

Office of the Clerk
United States District Court
Northern District of Ohio
Carl B. Stokes United States Court House
801 West Superior Avenue
CLEVELAND, OHIO 44113-1830
OFFICIAL BUSINESS

DAVID KOCH
5477 BLUE CLOUD LANE
WESTERVILLE, OH 43081-4402



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Office of the Clerk
United States District Court
Northern District of Ohio
Carl B. Stokes United States Court House
801 West Superior Avenue
CLEVELAND, OHIO 44113-1830
OFFICIAL BUSINESS

*David J. Koch
5477 Blue Cloud Ln
Westerville, Ohio 43081*



430814402 00



wed Jan 7 10:49:09 2004

UNITED STATES DISTRICT COURT

CLEVELAND OH

Receipt No. 101 657644
Cashier Total

Check numbers:

OO Code Day No
4668 1

Sub Acct	Type	Tender	Amount
1322368	N	2	9.00
2322368	N	2	10.00

Total Amount \$ 19.00

CERT COPIES

DAVID J. KOCH

5477 Blue Cloud Lane
Westerville, Ohio 43081-4402

January 5, 2004

Ms. Penny Johnson
Office of the Clerk of Courts
United States District Court
801 West Superior Avenue
Suite 100
Cleveland, Ohio 44113

Re: David J. Koch
SSN: 272-54-2975
DOCKET: CR79-36

Dear Ms. Johnson:

Enclosed is my check in the amount of \$19.00 for a certified copy of the Court record we discussed.

Thank you for all of your assistance.

Best regards,


David J. Koch

Enclosure

OFFENSE NO. 0647-01 4713
 OTHER MINOR OFFENSE NO. 4713
 OTHER MISDEMEANOR No. 4713
 FEDERAL FBI District Office

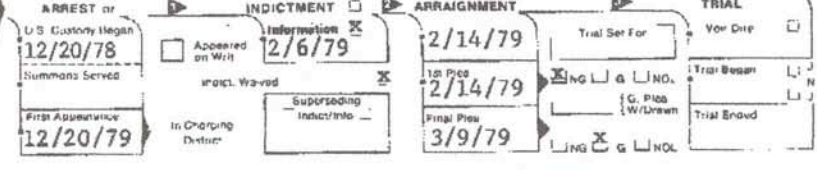
JUDGE/MAGISTRATE Assigned U.S. KOCH, David John
 Case Filed City 02:06 79 00036 C
 No. of Data 1

CR 79-36

U.S. TITLE/SECTION	OFFENSES CHARGED	ORIGINAL COUNTS
18:2314	Scheme to defraud or forge securities	1
18:1341	Defraud to obtain money by false pretenses.	1

U.S. MAG. CASE NO. 78-2136
 BAIL RELEASE
 AMT. \$ 5,000
 Date 12/20/78
 Bail Not Made
 Status Changed (See Check)

II. KEY DATES & INTERVALS



SEARCH WARRANT	DATE	INITIALS	MAGISTRATE	INITIAL APPEARANCE DATE	INITIAL NO.	OUTCOME
Issued	12/5/78	JBS/47AB		12/20/78	JBS/47AB	DISMISSED
Returned	12/5/78	JBS/47AB		12/27/78	JBS/47AB	HELD FOR GJ OR OTHER PRO-CEEDING IN THIS DISTRICT
Summons Issued						
Served						
Arrest Warrant Issued						
COMPLAINT						
FILED (In Complaint)	18:2314	- Transportation of Stolen/Fraudulent Securities				

AUSA Kevin Connolly
 AUSA Tom Bauer

ATTORNEYS Defense: F. C. J. A. [X] Ret. [] Waived [] Sall. [] Nurse [] Other [] Pen []
 Robert M. Thompson
 409 Centran Bldg.
 Akron, Ohio, 44308 1-762-7477

* Show last names and suffix numbers of other defendants on same indictment/information

