

VICWIT

U.S. District Court
Western District of North Carolina (Charlotte)
CRIMINAL DOCKET FOR CASE #: 3:15-cr-00087-RJC All Defendants

Case title: USA v. Egan

Date Filed: 04/16/2015

Date Terminated: 12/08/2015

Assigned to: District Judge Robert J.
Conrad, Jr

Defendant (1)

Michael F. Egan, III
TERMINATED: 12/08/2015

represented by **Mark Patrick Foster , Jr.**
Foster Law Offices, PLLC
227 W. 4th Street, Suite 322
Charlotte, NC 28202
980-721-5221
Fax: 704-973-0715
Email: markpfosterjr@gmail.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED
Designation: Retained

Pending Counts

18:371 CONSPIRACY TO DEFRAUD
THE UNITED STATES
(1)

Disposition

24 mos. imp + 2 yr SRT + \$100 assess +
\$304,860.00 rest. AMENDED
JUDGMENT - Change of BOP designation
recommendation only. All other terms and
conditions of original judgment remain in
full force and effect.

Highest Offense Level (Opening)

Felony

Terminated Counts

None

Disposition**Highest Offense Level (Terminated)**

None

Complaints

None

Disposition**Plaintiff**

USA

represented by **Kevin Zolot**

U.S. Attorney's Office

227 W. Trade St.

Charlotte, NC 28202

704-344-6222

Email: kevin.zolot@usdoj.gov

LEAD ATTORNEY**ATTORNEY TO BE NOTICED***Designation: Assistant US Attorney***Benjamin Bain-Creed**

U.S. Attorney's Office

227 West Trade Street

Carillon Building, Suite 1650

Charlotte, NC 28202

704-338-3123

Fax: 704-344-6629

Email: benjamin.bain-creed@usdoj.gov

ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
04/16/2015	1	INFORMATION as to Michael F. Egan, III (1) count(s) 1. (Attachments: # 1 Cover Sheet) (eef) (Entered: 04/16/2015)
04/16/2015	2	Factual Basis (<i>Sealed - Attorney</i>) as to Michael F. Egan, III (available to: USA, Michael F. Egan, III) (Zolot, Kevin) (Entered: 04/16/2015)
04/16/2015	3	PLEA AGREEMENT (<i>Restricted</i>) as to Michael F. Egan, III (Zolot, Kevin) (Entered: 04/16/2015)
04/16/2015	4	NOTICE OF ATTORNEY APPEARANCE: Mark Patrick Foster, Jr appearing for Michael F. Egan, III (Foster, Mark) (Entered: 04/16/2015)
04/17/2015	5	Summons Issued (<i>Sealed - Court</i>) in case as to Michael F. Egan, III Initial Appearance set for 4/23/2015 10:00 AM in Magistrate Courtroom 1-3, 401 W Trade St, Charlotte, NC 28202 before Magistrate Judge David Keesler. Plea Hearing set for 4/23/2015 10:00 AM in Magistrate Courtroom 1-3, 401 W Trade St, Charlotte, NC 28202 before Magistrate Judge David Keesler. (mga) (Entered: 04/17/2015)
04/17/2015	6	NOTICE OF ATTORNEY APPEARANCE Benjamin Bain-Creed appearing for USA.

