

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF TEXAS UNITED STATES COURTS
SOUTHERN DISTRICT OF TEXAS
FILED

HOUSTON DIVISION

SEP 14 2001

MICHAEL N. MILBY, CLERK OF COURT

UNITED STATES OF AMERICA

v.

SAMUEL TORRES HERNANDEZ

§
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§
§
§

CRIMINAL NO. H-01-543

VERDICT FORM

On Count One of the Indictment, we the jury unanimously find the defendant,
Samuel Torres Hernandez,

Not Guilty
"Guilty" Or "Not Guilty"

On Count Two of the Indictment, we the jury unanimously find the defendant,
Samuel Torres Hernandez,

Not Guilty
"Guilty" Or "Not Guilty"

9/14/01
DATE

[Signature]
FOREPERSON

TRUE COPY I CERTIFY
ATTEST: 11-19-01
MICHAEL N. MILBY, Clerk of Court
By [Signature]
Deputy Clerk

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7/3/01 -- ORDER OF DETENTION pending trial as to Samuel Torres Hernandez (Signed by Magistrate Judge Mary Milloy), entered.
[4:01-m -729] (pg) [Entry date 07/11/01]

Partial Docket Sheet.

4:01cr543-3 USA v. Azuara

PRIOR

9/6/01 35 Proposed Voir Dire Questions by Samuel Torres Hernandez , filed. (pg) [Entry date 09/12/01]

9/7/01 26 IMG ORDER denying [24-1] motion to continue trial and for new scheduling order as to Samuel Torres Hernandez (3) (Signed by Judge David Hittner), entered. Parties ntfd. (ck) [Entry date 09/10/01]

9/10/01 34 MOTION by Samuel Torres Hernandez to dismiss prosecution brought under facially unconstitutional statute, filed. (ck) [Entry date 09/11/01]

9/10/01 -- WRIT of Habeas Corpus ad Testificandum issued for Juan Carlos Morfin on 9/11/01 in case as to Samuel Torres Hernandez . (pg) [Entry date 09/13/01]

9/10/01 39 MOTION by Samuel Torres Hernandez for a writ of habeas corpus ad test for a witness (Gustavo Carmago Azurara , filed. (pg) [Entry date 09/13/01] [Edit date 09/13/01]

9/10/01 40 MOTION by Samuel Torres Hernandez for a writ ad test for Juan Carlos Morfin , filed. (pg) [Entry date 09/13/01] [Edit date 09/13/01]

9/11/01 31 TRANSCRIPT filed in case as to Gustavo Camargo Azuara, Juan Carlos Morfin, Samuel Torres Hernandez for Preliminary and Detention Hearing for dates of 6/21/01 before Judge Milloy filed. (Court Rptr: ero) (ck) [Entry date 09/11/01]

9/11/01 -- Voir dire begun as to Samuel Torres Hernandez (3) count(s) 1, 2 Terminated motions: terminating [34-1] motion to dismiss prosecution brought under facially unconstitutional statute as to Samuel Torres Hernandez (3) , filed. (ck) [Entry date 09/12/01]

9/11/01 36 1st day Jury trial as to Samuel Torres Hernandez held before Judge David Hittner Ct Reporter: Metzger App: Magness/DeGabrielle f/govt; Silverman f/deft, filed. ir dire begins. cont'd 9/12/01 10:00. Deft remanded to USM. (ck) [Entry date 09/12/01]

9/11/01 37 IMG ORDER denying deft Hernandez's motion to dismiss the prosecution on the grounds that the statute under which the prosecution is brought is facially unconstitutional. (Signed by Judge David Hittner), entered. Parties ntfd. (ck) [Entry date 09/12/01]

9/11/01 38 Jury list as to Samuel Torres Hernandez , filed. (ck) [Entry date 09/12/01]

9/11/01 -- WRIT of Habeas Corpus ad Testificandum issued for Gustavo Camargo Azurara on 9/11/01 in case as to Samuel Torres

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UNITED STATES OF AMERICA

v.

GUSTAVO CAMARGO AZUARA
JUAN CARLOS MORFIN
SAMUEL TORRES HERNANDEZ

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CRIMINAL NO. CRH-01-543

MAGISTRATE NO. H-01-729 M

INDICTMENT

THE GRAND JURY CHARGES THAT:

COUNT ONE

From on or about April 27, 2001, and continuously thereafter up to June 13, 2001, in the Houston Division of the Southern District of Texas,

GUSTAVO CAMARGO AZUARA
JUAN CARLOS MORFIN
and
SAMUEL TORRES HERNANDEZ

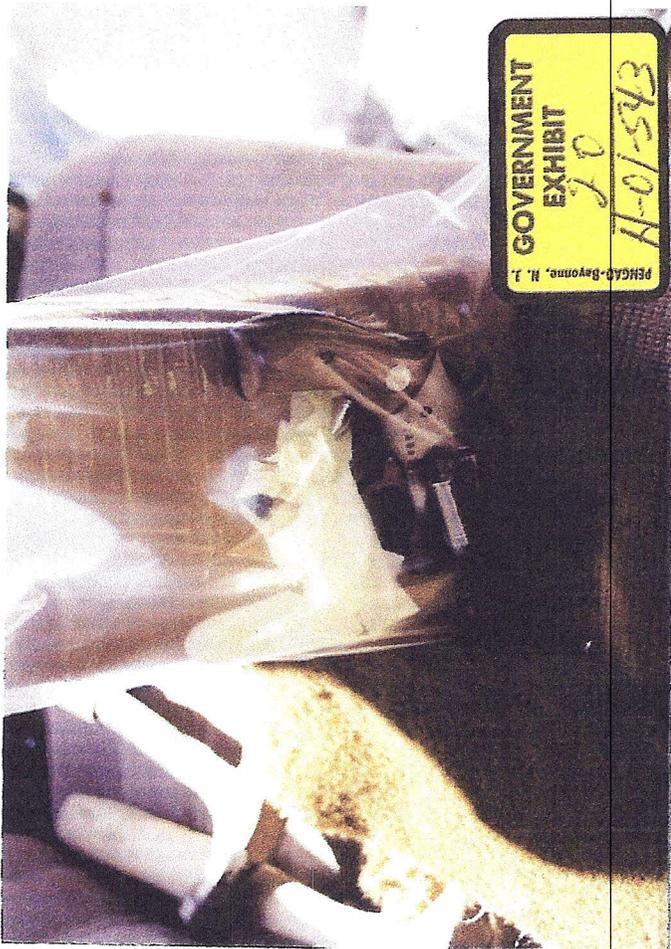
defendants herein, and others unknown to the Grand Jury, did unlawfully, knowingly and intentionally combine, conspire, confederate and agree with each other to commit an offense defined in Title 21 United States Code, Section 841 (a)(1), that is, to possess with the intent to distribute a controlled substance. The violation involved 500 grams or more of a mixture and substance containing a detectable amount of cocaine, a Schedule II Controlled Substance.

In violation of Title 21, United States Code, Sections 341(a)(1) and 841(b)(1)(B)(ii) and 846.

TRUE COPY I CERTIFY

ATTEST: 11-19-01
MICHAEL N. MILBY, Clerk of Court

By: Michael N. Milby
Deputy Clerk



PERGAL-Beyonne, M. J.
GOVERNMENT
EXHIBIT
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H-01-543

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