DATE	DOCUMENT NO.	PROCEEDINGS	EXCLUDED BY ILLA
12-20-78		MINUTES OF PROCEEDINGS filed. Bail hearing held. \$5,000 surety bond set. Defense Counsel present. Prelim. Hrg. scheduled for 12-27-78 at 10:00 a.m. Streepy, Mag.	
12-27-78		PRELIMINARY Hearing Waived. Waiver executed by deft & filed. AUSA Bauer & Def. Atty Robert Thompson pres. Deft. bound over to GJ. Same bond cont'd. Streepy, Mag.	
12-27-78		FILE transmitted to Clerk of Court.	
2/6/79		WAIVER of INDICTMENT filed.	
2/6/79		INFORMATION filed.	
2/14/79		MINUTES OF PROCEEDINGS filed. Deft. arraigned, plea of Not Guilty entered; referred for pre-sentence report; bond, \$5,000 surety; Deft. executed consent to pre-plea presentence report and consent to Court's inspection of same. Streepy, Mag. Recording made.	
3/9/79		MINUTES of PROCEEDINGS filed. Lambros, J. Thompson, r. (Defts plea of Not Guilty withdrawn, plea of Guilty entered to both counts; Court will entertain motion under Rule 35 to amend, modify or reduce-	

CONTINUED

DATE	DOCUMENT NO.	EXCLUDABLE DELAY
3/9/79		
3/13/79		
3/30/79		
4/9/79		
2/18/80		
4/14/80		

Con't- the sentence; SENTENCE:18 Months pursuant to T.18:4205(a), U.S.C.)

JUDGMENT & COMMITMENT Order filed.Lambros,J. (True copies issued to U.S.Marshal, U.S.Att'y, Robert Thompson & U.S. Probation)

AMENDED JUDGMENT & COMMITMENT filed.Lambros,J. SENTENCE: 18 months on ct 1 & 18 months on ct 2. The sentences imposed are to run concurrently with one another for a total of 18 months pursuant to 18 U.S.C. §4205(a). True copies issued to U.S. Marshal, the U.S. Att'y., U.S. Probation & Robert Thompson on 3/30/79.

MARSHALS RETURN on Judgment & Commitment returned & filed. (Deft delivered on 3/29/79 to F.C.I. at Morgantown, W.Va.; Copy of judgment & commitment forwarded 3/30/79 to the FCI)

LETTER from deft for an order for reduction of sentence or that this concurrent sentences be served consecutively, filed. (Rule 35, F.R. Crim. P.)

ORDER that Rule 35, FRCr.P. provides that this Court has jurisdiction to amend or alter a sentence within 120 days. More that 120 days have lapsed since the imposition of sentence. Thus, this Court is without jurisdiction to alter or amend deft's federal sentence, therefore deft's motion under Rule 35 is denied, filed. Lambros,J. (Copies issued 4/14/80)

- A. Examination necessary for mental or physical condition, 18 U.S.C. 4244
- B. NARA Com-memor 178 18 U.S.C. 9902
- C. Some or Full-time or other program.
- D. Revocatory Arrests
- E. Reasons on pretrial motion
- F. Reasons for other delays not F.R.C.P. 41(a)(2) or 41(b)(2)
- G. Delays in actual hearing or trial, up to 30 days in extradition cases
- H. Miscellaneous Proceedings: Prisoner's Motion for Release, Motion for Detention, etc.
- I. Post-trial motions or appeals
- J. Unavailability of defendant or essential witness
- K. Period of trial or physical incapability of defendant and trial
- L. Period of NARA Com-memorandum or Treatment
- M. Supervised-Indigment and/or other charges
- N. Delays in waiting for of Co-Defendant's evidence, if open prima
- O. Continuance Granted by U.S. Court or District or County Judge or Magistrate
- P. Time taken by jury panel with- drawal
- Q. Grand Jury indictment ex-tended per 18 U.S.C. 18

FINE AND RESTITUTION PAYMENTS

DATE	RECEIPT NUMBER	C.D. NUMBER	DATE	RECEIPT NUMBER	C.D. NUMBER

United States of America vs.

NORTHERN DISTRICT OF OHIO

DEFENDANT

DAVID JOHN KOCH

DOCKET NO. CR 79-36

JUDGMENT AND PROBATION/COMMITMENT ORDER

In the presence of the attorney for the government the defendant appeared in person on this date

MONTH

3

9

COUNSEL

WITHOUT COUNSEL

However the court advised defendant of right to counsel and asked whether defendant desired to have counsel appointed by the court and the defendant thereupon waived assistance of counsel.

WITH COUNSEL

Robert Thompson

(Name of counsel)

PLEA

GUILTY, and the court being satisfied that there is a factual basis for the plea,

NOLO CONTENDERE,

NOT GUILTY

FINDING & JUDGMENT

There being a finding/verdict of

NOT GUILTY. Defendant is discharged

GUILTY. to Counts 1 and 2

Defendant has been convicted as charged of the offense(s) of

interstate transportation of stolen property and mail fraud in violation of 18 U.S.C. §§2314 and 1341.