		(Bain-Creed, Benjamin) (Entered: 04/17/2015)
04/22/2015	7	Summons Returned Executed (<i>Sealed - Court</i>) on 04/20/2015 as to Michael F. Egan, III (jlk) (Entered: 04/22/2015)
04/23/2015		Minute Entry: INITIAL APPEARANCE as to Michael F. Egan, III held before Magistrate Judge David Keesler. Defendant advised of rights & charges. Defendant moved for appointment of counsel. Defendant filed a financial affidavit. Court approved appointment of counsel. Defendant released on conditions set in case 3:14cr253. Government attorney: Mark Foster. Defendant attorney: Kevin Zolot. Court Reporter: DCR. (mga) (Entered: 04/23/2015)
04/23/2015	8	WAIVER OF INDICTMENT by Michael F. Egan, III (mga) (Entered: 04/23/2015)
04/23/2015		Minute Entry: PLEA HEARING as to Michael F. Egan, III held before Magistrate Judge David Keesler. Defendant sworn and advised of rights and charges. Court reviews plea agreement. Plea Entered by Michael F. Egan III (1) Guilty Count 1. Factual Basis Found. Plea accepted. Government attorney: Kevin Zolot. Defendant attorney: Mark Foster. Court Reporter: DCR. (mga) (Entered: 04/23/2015)
04/23/2015	9	ACCEPTANCE and entry of Guilty Plea as to Michael F. Egan, III signed by Magistrate Judge David Keesler. (mga) (Entered: 04/23/2015)
04/23/2015	10	Notice of PSI Interview Preference as to Michael F. Egan, III(mga) (Entered: 04/23/2015)
04/23/2015	11	CONSENT ORDER AND JUDGMENT OF FORFEITURE PENDING RULE 32.2(c)(2) as to Michael F. Egan, III. Signed by Magistrate Judge David Keesler on 4/23/15. (mga) (Entered: 04/23/2015)
05/12/2015	13	NOTICE of Attorney Unavailability by Michael F. Egan, III (Foster, Mark) (Entered: 05/12/2015)
06/24/2015	14	NOTICE of Attorney Unavailability by Michael F. Egan, III (Foster, Mark) (Entered: 06/24/2015)
08/07/2015	15	PRESENTENCE INVESTIGATION REPORT (Draft Report) (<i>SEALED - Attorney</i>) as to Michael F. Egan, III. Objections to PSI due 8/24/2015. (available to USA, Michael F. Egan, III) (Attachments: # 1 Victim Statement)(Emily Hood - smr) (Entered: 08/07/2015)
08/07/2015	16	Attachment to Previously filed 15 Presentence Investigation Report as to Michael F. Egan, III. (available to USA, Michael F. Egan, III) (Attachments: # 1 Victim Statements)(Emily Hood - smr) (Entered: 08/07/2015)
08/25/2015	17	PRESENTENCE INVESTIGATION REPORT (Final Report) (<i>SEALED - Attorney</i>) as to Michael F. Egan, III. (available to USA, Michael F. Egan, III) Schedule for Sentence on or after 9/14/2015 (Attachments: # 1 Victim Statements)(Emily Hood - smr) (Entered: 08/25/2015)
09/24/2015		NOTICE OF HEARING as to Michael F. Egan, III: Sentencing set for 11/19/2015 03:00 PM in Courtroom, 401 W Trade St, Charlotte, NC 28202 before District Judge

