

**U.S. District Court
Eastern District of Virginia – (Alexandria)
CRIMINAL DOCKET FOR CASE #: 1:16-cr-00224-TSE-1**

Case title: USA v. Horsky

Date Filed: 10/05/2016

Date Terminated: 02/10/2017

Date Filed	#	Docket Text
03/01/2017	<u>37</u>	Sealed Transcript of Proceedings before Judge T.S. Ellis, III on 2/10/2017. (rban,) (Entered: 03/01/2017)
03/01/2017	<u>36</u>	TRANSCRIPT of Proceedings held on 2-10-17, before Judge T.S. Ellis. Court reporter/transcriber Tonia Harris, Telephone number 703-299-2100. NOTICE RE REDACTION OF TRANSCRIPTS: The parties have thirty(30) calendar days to file with the Court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript will be made remotely electronically available to the public without redaction after 90 calendar days. The policy is located on our website at www.vaed.uscourts.gov Transcript may be viewed at the court public terminal or purchased through the court reporter/transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER Redaction Request due 3/31/2017. Redacted Transcript Deadline set for 5/1/2017. Release of Transcript Restriction set for 5/30/2017.(harris, tonia) (Entered: 03/01/2017)
02/10/2017	<u>35</u>	Confidential Information Page re: Judgment as to Dan Horsky (1). (mpa) (Entered: 02/15/2017)
02/10/2017	<u>34</u>	JUDGMENT as to Dan Horsky (1), Count 1: 7 months BOP, 1 year SR w/ special conditions, \$15,905,755.00 Restitution Order, \$250,000.00 Fine, \$100.00 SA. Signed by District Judge T. S. Ellis, III on 02/10/2017. (mpa) (Entered: 02/15/2017)
02/10/2017	<u>33</u>	RESTITUTION ORDER as to Dan Horsky (1). Signed by District Judge T. S. Ellis, III on 02/10/2017. (Attachments: # <u>1</u> Attachment A, # <u>2</u> Attachment B) (mpa) (Entered: 02/14/2017)
02/10/2017	<u>32</u>	Minute Entry for proceedings held before District Judge T. S. Ellis, III: Sentencing held on 2/10/2017 for Dan Horsky (1). Defendant present w/ counsel Matthew C. Hicks, Mark E. Matthews, and Seth Kossman. Mark Lytle and Mark F. Daly present on behalf of USA w/ Gary Shapley (IRS Agent) present at counsel table. The Court adopts PSIR w/o exceptions (letters submitted made a part of PSIR). Defense requests probation w/ special conditions (50 hr c/s mentoring students as he has been doing for the last 30 years); designation for sentence all to be served in Tampa; self-surrender after Passover (April 25, 2017). Government requests 20 months and notes general deterrence should help guide sentence. The Court sentences defendant to 7 months, 1 year SR w/ special conditions (c/s and authorized travel to Israel), \$15,905,755.00 Restitution Order, \$250,000.00 Fine, \$100.00 SA. Defendant recommended for designation at a minimum security BOP facility near Florida in order to remain near family and permitted to self-surrender no earlier than May 1st 2017. <i>**per probation officer and approval of TSE following hearing, 50 hrs c/s removed from conditions. Defendant may lecture or publish an article as directed by the probation officer. Additionally, the Court will waive drug testing for this defendant**</i> (Court Reporter Tonia Harris)(mpa) (Entered: 02/14/2017)
02/08/2017	<u>31</u>	Sealed Document in re <u>27</u> Sealed Order (jlan) (Entered: 02/09/2017)
02/06/2017	<u>30</u>	Sealed Document <u>22</u> Sentencing Memorandum filed by Dan Horsky (jlan) (Entered: 02/07/2017)
02/06/2017	<u>29</u>	Sealed Motion. (jlan) (Entered: 02/07/2017)
02/06/2017	<u>28</u>	Sealed Order. Signed by District Judge T. S. Ellis, III on 02/06/2017. (c/s to Deft and USA) (jlan) (Entered: 02/07/2017)

