/02 for Lawrence Boulanger ; Dispositive Motions Response due 4/5/02; Status Conference 11:00 on 3/1/02 for Lawrence Boulanger, ENTERED, cc:cl. (bah)  
[Entry date 01/25/02]

2/19/02 30 MOTION by Lawrence Boulanger to modify scheduling order filed. (bah) [Entry date 02/21/02]

2/28/02 31 Memorandum by Lawrence Boulanger, USA Re: LR 116.5A (bah)  
[Entry date 03/01/02]

3/1/02 -- Status conference as to Lawrence Boulanger held. (bah)  
[Entry date 03/04/02]

3/1/02 32 Mag. Judge Kenneth P. Neiman. CLERK'S NOTES as to Lawrence Boulanger re: status conference. Colloquy re: status of case. Further schedule estd- order to issue. Court Reporter: tape (bah) [Entry date 03/04/02]

3/1/02 -- Mag. Judge Kenneth P. Neiman. ENDORSED ORDER as to Lawrence Boulanger granting [30-1] motion to modify scheduling order, ENTERED, cc:cl. (bah) [Entry date 03/04/02]

3/1/02 33 Mag. Judge Kenneth P. Neiman. SCHEDULING ORDER setting pretrial conf. for 2:00 on 5/15/02 for Lawrence Boulanger before Judge Michael A. Ponsor, ENTERED, cc:cl. (bah)  
[Entry date 03/04/02]

3/1/02 34 Mag. Judge Kenneth P. Neiman. Final STATUS REPORT filed by Magistrate as to Lawrence Boulanger, cc:cl. (bah)  
[Entry date 03/04/02]

3/1/02 -- CASE NO LONGER REFERRED TO Mag. Judge Kenneth P. Neiman . (bah) [Entry date 03/11/02]

4/18/02 35 MOTION by Lawrence Boulanger to ext. time to 4/24/2002 for the Deft. to file his substantive motions and to 5/08/2002 for the Govt. to respond , filed. Referred to Mag. Judge Kenneth P. Neiman (mef) [Entry date 04/18/02]

4/24/02 -- Mag. Judge Kenneth P. Neiman. ENDORSED ORDER as to Lawrence Boulanger granting [35-1] motion to ext. time to 4/24/2002 for the Deft. to file his substantive motions and to 5/08/2002 for the Govt. to respond, ENTERED, cc:cl. (bah)  
[Entry date 04/26/02]

4/24/02 36 MOTION by Lawrence Boulanger to suppress items seized from 82 Seekonk Cross Road, Great Barrington MA and a private storage locker at 1915 North Main Street, Sheffield MA, filed. Referred to Mag. Judge Kenneth P. Neiman (mef)  
[Entry date 04/30/02]

4/24/02 37 MEMORANDUM by Lawrence Boulanger in support of [36-1] motion to suppress items seized from 82 Seekonk Cross Road, Great Barrington MA and a private storage locker at 1915 North Main Street, Sheffield MA (mef) [Entry date 04/30/02]

4/24/02 38 AFFIDAVIT of Lawrence Boulanger in support of [36-1] motion to suppress items seized from 82 Seekonk Cross Road, Great Barrington MA and a private storage at 1915 North Main Street, Sheffield MA , filed. (mef) [Entry date 04/30/02]

4/24/02 39 MOTION by Lawrence Boulanger to dismiss the indictment filed. Referred to Mag. Judge Kenneth P. Neiman (mef) [Entry date 04/30/02]

4/30/02 -- Deadline updated as to Lawrence Boulanger: Govt's resp. to motion reset to 5/8/2002 for [39-1] motion to dismiss the indictment, [36-1] motion to suppress items seized from 82 Seekonk Cross Road, Great Barrington MA and private storage locker at 1915 North Main Street, Sheffield MA . (mef) [Entry date 04/30/02]

5/6/02 40 NOTICE issued of Hearing/Conference as to Lawrence Boulanger, Motion hearing before Judge Michael A. Ponsor set for 2:30 5/16/02 for Lawrence Boulanger for [39-1] motion to dismiss the indictment, [36-1] motion to suppress items seized from 82 Seekonk Cross Road, Great Barrington MA and a private storage locker at 1915 North Main Street, Sheffield MA (laf) [Entry date 05/06/02]