		Robert J. Conrad Jr. All parties are directed to appear 30 minutes prior to the scheduled hearing. <i>This is your only notice - you will not receive a separate document.</i> (ssh) (Entered: 09/24/2015)
11/13/2015	19	SEALED SENTENCING MEMORANDUM (<i>Sealed - Attorney</i>) by Michael F. Egan, III; (available to: USA, Michael F. Egan, III) (Attachments: # 1 Exhibit A--letter by psychotherapist, # 2 Exhibit B--letter by psychiatrist)(Foster, Mark) (Entered: 11/13/2015)
11/13/2015	20	SEALED SENTENCING MEMORANDUM (<i>Sealed - Attorney</i>) by Michael F. Egan, III; (available to: USA, Michael F. Egan, III) (Attachments: # 1 Exhibit C--curriculum vitae of psychiatrist)(Foster, Mark) (Entered: 11/13/2015)
11/13/2015	21	SEALED SENTENCING MEMORANDUM (<i>Sealed - Attorney</i>) by Michael F. Egan, III; (available to: USA, Michael F. Egan, III) (Attachments: # 1 Exhibit A--drug and alcohol testing log)(Foster, Mark) (Entered: 11/13/2015)
11/13/2015	22	SEALED SENTENCING MEMORANDUM (<i>Sealed - Attorney</i>) by Michael F. Egan, III; (available to: USA, Michael F. Egan, III) (Attachments: # 1 Exhibit A--civil complaint, # 2 Exhibit B--civil judgment, # 3 Exhibit C--letter by Bonnie Mound, # 4 Exhibit D--news articles)(Foster, Mark) (Entered: 11/13/2015)
11/13/2015	23	SEALED SENTENCING MEMORANDUM (<i>Sealed - Attorney</i>) by Michael F. Egan, III; (available to: USA, Michael F. Egan, III) (Attachments: # 1 Exhibit A--character letters)(Foster, Mark) (Entered: 11/13/2015)
11/14/2015	24	SEALED SENTENCING MEMORANDUM (<i>Sealed - Attorney</i>) by Michael F. Egan, III; (available to: USA, Michael F. Egan, III) (Attachments: # 1 Exhibit A--character letters)(Foster, Mark) (Entered: 11/14/2015)
11/14/2015	25	SEALED SENTENCING MEMORANDUM (<i>Sealed - Attorney</i>) by Michael F. Egan, III; (available to: USA, Michael F. Egan, III) (Attachments: # 1 Exhibit A--character letters)(Foster, Mark) (Entered: 11/14/2015)
11/14/2015	26	SEALED SENTENCING MEMORANDUM (<i>Sealed - Attorney</i>) by Michael F. Egan, III; (available to: USA, Michael F. Egan, III) (Attachments: # 1 Exhibit A--character letters)(Foster, Mark) (Entered: 11/14/2015)
11/14/2015	27	SEALED SENTENCING MEMORANDUM (<i>Sealed - Attorney</i>) by Michael F. Egan, III; (available to: USA, Michael F. Egan, III) (Attachments: # 1 Exhibit A--character letters)(Foster, Mark) (Entered: 11/14/2015)
11/16/2015	28	SEALED SENTENCING MEMORANDUM (<i>Sealed - Attorney</i>) by Michael F. Egan, III; (available to: USA, Michael F. Egan, III) (Attachments: # 1 Exhibit A--character letters)(Foster, Mark) (Entered: 11/16/2015)
11/16/2015		NOTICE OF HEARING as to Michael F. Egan, III: Sentencing RESET for 11/19/2015 02:30 PM in Courtroom 2-1, 401 W Trade St, Charlotte, NC 28202 before District Judge Robert J. Conrad Jr. All parties are directed to appear 30 minutes prior to the scheduled hearing. <i>This is your only notice - you will not receive a separate document.</i> (ssh) (Entered: 11/16/2015)

