

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WISCONSIN**

UNITED STATES OF AMERICA

v.

CHANGE OF PLEA HEARING MINUTES

JAY L. FUSS

Case No. 17-CR-92

HONORABLE WILLIAM C. GRIESBACH presiding
Proceeding Held: September 29, 2017
Deputy Clerk: Lori

Time Called: 2:33 pm
Time Concluded: 2:54 pm
Tape: 092917

Appearances:

UNITED STATES OF AMERICA by:	William J. Roach
JAY L. FUSS, in person and by:	Thomas E. Phillip
US PROBATION OFFICE by:	Brian Koehler
INTERPRETER: None	<input type="checkbox"/> Interpreter Sworn

- | | |
|---|--|
| <input checked="" type="checkbox"/> Defense counsel advises that defendant wishes to enter a plea of guilty | <input checked="" type="checkbox"/> Court advises defendant as to: |
| <input checked="" type="checkbox"/> Plea agreement filed | <input checked="" type="checkbox"/> Elements of the offense |
| <input checked="" type="checkbox"/> Defendant has reviewed plea agreement with counsel and is satisfied w/representation | <input checked="" type="checkbox"/> Maximum penalties |
| <input checked="" type="checkbox"/> Defendant sworn | <input type="checkbox"/> Mandatory minimum sentence |
| <input checked="" type="checkbox"/> Defendant advised that false statements made under oath may result in prosecution for perjury | <input type="checkbox"/> Forfeiture provision |
| <input checked="" type="checkbox"/> Court questions defendant as to background, education, medical history, drug usage | <input checked="" type="checkbox"/> Sentencing guidelines |
| | <input checked="" type="checkbox"/> Right to a jury trial |
| | <input type="checkbox"/> Waiver of appeal rights |
| | <input checked="" type="checkbox"/> Government provides factual basis as set forth in plea agreement |

- | | |
|---|---|
| <input checked="" type="checkbox"/> GUILTY plea entered to Count(s) 1s of the <input type="checkbox"/> indictment, <input type="checkbox"/> superseding indictment, <input checked="" type="checkbox"/> information | <input checked="" type="checkbox"/> Court finds Defendant's plea to be knowing and voluntary and that a factual basis exists for the plea |
| <input checked="" type="checkbox"/> CHARGE: Embezzlement from an Indian Tribe | <input checked="" type="checkbox"/> Defendant adjudged guilty |
| <input checked="" type="checkbox"/> PSR ordered | <input checked="" type="checkbox"/> FPT and JT dates removed from court calendar |
| <input checked="" type="checkbox"/> Sentencing set for: January 3, 2018 at 1:30 pm | |

Detention continued; or Bond continued: as previously set, or as modified:

The government files an Information in court. Maximum penalties as to Information: 5 years; Fine: \$250,000.00; SR: 3 years; SA: \$100. Defendant waives his right to indictment by grand jury in open court. The Court accepts the waiver of indictment and finds it was given knowingly and voluntarily.