SENTENCE OR PROBATION ORDER

The court asked whether defendant had anything to say why judgment should not be pronounced. Because no sufficient cause to the contrary was shown, or appeared to the court, the court adjudged the defendant guilty as charged and convicted and ordered that: The defendant is hereby committed to the custody of the Attorney General or his authorized representative for imprisonment for a period of

eighteen months (18) on Count 1; eighteen months (18) on Count 2. The sentences imposed herein are to run concurrently with one another for a total of eighteen months (18) pursuant to 18 U.S.C. §4205(a).

SPECIAL CONDITIONS OF PROBATION

ADDITIONAL CONDITIONS OF PROBATION

In addition to the special conditions of probation imposed above, it is hereby ordered that the general conditions of probation set out on the reverse side of this judgment be imposed. The Court may change the conditions of probation, reduce or extend the period of probation, and at any time during the probation period or within a maximum probation period of five years permitted by law, may issue a warrant and revoke probation for a violation occurring during the probation period.

COMMITMENT RECOMMENDATION

The court orders commitment to the custody of the Attorney General and recommends,

Northern District of Ohio

By Penny Johnson Deputy Clerk

It is ordered that the Clerk deliver a certified copy of this judgment and commitment to the U.S. Marshal or other qualified officer.

FILED MAR 30 AM 9 01

Filed 3-30-79

DEFENDANT

DOCKET NO. 1079

JUDGMENT AND PROBATION/COMMITMENT ORDER

In the presence of the attorney for the government the defendant appeared in person on this date

MONTH 3 DAY 3

COUNSEL

WITHOUT COUNSEL

However the court advised defendant of right to counsel and asked whether defendant wanted this counsel appointed by the court and the defendant thereupon waived assistance of counsel.

WITH COUNSEL

Robert Thompson

(Name of counsel)

PLEA

GUILTY, and the court being satisfied that there is a factual basis for the plea,

NOLO CONTENDERE,

NOT GUILTY

There being a finding/verdict of

NOT GUILTY. Defendant is discharged

GUILTY.

FINDING & JUDGMENT

Defendant has been convicted as charged of the offense(s) of

interstate transportation of stolen property and mail fraud in violation of 18 U.S.C. §§2314 and 1341.

The court asked whether defendant has anything to say why judgment should not be pronounced. Because no sufficient cause to the contrary was shown, or appeared to the court, the court adjudged the defendant guilty as charged and convicted and ordered that: The defendant is hereby committed to the custody of the Attorney General or his authorized representative for imprisonment for a period of

eighteen months (18) pursuant to 18 U.S.C. §4205(a).

SENTENCE OR PROBATION ORDER

SPECIAL CONDITIONS OF PROBATION

ADDITIONAL CONDITIONS OF PROBATION

In addition to the special conditions of probation imposed above, it is hereby ordered that the general conditions of probation set out on the reverse side of this judgment be imposed. The Court may change the conditions of probation, reduce or extend the period of probation, and at any time during the probation period or within a maximum probation period of five years permitted by law, may issue a warrant and revoke probation for a violation occurring during the probation period.

COMMITMENT RECOMMENDATION

The court orders commitment to the custody of the Attorney General and recommends,

I hereby certify that this instrument is a true and correct copy of the original on file in my office.

Attest: Geri M. Smith, Clerk

U.S. District Court
Northern District of Ohio

By: Perry Johnson
Deputy Clerk

U.S. DISTRICT COURT
NORTHERN DISTRICT OF OHIO
COLUMBUS, OHIO

1079 MAR 13 PM 3:02

FILED

It is ordered that the Clerk deliver a certified copy of this judgment and commitment to the U.S. Marshal or other qualified officer.

SIGNED BY

U.S. District Judge

U.S. Magistrate

Thomas D. Lamba

Quoted 3/13/79

INFORMATION

STATE OF OHIO }
SUMMIT COUNTY } SS

FILED
COURT OF COMMON PLEAS

IN THE COURT OF COMMON PLEAS
CASE NO. 78-01-0014
CHARGE: Uttering Forged Instrument
(1)

FEB 1 '78

JAMES B. MCCARTHY, Clerk of Courts
SUMMIT CO. OHIO

THE STATE OF OHIO

Plaintiff

VOL 804 PAGE 789

-vs-

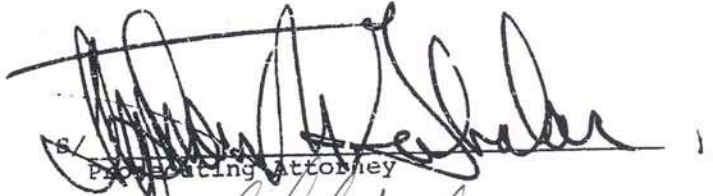
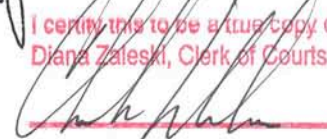
INFORMATION

