

**U.S. District Court
Western District of Pennsylvania (Pittsburgh)
CRIMINAL DOCKET FOR CASE #: 2:01-cr-00258-GLL-1**

Case title: USA v. KOSHAK
Magistrate judge case number: 2:01-mj-00340

Date Filed: 10/24/2001
Date Terminated: 09/16/2002

Assigned to: Judge Gary L.
Lancaster

Defendant (1)

**ABDURRAHMAN KHALIL
KOSHAK**
TERMINATED: 09/16/2002

represented by **Anthony M. Mariani**
3600 Grant Building
Pittsburgh, PA 15219
(412) 261-5520
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED
Designation: Retained*

Pending Counts

None

Disposition

Highest Offense Level (Opening)

None

Terminated Counts

18:2252(A)(a)(5)(B)
KNOWINGLY POSSESSING
CHILD PORNOGRAPHY
(1)

Disposition

DISMISSED ON MOTION OF
GOVERNMENT.

**Highest Offense Level
(Terminated)**

Felony

Complaints

None

Disposition

Plaintiff

**UNITED STATES OF
AMERICA**

represented by **Constance M. Bowden**
United States Attorney's Office
700 Grant Street
Suite 4000
Pittsburgh, PA 15219
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
09/30/2001	1	COMPLAINT [2:01-m -340] (sealed) (Entered: 10/01/2001)
09/30/2001		ARREST WARRANT issued as to ABDURRAHMAN KHALIL KOSHAK [2:01-m -340] (sealed) (Entered: 10/01/2001)
09/30/2001	2	MOTION by USA as to ABDURRAHMAN KHALIL KOSHAK to Seal with Proposed Order. [2:01-m -340] (sealed) (Entered: 10/01/2001)
09/30/2001		ORDER upon motion granting [2-1] motion to Seal as to ABDURRAHMAN KHALIL KOSHAK (1) (signed by Magistrate Judge Francis X. Caiazza on 9/30/01) CM all parties of record. [2:01-m -340] (sealed) (Entered: 10/01/2001)
10/01/2001	3	Initial appearance as to ABDURRAHMAN KHALIL KOSHAK held on 10/1/01 before Mag. Judge Kenneth J. Benson [Reporter: 2001-23; 3407-6352] ;Preliminary Examination set for 10:15 10/3/01 for ABDURRAHMAN KHALIL KOSHAK ; Detention Hearing set for 10:15 10/3/01 for ABDURRAHMAN KHALIL KOSHAK (Defendant informed of rights.) [2:01-m -340] (sealed) (Entered: 10/01/2001)
10/01/2001	4	MOTION by USA as to ABDURRAHMAN KHALIL KOSHAK to Unseal with Proposed Order. [2:01-m -340] (sealed) (Entered: 10/01/2001)
10/01/2001		ORDER upon motion granting [4-1] motion to Unseal as to ABDURRAHMAN KHALIL KOSHAK (1) (signed by Mag. Judge Kenneth J. Benson on 10/1/01) CM all parties of record. [2:01-m -340] (sealed) (Entered: 10/01/2001)
10/01/2001	5	CJA 23 FINANCIAL AFFIDAVIT by ABDURRAHMAN

