

**U.S. District Court  
Southern District of California (San Diego)  
CRIMINAL DOCKET FOR CASE #: 3:02-cr-00053-W-1**

Case title: USA v. Bakarbashat  
Magistrate judge case number: 3:01-mj-02861

Date Filed: 01/04/2002  
Date Terminated: 03/29/2002

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Assigned to: Judge Thomas J.  
Whelan

**Defendant (1)**

**Omer Salmain Saleh Bakarbashat**  
*TERMINATED: 03/29/2002*

represented by **Mark A Chambers**  
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*TERMINATED: 03/29/2002*  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**  
*Designation: CJA Appointment*

**Pending Counts**

18:1546(a) - Fraud and Misuse of  
Entry Document  
(1)

42:408(a)(7)(C) - Possession of a  
Counterfeit Social Security Card  
and Altering a Social Security Card  
(4)

**Highest Offense Level (Opening)**

Felony

**Terminated Counts**

18:1546(a) - Fraud and Misuse of  
Entry Document

**Disposition**

Custody of BOP for a term of time  
served; spv release for a term of 3 yrs on  
each count, concurrently; P/A \$200,  
ordered waived; no fine

Custody of BOP for a term of time  
served; spv release for a term of 3 yrs on  
each count, concurrently; P/A \$200,  
ordered waived; no fine

**Disposition**

Gov't oral motion to dismiss remaining  
counts granted

(2-3)

42:408(a)(7)(C) - Possession of a Counterfeit Social Security Card and Altering a Social Security Card (5)

Gov't oral motion to dismiss remaining counts granted

**Highest Offense Level**  
**(Terminated)**

Felony

**Complaints**

None

**Disposition**

**Plaintiff**

**United States of America**

represented by **U S Attorney CR**  
U S Attorneys Office Southern  
District of California  
Criminal Division  
880 Front Street  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

<b>Date Filed</b>	<b>#</b>	<b>Docket Text</b>
12/11/2001	1	COMPLAINT against defendant Omer Salmain Saleh Bakarbashat , signed by Magistrate Judge John A. Houston [ 3:01-m -2861 ] (dkt clerk) (Entered: 12/11/2001)
12/11/2001	2	Arrest Warrant issued for Omer Salmain Saleh Bakarbashat by Magistrate Judge John A. Houston [ 3:01-m -2861 ] (dkt clerk) (Entered: 12/11/2001)
12/13/2001		DEFENDANT Omer Salmain Saleh Bakarbashat arrested [ 3:01-m -2861 ] (kaj) (Entered: 12/27/2001)
12/18/2001	3	RULE 40 Documents received from EA Dist of New York as to Omer Salmain Saleh Bakarbashat [ 3:01-m -2861 ] (dkt clerk) (Entered: 12/18/2001)
12/21/2001	4	Enter Order by Magistrate Judge Leo S. Papas; Specially appearing attorney