02/06/2017	<u>27</u>	Sealed Order. Signed by District Judge T. S. Ellis, III on 02/06/2017. (c/s to Deft and USA). (jlan) (Entered: 02/07/2017)
02/06/2017	<u>26</u>	Position on Sentencing by USA as to Dan Horsky (Lytle, Mark) (Entered: 02/06/2017)
02/06/2017	<u>25</u>	Ex Parte Under Seal Order as to Dan Horsky. Signed by District Judge T. S. Ellis, III on 02/06/2017. (jlan) (Entered: 02/06/2017)
02/06/2017	<u>24</u>	MOTION to Seal by Dan Horsky. (Attachments: # <u>1</u> Proposed Order)(Hicks, Matthew) (Entered: 02/06/2017)
02/06/2017	<u>23</u>	Under Seal Motion (Attachments: # <u>1</u> Proposed Order)(jlan) Modified text on 2/7/2017 (jlan,). (Entered: 02/06/2017)
02/04/2017	<u>22</u>	SENTENCING MEMORANDUM by Dan Horsky (Attachments: # <u>1</u> Exhibit A)(Hicks, Matthew) (Entered: 02/04/2017)
02/03/2017	<u>20</u>	MOTION to Seal by Dan Horsky. (Attachments: # <u>1</u> Proposed Order)(Hicks, Matthew) (Entered: 02/03/2017)
02/03/2017	<u>19</u>	Sealed Document (jlan) (Entered: 02/03/2017)
01/30/2017	<u>17</u>	PRESENTENCE INVESTIGATION REPORT (Sentencing Presentence Investigation Report) (SEALED – government and defense counsel) as to Dan Horsky. (Attachments: # <u>1</u> Letter character letters)(forsyth, carolyn) (Entered: 01/30/2017)
01/05/2017	<u>16</u>	PRESENTENCE INVESTIGATION REPORT (Disclosed Presentence Investigation Report) (SEALED – government and defense counsel) as to Dan Horsky. Objections to PSI due 01/23/2017. (Attachments: # <u>1</u> Letter Character Letters)(crandell, linda) (Entered: 01/05/2017)
11/25/2016	<u>38</u>	TRANSCRIPT of Proceedings held on 11–4–16, before Judge T.S. Ellis. Court reporter/transcriber Tonia Harris, Telephone number 703–299–2100. NOTICE RE REDACTION OF TRANSCRIPTS:The parties have thirty(30) calendar days to file with the Court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript will be made remotely electronically available to the public without redaction after 90 calendar days. The policy is located on our website at www.vaed.uscourts.gov Transcript may be viewed at the court public terminal or purchased through the court reporter/transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER Redaction Request due 12/27/2016. Redacted Transcript Deadline set for 1/25/2017. Release of Transcript Restriction set for 2/23/2017.(harris, tonia) (Entered: 03/16/2017)
11/08/2016	<u>15</u>	Secured Bond Entered in amount of \$ \$100,000.00 as to Dan Horsky. Receipt # 14683062590. Deft. released. (Attachments: # <u>1</u> Receipt)(krob,) (Entered: 11/09/2016)
11/04/2016	<u>14</u>	ORDER Setting Conditions of Release as to Dan Horsky (1) \$100,000.00 Cash Bond as to Dan Horsky. Signed by District Judge T. S. Ellis, III on 11/4/2016. (mpha) (Entered: 11/08/2016)
11/04/2016	<u>13</u>	STATEMENT OF FACTS as to Dan Horsky (1). (mpha) (Entered: 11/08/2016)
11/04/2016	<u>12</u>	PLEA AGREEMENT as to Dan Horsky (1). (mpha) (Entered: 11/08/2016)
11/04/2016	<u>11</u>	Minute Entry for proceedings held before District Judge T. S. Ellis, III: Pre–indictment Plea Hearing as to Dan Horsky held on 11/8/2016. Defendant present w/ counsel Matthew C. Hicks, Mark E. Matthews, and Seth Kossman. Mark Lytle, Robert J. Boudreau, and Mark F. Daly present on behalf of USA. Defendant PG to Count 1 of the Information. The Court accepts plea and defendant directed to USPO for PSIR. Sentencing set for 2/10/2017 at 09:00 AM in Alexandria Courtroom 900 before District Judge T. S. Ellis III. Defendant released on \$100,000.00 Cash Bond w/ conditions: to be supervised through Northern District of Florida Probation; must seek permission through probation in advance for any travel; an itinerary is to be provided w/ dates, times, and estimated length; permitted to travel to FL, NY, DC, MD, Israel; may not purchase/possess firearms; refrain from excessive use of alcohol/drugs; shall not violate any state/local/federal/laws.(Court Reporter Tonia Harris)(mpha) (Entered: 11/08/2016)

11/04/2016	<u>10</u>	CRIMINAL INFORMATION as to Dan Horsky (1) count 1. (mpa) (Entered: 11/08/2016)
11/04/2016	<u>9</u>	WAIVER OF INDICTMENT by Dan Horsky (1). (mpa) (Entered: 11/08/2016)
10/28/2016	<u>8</u>	ORDER granting <u>6</u> Motion for Pro hac vice as to Dan Horsky (1). Signed by District Judge T. S. Ellis, III on 10/28/2016. (rban,) (Entered: 10/28/2016)
10/28/2016	<u>7</u>	ORDER granting <u>5</u> Motion for Pro hac vice as to Dan Horsky (1). Signed by District Judge T. S. Ellis, III on 10/28/2016. (rban,) (Entered: 10/28/2016)
10/27/2016	<u>6</u>	Motion to appear Pro Hac Vice by Seth Kossman and Certification of Local Counsel Matthew Conner Hicks (Filing fee \$ 75 receipt number 0422-5224971.) by Dan Horsky. (Hicks, Matthew) (Entered: 10/27/2016)
10/27/2016	<u>5</u>	Motion to appear Pro Hac Vice by Mark Edward Matthews and Certification of Local Counsel Matthew Conner Hicks (Filing fee \$ 75 receipt number 0422-5224970.) by Dan Horsky. (Hicks, Matthew) (Entered: 10/27/2016)
10/27/2016	<u>4</u>	NOTICE OF ATTORNEY APPEARANCE: Matthew Conner Hicks appearing for Dan Horsky (Hicks, Matthew) (Entered: 10/27/2016)
10/12/2016	<u>3</u>	NOTICE OF ATTORNEY APPEARANCE Robert J. Boudreau appearing for USA. (Boudreau, Robert) (Entered: 10/12/2016)
10/12/2016	<u>2</u>	NOTICE OF ATTORNEY APPEARANCE Mark Francis Daly appearing for USA. (Daly, Mark) (Entered: 10/12/2016)
10/11/2016		Set/Reset Hearings as to Dan Horsky: Plea Agreement Hearing set for 11/4/2016 at 01:00 PM in Alexandria Courtroom 900 before District Judge T. S. Ellis III. (mpa) (Entered: 10/11/2016)