5/6/02 41 RESPONSE by USA as to Lawrence Boulanger re: [39-1] motion to dismiss the indictment , filed. c/s (mgl) [Entry date 05/06/02]

5/8/02 42 RESPONSE by USA as to Lawrence Boulanger re: [36-1] motion to suppress items seized from 82 Seekonk Cross Road, Great Barrington MA and a private storage locker at 1915 North Main Street, Sheffield MA , filed. (mef) [Entry date 05/08/02]

5/9/02 43 NOTICE issued of Hearing/Conference as to Lawrence Boulanger, Motion hearing before Judge Michael A. Ponsor reset for 2:30 5/21/02 for Lawrence Boulanger for [36-1] motion to suppress items seized from 82 Seekonk Cross Road, Great Barrington MA and a private storage locker at 1915 North Main Street, Sheffield MA (laf) [Entry date 05/09/02]

5/10/02 44 MOTION by Lawrence Boulanger for reconsideration of [5-1] Order of Detention, filed, c/s. (bah) [Entry date 05/10/02]

5/14/02 45 RESPONSE by USA as to Lawrence Boulanger re: [44-1] motion for reconsideration of [5-1] Order of Detention , filed. (mef) [Entry date 05/14/02]

5/14/02 46 Dft's MOTION by Lawrence Boulanger to personally review discovery , filed. c/s (mgl) [Entry date 05/14/02]

5/14/02 47 Reply by USA to [46-1] motion to personally review discovery, filed. c/s (mgl) [Entry date 05/14/02]

5/20/02 48 Bill of particulars by USA as to Lawrence Boulanger, filed. c/s (mgl) [Entry date 05/20/02]

5/20/02 49 MOTION by Lawrence Boulanger to compel def. presence at hearing , filed. (laf) [Entry date 05/21/02]

5/20/02 -- Judge Michael A. Ponsor . ENDORSED ORDER as to Lawrence Boulanger : denying [49-1] motion to compel def. presence at hearing as to Lawrence Boulanger (1). (laf) [Entry date 05/21/02]

5/22/02 -- Mag. Judge Kenneth P. Neiman. ENDORSED ORDER as to Lawrence Boulanger granting [46-1] motion to personally review discovery, ENTERED, cc:cl. "ALLOWED, by agreement. The clerk will issue a writ, if necessary, to permit the DEA to transfer the Defendant to the premises. So ordered." (bah) [Entry date 05/22/02]

5/22/02 50 Judge Michael A. Ponsor. SCHEDULING ORDER entered as to Lawrence Boulanger: Set D's suppl. motion to suppress filing deadline for 5/31/2002 for Lawrence Boulanger. Govt's resp. to motion due 6/14/2002. Non-evidentiary hearing before Judge Michael A. Ponsor set for 11:00 A.M. on 6/27/2002 for Lawrence Boulanger for D's suppl. motion to suppress, [44-1] motion for reconsideration of [5-1] Order of Detention, [39-1] motion to dismiss the

indictment, for [36-1] motion to suppress items seized from 82 Seekonk Cross Road, Great Barrington MA and a private storage locker at 1915 North Main Street, Sheffield MA; cc/cl. (mef) [Entry date 05/23/02]

6/4/02 51 SUPPLEMENT by Lawrence Boulanger in support of [36-1] motion to suppress items seized from 82 Seekonk Cross Road, Great Barrington MA and a private storage locker at 1915 North Main Street, Sheffield MA (mef) [Entry date 06/04/02]

6/14/02 52 RESPONSE by USA as to Lawrence Boulanger re: [36-1] motion to suppress items seized from 82 Seekonk Cross Road, Great Barrington MA and a private storage locker at 1915 North Main Street, Sheffield MA , filed. (mef) [Entry date 06/14/02]

6/18/02 53 Letter MOTION by Lawrence Boulanger for detention hearing , filed. (bah) [Entry date 06/18/02]

6/18/02 -- Mag. Judge Kenneth P. Neiman. ENDORSEMENT as to Lawrence Boulanger re: [53-1] motion for detention hearing, ENTERED, cc:cl. "A copy of this motion shall be provided by the clerk to Defendant's counsel as well as the Government. So ordered." (bah) [Entry date 06/18/02]