		KHALIL KOSHAK [2:01-m -340] (sealed) (Entered: 10/01/2001)
10/01/2001	6	Request for Detention as to ABDURRAHMAN KHALIL KOSHAK [2:01-m -340] (sealed) (Entered: 10/01/2001)
10/01/2001	7	TEMPORARY COMMITMENT ORDER issued as to ABDURRAHMAN KHALIL KOSHAK (signed by Mag. Judge Kenneth J. Benson on 10/1/01) [2:01-m -340] (sealed) (Entered: 10/01/2001)
10/01/2001	8	ORDER as to ABDURRAHMAN KHALIL KOSHAK, and directing Allegheny County house defendant in segregation or lockdown status as stated. (signed by Mag. Judge Kenneth J. Benson on 10/1/01) CM all parties of record. [2:01-m -340] (sealed) (Entered: 10/01/2001)
10/03/2001	9	ORDER as to ABDURRAHMAN KHALIL KOSHAK, and Appointing Jay J. Finkelsten, Asst. Federal Public Defender (signed by Mag. Judge Kenneth J. Benson on 10/1/01) CM all parties of record. [2:01-m -340] (femp) (Entered: 10/04/2001)
10/03/2001		APPEARANCE Through Counsel by ABDURRAHMAN KHALIL KOSHAK Anthony Mariani, Esq. [2:01-m -340] (femp) (Entered: 10/04/2001)
10/03/2001	10	Detention hearing as to ABDURRAHMAN KHALIL KOSHAK held on 10/3/01; preliminary exam waived before Mag. Judge Kenneth J. Benson [Reporter: Shirley Hall] [2:01-m -340] (femp) (Entered: 10/04/2001)
10/03/2001	11	Waiver of Preliminary Examination or Hearing by ABDURRAHMAN KHALIL KOSHAK [2:01-m -340] (femp) (Entered: 10/04/2001)
10/03/2001		Surety BOND entered by ABDURRAHMAN KHALIL KOSHAK in the amount of \$100,000.00 with 10% or \$10,000.00 to be posted receipt # none [2:01-m -340] (femp) (Entered: 10/04/2001)
10/03/2001	12	ORDER Setting Conditions of Release as to ABDURRAHMAN KHALIL KOSHAK Bond set to \$100,000.00 Surety for ABDURRAHMAN KHALIL KOSHAK. (signed by Mag. Judge Kenneth J. Benson on 10/3/01) CM all parties of record. [2:01-m -340] (femp) (Entered: 10/04/2001)
10/03/2001	13	MOTION by ABDURRAHMAN KHALIL KOSHAK to Withdraw [9-1] order Appointing Jay J. Finkelsten, Asst. Federal Public Defender, [9-2] relief with Proposed Order. [2:01-m -340] (femp) (Entered: 10/04/2001)
10/03/2001	14	NOTICE of Appearance for ABDURRAHMAN KHALIL

		KOSHAK by Attorney Anthony Mariani, Esquire. [2:01-m -340] (jsp) (Entered: 10/09/2001)
10/04/2001		ORDER upon motion granting [13-1] motion to Withdraw [9-1] order Appointing Jay J. Finkelsten, Asst. Federal Public Defender, [9-2] relief as to ABDURRAHMAN KHALIL KOSHAK (1) (signed by Mag. Judge Kenneth J. Benson on 10/4/01) CM all parties of record. [2:01-m -340] (femp) (Entered: 10/04/2001)
10/11/2001	15	Bond hearing for reconsideration of bond conditions as to ABDURRAHMAN KHALIL KOSHAK held; bond condition modified as to electronic monitoring on 10/11/01 before Mag. Judge Kenneth J. Benson [Reporter: 2001-27; 1302-2149] [2:01-m -340] (femp) (Entered: 10/11/2001)
10/24/2001	16	INDICTMENT as to ABDURRAHMAN KHALIL KOSHAK (1) count(s) 1 (ksa) (Entered: 10/25/2001)
10/24/2001	17	Indictment Memorandum as to ABDURRAHMAN KHALIL KOSHAK (ksa) (Entered: 10/25/2001)
10/25/2001	18	Arraignment as to ABDURRAHMAN KHALIL KOSHAK set for 10:00 11/1/01 before Mag. Judge Ila J. Sensenich (ksa) (Entered: 10/25/2001)
11/01/2001		Arraignment as to ABDURRAHMAN KHALIL KOSHAK held on 11/1/01 before Mag. Judge Ila J. Sensenich [Reporter: none] Defendant pleads not guilty. (with Document # 16) (ksa) (Entered: 11/01/2001)
11/09/2001	19	MOTION by ABDURRAHMAN KHALIL KOSHAK for Extension of Time for which to file pretrial motions with Proposed Order. (ksa) (Entered: 11/09/2001)
11/14/2001		ORDER upon motion granting [19-1] motion for Extension of Time for which to file pretrial motions as to ABDURRAHMAN KHALIL KOSHAK (1), reset Motion Filing deadline to 12/12/01 for ABDURRAHMAN KHALIL KOSHAK (signed by Judge Gary L. Lancaster on 11/14/01) CM all parties of record. (aen) (Entered: 11/15/2001)
12/12/2001	20	MOTION by ABDURRAHMAN KHALIL KOSHAK to Suppress Evidence (Search of Apartment) , and to Suppress Arrest of Abdurrahman Khalil Koshak , and to Suppress statement(s) of Abdurrahman Khalil Koshak , and for additional Discovery , and to Compel government to provide deft with written statement of uncharged misconduct evidence and/or Federal Rule of Evidence 404(b) evidence and for pretrial production of such evidence , and for Disclosure of Brady Material , and to require retention of rough