11/17/2015	29	SEALED SENTENCING MEMORANDUM (<i>Sealed - Attorney</i>) by Michael F. Egan, III; (available to: USA, Michael F. Egan, III) (Foster, Mark) (Entered: 11/17/2015)
11/17/2015		NOTICE OF HEARING as to Michael F. Egan, III: Sentencing set for 12/1/2015 10:00 AM in Courtroom 2-1, 401 W Trade St, Charlotte, NC 28202 before District Judge Robert J. Conrad Jr. All parties are directed to appear 30 minutes prior to the scheduled hearing. <i>This is your only notice - you will not receive a separate document.</i> (ssh) (Entered: 11/17/2015)
11/17/2015	30	PRESENTENCE INVESTIGATION REPORT (Supplement) (<i>SEALED - Attorney</i>) as to Michael F. Egan, III. (available to USA, Michael F. Egan, III)(Emily Hood - smr) (Entered: 11/17/2015)
11/23/2015		NOTICE OF HEARING as to Michael F. Egan, III: Sentencing reset for 12/7/2015 02:00 PM in Courtroom 2-1, 401 W Trade St, Charlotte, NC 28202 before District Judge Robert J. Conrad Jr. <i>This is your only notice - you will not receive a separate document.</i> (tmg) (Entered: 11/23/2015)
12/03/2015	31	PRESENTENCE INVESTIGATION REPORT (Revised) (<i>SEALED - Attorney</i>) as to Michael F. Egan, III. (available to USA, Michael F. Egan, III) (Attachments: # 1 Victim Statements)(Emily Hood - smr) (Entered: 12/03/2015)
12/07/2015		NOTICE OF HEARING as to Michael F. Egan, III: Sentencing RESET for 12/8/2015 02:00 PM in Courtroom 2-1, 401 W Trade St, Charlotte, NC 28202 before District Judge Robert J. Conrad Jr. <i>This is your only notice - you will not receive a separate document.</i> (ssh) (Entered: 12/07/2015)
12/08/2015		Minute Entry: SENTENCING as to Michael F. Egan, III held before District Judge Robert J. Conrad, Jr. Factual Basis Found. Government attorney: Zolot. Defendant attorney: Foster. Court Reporter: Andersen. (ssh) (Entered: 12/10/2015)
12/11/2015	34	JUDGMENT as to Michael F. Egan, III (1), Count(s) 1, 24 mos. imp + 2 yr SRT + \$100 assess + \$304,860.00 rest. Restitution Ordered. Signed by District Judge Robert J. Conrad, Jr on 12/11/15. (ssh) (Entered: 12/11/2015)
12/11/2015	35	STATEMENT OF REASONS (<i>Sealed - Attorney</i>) re: 34 Judgment (available to: USA, Michael F. Egan, III). Signed by District Judge Robert J. Conrad, Jr on 12/11/15. (ssh) (Entered: 12/11/2015)
12/14/2015	36	SEALED MOTION (<i>Sealed - Attorney</i>) change of Court's BOP designation recommendation filed by Michael F. Egan, III; (available to: USA, Michael F. Egan, III) (Attachments: # 1 Exhibit A--Letter from Annise Prewitt)(Foster, Mark) (Entered: 12/14/2015)
12/17/2015	37	AMENDED JUDGMENT as to Michael F. Egan, III (1), Count(s) 1: Change of BOP designation recommendation only. All other terms and conditions of original judgment remain in full force and effect. Signed by District Judge Robert J. Conrad, Jr on 12/17/2015. (khm) (Entered: 12/17/2015)
01/04/2016	38	TRANSCRIPT of Sentencing Hearing as to Michael F. Egan, III held on 12/8/2015 before Judge Robert J. Conrad, Jr.. NOTICE RE: REDACTION OF

		TRANSCRIPTS: The parties have 5 business days to file a <i>Notice of Intent to Request Redaction</i> and 21 calendar days to file a <i>Redaction Request</i> . If no notice is filed, this transcript will be made electronically available to the public without redaction after 90 calendar days. Transcript may be viewed at the court public terminal or purchased through the court reporter before the 90 day deadline. After that date it may be obtained through PACER. Policy at www.ncwd.uscourts.gov Release of Transcript Restriction set for 4/4/2016. (Reporter: Laura Andersen, 704-350-7493) (Entered: 01/04/2016)
01/26/2016	39	Judgment Returned Executed as to Michael F. Egan, III on 01/19/2016. (jlk) (Entered: 01/27/2016)
04/18/2018	40	Order Modifying Conditions/Term of Supervision (<i>SEALED - Attorney</i>) as to Michael F. Egan, III (available to USA, Michael F. Egan, III). Signed by District Judge Robert J. Conrad, Jr on 4/17/2018. (eef) (Entered: 04/18/2018)
04/18/2018	41	WAIVER of Hearing (<i>PROB 49 Form</i>) re: 40 Order Modifying Conditions/Term of Supervision as to Michael F. Egan, III (Artie Swinton - pgb) (Entered: 04/18/2018)

PACER Service Center			
Transaction Receipt			
04/30/2018 15:22:48			
PACER Login:	JustinSobodash:3556396:0	Client Code:	Egan
Description:	Docket Report	Search Criteria:	3:15-cr-00087-RJC
Billable Pages:	4	Cost:	0.40