6/26/02 54 AFFIDAVIT of , by Lawrence Boulanger , re: [51-1] support memorandum , filed. (jcs) [Entry date 06/26/02]

6/28/02 55 Assent to an Evidentiary Hearing by USA as to Lawrence Boulanger, filed. (bah) [Entry date 07/01/02]

7/8/02 -- Judge Michael A. Ponsor . ENDORSED ORDER as to Lawrence Boulanger : denying [44-1] motion for reconsideration of [5-1] Order of Detention as to Lawrence Boulanger (1). (laf) [Entry date 07/09/02]

7/8/02 -- Judge Michael A. Ponsor . ENDORSED ORDER as to Lawrence Boulanger : denying [39-1] motion to dismiss the indictment as to Lawrence Boulanger (1). (laf) [Entry date 07/09/02]

7/8/02 -- Judge Michael A. Ponsor . ENDORSED ORDER as to Lawrence Boulanger : granting [53-1] motion for detention hearing as to Lawrence Boulanger (1). (construed as motion for detention hearing, the court considered the issue of detention on 6/27/02 - def ord. detained based on risk of flight (laf) [Entry date 07/09/02]

7/8/02 56 Judge Michael A. Ponsor . SCHEDULING ORDER entered as to Lawrence Boulanger setting Pretrial Hearing (evidentiary hearing on Motion to suppress for 2:00 8/14/02 for Lawrence Boulanger ; before Judge Michael A. Ponsor . (laf) [Entry date 07/09/02]

7/17/02 57 MOTION by Lawrence Boulanger to cont. the motion to suppress hearing set for 8/14/2002 at 2:00 P.M. filed. (mef) [Entry date 07/18/02]

7/17/02 58 MOTION by Lawrence Boulanger for production of Govt. witnesses at the motion to suppress hearing filed. (mef) [Entry date 07/18/02]

7/18/02 -- Judge Michael A. Ponsor . ENDORSED ORDER as to Lawrence Boulanger : granting [57-1] motion to cont. the motion to suppress hearing set for 8/14/2002 at 2:00 P.M. as to Lawrence Boulanger (1), Motion hearing before Judge Michael A. Ponsor set for 2:00 8/27/02 for Lawrence Boulanger for [36-1] motion to suppress items seized from 82 Seekonk Cross Road, Great Barrington MA and a private storage locker at 1915 North Main Street, Sheffield MA . (laf) [Entry date 07/18/02]

8/21/02 -- Judge Michael A. Ponsor . ENDORSED ORDER as to Lawrence Boulanger: granting, without opposition [58-1] motion for production of Govt. witnesses at the motion to suppress hearing as to Lawrence; cc/cl. Boulanger (1). (mef) [Entry date 08/21/02]

8/27/02 59 Judge Michael A. Ponsor . CLERK'S NOTES as to Lawrence Boulanger , re: Motion hearing; ; Court Reporter: A Moran (laf) [Entry date 08/28/02]

8/27/02 -- Motion hearing as to Lawrence Boulanger re: [36-1] motion to suppress items seized from 82 Seekonk Cross Road, Great Barrington MA and a private storage locker at 1915 North Main Street, Sheffield MA Motion hearing held witnesses heard; hearing to continue 8/28/02 at 10:00 a.m. . (laf) [Entry date 08/28/02]

8/28/02 60 Judge Michael A. Ponsor . CLERK'S NOTES as to Lawrence Boulanger , re: motion hearing; ; Court Reporter: Tracy White (laf) [Entry date 08/28/02]

8/28/02 -- Motion hearing as to Lawrence Boulanger re: [36-1] motion to suppress items seized from 82 Seekonk Cross Road, Great Barrington MA and a private storage locker at 1915 North Main Street, Sheffield MA . (continuation of testimony from 8/27/02) - Counsel to return on 9/16/02 at 2:00 for hearing on motion to suppress statements (laf) [Entry date 08/28/02]

8/28/02 -- Deadline updated as to Lawrence Boulanger ;, Motion hearing before Judge Michael A. Ponsor set for 2:00 9/16/02 for Lawrence Boulanger for [36-1] motion to suppress items seized from 82 Seekonk Cross Road, Great Barrington MA and a private storage locker at 1915 North Main Street, Sheffield MA . Motion to suppress statements (laf) [Entry date 08/28/02]

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END OF DOCKET: 3:01cr30033-0