		notes and to preserve other evidence , and for Disclosure of Government's Position with respect to sentencing factors , and for Early Disclosure of Jencks Material , and for Leave to File Supplemental Motions with Proposed Order. (ksa) Modified on 12/03/2002 (Entered: 12/13/2001)
12/12/2001	21	MEMORANDUM OF LAW by ABDURRAHMAN KHALIL KOSHAK in support of [20-1] motion to Suppress Evidence (Search of Apartment), [20-2] motion to Suppress Arrest of Abdurrahman Khalil Koshak, [20-3] motion to Suppress statement(s) of Abdurrahman Khalil Koshak, [20-4] motion for additional Discovery, [20-5] motion to Compel government to provide deft with written statement of uncharged misconduct evidence and/or Federal Rule of Evidence 404(b) evidence and for pretrial production of such evidence, [20-6] motion for Disclosure of Brady Material, [20-7] motion to require retention of rough notes and to preserve other evidence, [20-8] motion for Disclosure of Government's Position with respect to sentencing factors, [20-9] motion for Early Disclosure of Jencks Material, [20-10] motion for Leave to File Supplemental Motions (ksa) Modified on 12/03/2002 (Entered: 12/13/2001)
12/26/2001	22	MOTION by USA as to ABDURRAHMAN KHALIL KOSHAK for an Extension of Time within which to file its response to pretrial motions with Proposed Order. (ksa) (Entered: 12/28/2001)
12/28/2001		ORDER upon motion granting [22-1] motion for an Extension of Time within which to file its response to pretrial motions as to ABDURRAHMAN KHALIL KOSHAK (1), Response to Motion set to 1/11/02 for [20-1] motion to Suppress Evidence (Search of Apartment), set to 1/11/02 for [20-2] motion to Suppress Arrest of Abdurrahman Khalil Koshak, set to 1/11/02 for [20-3] motion to Suppress statement(s) of Abdurrahman Khalil Koshak, set to 1/11/02 for [20-4] motion for additional Discovery, set to 1/11/02 for [20-5] motion to Compel government to provide deft with written statement of uncharged misconduct evidence and/or Federal Rule of Evidence 404(b) evidence and for pretrial production of such evidence, set to 1/11/02 for [20-6] motion for Disclosure of Brady Material, set to 1/11/02 for [20-7] motion to require retention of rough notes and to preserve other evidence, set to 1/11/02 for [20-8] motion for Disclosure of Government's Position with respect to sentencing factors, set to 1/11/02 for [20-9] motion for Early Disclosure of Jencks Material, set to 1/11/02 for [20-10] motion for Leave to File Supplemental Motions (signed by Judge Gary L. Lancaster on 12/28/01) CM all parties of record. (ksa) Modified on 12/06/2002 (Entered: 01/02/2002)

01/11/2002	23	COMBINED RESPONSE by USA as to ABDURRAHMAN KHALIL KOSHAK re [20-1] motion to Suppress Evidence (Search of Apartment), [20-2] motion to Suppress Arrest of Abdurrahman Khalil Koshak, [20-3] motion to Suppress statement(s) of Abdurrahman Khalil Koshak, [20-4] motion for additional Discovery, [20-5] motion to Compel government to provide deft with written statement of uncharged misconduct evidence and/or Federal Rule of Evidence 404(b) evidence and for pretrial production of such evidence, [20-6] motion for Disclosure of Brady Material, [20-7] motion to require retention of rough notes and to preserve other evidence, [20-9] motion for Early Disclosure of Jencks Material, [20-10] motion for Leave to File Supplemental Motions (ksa) Modified on 01/14/2002 (Entered: 01/14/2002)
01/14/2002	24	Supplemental response by USA to [23-1] motion response (ksa) (Entered: 01/15/2002)
04/29/2002	25	ORDER as to ABDURRAHMAN KHALIL KOSHAK, to reset Case Management Order Deadlines: Jury Selection set for 9:30 6/17/02 Motion in Limine Deadline set for 5/13/02 Voir Dire set for 5/13/02 Jury Points for Charge set for 5/13/02 Responses to any outstanding motions shall be filed and served by 5/24/02; Pretrial Conference set for 2:00 6/7/02 (signed by Judge Gary L. Lancaster on 4/29/02) CM all parties of record. (ksa) (Entered: 04/30/2002)
05/07/2002	26	MOTION by ABDURRAHMAN KHALIL KOSHAK to continue trial date with Proposed Order. (ksa) (Entered: 05/07/2002)
05/13/2002	27	Proposed Voir Dire Questions by USA as to ABDURRAHMAN KHALIL KOSHAK (ksa) (Entered: 05/13/2002)
05/13/2002	28	Proposed Jury Instructions by USA as to ABDURRAHMAN KHALIL KOSHAK (ksa) (Entered: 05/14/2002)
05/13/2002	29	Proposed Voir Dire Questions by ABDURRAHMAN KHALIL KOSHAK (ksa) (Entered: 05/14/2002)
05/13/2002	30	MOTION by ABDURRAHMAN KHALIL KOSHAK in Limine with Proposed Order. (ksa) (Entered: 05/14/2002)
05/13/2002	31	MEMORANDUM OF LAW by ABDURRAHMAN KHALIL KOSHAK in support of [30-1] motion in Limine (ksa) (Entered: 05/14/2002)
05/14/2002	32	ORDER granting [26-1] motion to continue trial date as to ABDURRAHMAN KHALIL KOSHAK (1), reset Pretrial Order Deadlines: Pretrial Conference for 10:30 7/19/02 ; Jury Selection for 9:30 7/29/02 ; (signed by Judge Gary L. Lancaster on 5/14/02) CM all parties of record. (ksa) Modified on 07/02/2003 (Entered: 05/14/2002)