		FD; case reassigned to Magistrate Judge Leo S. Papas , first appearance of Omer Salmain Saleh Bakarbashat on cmp, Attorney Mark A Chambers appointed; Dft Omer Salmain Saleh Bakarbashat informed of charges , Fin afdt submitted to Ct; USA oral motion for detention due to risk of flight as to defendant Omer Salmain Saleh Bakarbashat , preliminary exam set for 9:30 1/8/02 for Omer Salmain Saleh Bakarbashat before Mag Judge Leo Papas , detention hearing set for 9:30 12/27/01 for Omer Salmain Saleh Bakarbashat before Mag Judge Leo Papas ; Court Reporter: LSP01-1:929-1712 [ 3:01-m -2861 ] (kaj) (Entered: 12/27/2001)
12/21/2001	5	FINANCIAL AFFIDAVIT by defendant Omer Salmain Saleh Bakarbashat [ 3:01-m -2861 ] (kaj) (Entered: 12/27/2001)
12/26/2001	7	ORDER of Detention due to risk of flight of Omer Salmain Saleh Bakarbashat pending Trial by Magistrate Judge Leo S. Papas w/o prejudice [ 3:01-m -2861 ] (kaj) (Entered: 12/27/2001)
12/27/2001	6	Minutes: Enter Order by Magistrate Judge Leo S. Papas; detention hearing not held. Defendant stipulates to detention without prejudice; Order filed; Court Reporter: LSP01-1:395-561 [ 3:01-m -2861 ] (tml) (Entered: 12/27/2001)
01/04/2002	8	INDICTMENT by USA. Counts filed against Omer Salmain Saleh Bakarbashat (1) count(s) 1-3, 4-5 . Any XT1 excludable that extends beyond the indictment date is terminated at the point of indictment. (dkt clerk) (Entered: 01/07/2002)
01/08/2002	9	Minutes: Enter Order by Magistrate Judge Leo S. Papas; dft Omer Salmain Saleh Bakarbashat arraigned; not guilty all cnts plea entered; motion setting set for 9:00 1/14/02 for Omer Salmain Saleh Bakarbashat before Judge Thomas Whelan ; Court Reporter: LSP02-1:791-1123 (kaj) (Entered: 01/09/2002)
01/14/2002	10	Minutes: Enter Order by Judge Thomas J. Whelan court orders the case set for motion hrg/trial setting set for 2:00 2/11/02 for Omer Salmain Saleh Bakarbashat before Judge Thomas Whelan ; Court Reporter: L. Nelson (kaj) Modified on 01/14/2002 (Entered: 01/14/2002)
01/16/2002	11	Notice of Motion and Motion compel discovery , leave to file further motions by Omer Salmain Saleh Bakarbashat; motion hrg set for 02/11/02 at 2:00 (kaj) (Entered: 01/17/2002)
01/16/2002	12	MEMORANDUM by defendant Omer Salmain Saleh Bakarbashat in support of [11-1], of [11-2] (kaj) (Entered: 01/17/2002)
01/28/2002	13	RESPONSE and opposition by plaintiff USA to motion compel discovery [11-1], motion leave to file further motions [11-2] (kaj) Modified on 01/31/2002 (Entered: 01/29/2002)
01/28/2002	13	Notice of Motion and Motion for reciprocal discovery by USA as to Omer

		Salmain Saleh Bakarbashat; motion hrg set for 02/04/02 at 2:00 (kaj) Modified on 01/31/2002 (Entered: 01/29/2002)
02/11/2002	14	Minutes: Enter Order by Judge Thomas J. Whelan; at the request of defense counsel, disposition hearing cont to 2:00 3/4/02 for Omer Salmain Saleh Bakarbashat before Judge Thomas Whelan ; Court Reporter: L. Nelson (kaj) (Entered: 02/11/2002)
03/04/2002	15	Minutes: Enter Order by Judge Thomas J. Whelan; at the request of defense counsel, status re counsel or disposition cont to 1:30 3/29/02 for Omer Salmain Saleh Bakarbashat before Judge Thomas Whelan ; Court Reporter: L. Nelson (kaj) (Entered: 03/05/2002)
03/29/2002	16	Minutes: Enter Order by Judge Thomas J. Whelan; Omer Salmain Saleh Bakarbashat count(s) 1, 4 enters change of plea guilty; govt exhibit marked and returned; sentencing Omer Salmain Saleh Bakarbashat count(s) 1, 4. Custody of BOP for a term of time served; spv release for a term of 3 yrs on each count, concurrently; P/A \$200, ordered waived; no fine; Terminating defendant Omer Salmain Saleh Bakarbashat , Gov't oral motion to dismiss remaining counts granted , pretrial motions, XE from 01/16/02 to 03/29/02 as to Omer Salmain Saleh Bakarbashat , gov't oral motion to dismiss remaining counts granted; LR ; abstract issued to USM; Court Reporter: L. Nelson (kaj) (Entered: 03/29/2002)
03/29/2002	17	JUDGMENT and Commitment issued to U.S. Marshal for Omer Salmain Saleh Bakarbashat by Judge Thomas J. Whelan (kaj) (Entered: 03/29/2002)
04/04/2002	18	JUDGMENT and Commitment returned executed 4/3/02 Omer Salmain Saleh Bakarbashat (1) count(s) 1, 4 (dkt clerk) (Entered: 04/04/2002)