		05/15/2002)
07/15/2002	33	MOTION by USA as to ABDURRAHMAN KHALIL KOSHAK to postpone hearing and trial with Proposed Order. (ksa) (Entered: 07/15/2002)
07/16/2002		ORDER upon motion granting [33-1] motion to postpone hearing and trial as to ABDURRAHMAN KHALIL KOSHAK (1), set Suppression Hearing for 10:30 9/6/02 , and set Jury Trial for 9:30 9/16/02 (signed by Judge Gary L. Lancaster on 7/16/02) CM all parties of record. (ksa) Modified on 10/01/2003 (Entered: 07/17/2002)
09/09/2002	34	ORDER as to ABDURRAHMAN KHALIL KOSHAK, set Change of Plea Hearing for 9:30 9/16/02 for ABDURRAHMAN KHALIL KOSHAK . The pretrial conference and Jury Trial are now cancelled . (signed by Judge Gary L. Lancaster on 9/6/02) CM all parties of record. (tt) (Entered: 09/09/2002)
09/16/2002	35	MOTION by USA as to ABDURRAHMAN KHALIL KOSHAK to Dismiss indictment with Proposed Order. (ksa) (Entered: 09/16/2002)
09/16/2002		ORDER upon motion granting [35-1] motion to Dismiss indictment as to ABDURRAHMAN KHALIL KOSHAK (1) (signed by Judge Gary L. Lancaster on 9/16/02) CM all parties of record. (ksa) (Entered: 09/16/2002)
09/16/2002		DISMISSAL of Count(s) on Government Motion as to ABDURRAHMAN KHALIL KOSHAK Terminated motions [30-1] motion in Limine as to ABDURRAHMAN KHALIL KOSHAK (1), [20-1] motion to Suppress Evidence (Search of Apartment) as to ABDURRAHMAN KHALIL KOSHAK (1), [20-2] motion to Suppress Arrest of Abdurrahman Khalil Koshak as to ABDURRAHMAN KHALIL KOSHAK (1), [20-3] motion to Suppress statement(s) of Abdurrahman Khalil Koshak as to ABDURRAHMAN KHALIL KOSHAK (1), [20-4] motion for additional Discovery as to ABDURRAHMAN KHALIL KOSHAK (1), [20-5] motion to Compel government to provide deft with written statement of uncharged misconduct evidence and/or Federal Rule of Evidence 404(b) evidence and for pretrial production of such evidence as to ABDURRAHMAN KHALIL KOSHAK (1), [20-6] motion for Disclosure of Brady Material as to ABDURRAHMAN KHALIL KOSHAK (1), [20-7] motion to require retention of rough notes and to preserve other evidence as to ABDURRAHMAN KHALIL KOSHAK (1), [20-8] motion for Disclosure of Government's Position with respect to sentencing factors as to ABDURRAHMAN KHALIL KOSHAK (1), [20-9]

		<p>motion for Early Disclosure of Jencks Material as to ABDURRAHMAN KHALIL KOSHAK (1), [20-10] motion for Leave to File Supplemental Motions as to ABDURRAHMAN KHALIL KOSHAK (1) Counts Dismissed: ABDURRAHMAN KHALIL KOSHAK (1) count(s) 1 (ksa) (Entered: 09/18/2002)</p>
11/20/2002	36	<p>ORDER for the return of cash bond as to ABDURRAHMAN KHALIL KOSHAK. IT IS HEREBY ORDERED and DIRECTED, that the Clerk of Court of the Western District of PA return the sum of \$10,000.00 to: Anthony M. Mariani, Grant Building, 36th Floor, Pittsburgh, PA 15219. (signed by Judge Gary L. Lancaster on 11/18/02) CM all parties of record. (ksa) (Entered: 11/20/2002)</p>