DAVID J. KOCH

Defendant

Now comes STEPHAN M. GABALAC, the duly elected and qualified Prosecuting Attorney of said County and by way of Information says that the Defendant, DAVID J. KOCH, in the County of Summit, aforesaid, on or about the 4th day of November, A.D., 1977, did, with purpose to defraud or knowing that he was facilitating a fraud, did utter a writing, to-wit: Check No. 389, The Oberlin Savings Bank Company, Oberlin, Ohio, Reynolds Maintenance Service, Edward Reynolds, 86 Berger Court, Oberlin, Ohio 44074, Certified No. 131084, Dated November 1, 1977, in the amount of Nine Hundred and Sixty Five Dollars and Thirty Cents (\$965.30), Account No. 34-02544754, which, he the said DAVID J. KOCH, knew to have been forged, in violation of Section 2913.31(A) (3) of the Ohio Revised Code, contrary to the form of the statute in such case made and provided and against the peace and dignity of the State of Ohio.

JAR:cy


Prosecuting Attorney
I certify this to be a true copy of the original.
Diana Zaleski, Clerk of Courts

Deputy

FEB 7 3 34 PM '78

JANUARY

Term 19 78

CLERK OF COURTS

THE STATE OF OHIO SUMMIT CO.

No. CR 78 1 14

vs.

DAVID J. KOCH

JOURNAL ENTRY VOL 854 PAGE 937

THIS DAY, towit: The 3rd day of February, A.D., 1978, now comes the Prosecuting Attorney on behalf of the State of Ohio, the Defendant, DAVID J. KOCH, being in Court with counsel, ROBERT THOMSON, for a hearing on the Defendant's request to waive prosecution by Indictment and to be prosecuted by way of Information.

The Information was prepared by the Prosecuting Attorney and charges said Defendant with UTTERING A FORGED INSTRUMENT, as contained in One (1) Count.

The Court explained to the Defendant the charge against him and of his right under the Constitution to have his case presented to the Grand Jury. The Defendant, in open Court and in writing, voluntarily waived and relinquished his right to be prosecuted by Indictment by the Grand Jury.

The Court found that the Defendant was properly served with a copy of the Information according to law. The Defendant advised the Court he had read the Information and understood it and waived the reading thereof and time of service thereon. Thereupon, the Court informed the Defendant of the penalty for the crime he is charged with, the fact that he has a right to a trial by Jury, a right against self-incrimination, and a right to confront and cross-examine his accusers. The Defendant indicating that he understood these rights, voluntarily waived them. Whereupon, the Defendant was arraigned and entered a plea of GUILTY to the Information as charged above, which plea was accepted by the Court.

WHEREUPON, the Court referred this case to the Adult Probation Department for a pre-sentence investigation and report and the Defendant was released on the same bond which was continued to await sentence which is set for March 17, 1978 at 10:30 A.M.

APPROVED:
February 3, 1978
dlm

cc: Prosecutor James A. Rudgers
Attorney Robert Thomson
Adult Probation Department

William R. Baird

WILLIAM R. BAIRD, Judge
Court of Common Pleas
Summit County, Ohio

Diana Zaleski
Diana Zaleski, Clerk of Courts

[Signature]
Deputy

JAN _____ MAY _____ Term 19 79

THE STATE OF OHIO
vs.
DAVID J. KOCH

MAY 21 2 00 PM '79
CLERK OF COURTS
SUMMIT COUNTY JOURNAL ENTRY

VOL 888 PAGE 430

THIS DAY, to-wit: The 18th day of May, A.D., 1979, now comes the Prosecuting Attorney on behalf of the State of Ohio, the Defendant, DAVID J. KOCH, being in Court with counsel, ROBERT THOMSON, for sentencing; having heretofore on February 3, 1978 plead GUILTY to UTTERING A FORGED INSTRUMENT, as contained in One (1) Count of a Bill of Information, which plea was accepted by the Court.

Thereupon, the Court inquired of the said Defendant if he had anything to say why judgment should not be pronounced against him; and having nothing but what he had already said and showing no good and sufficient cause why judgment should not be pronounced:

IT IS THEREFORE ORDERED AND ADJUDGED by this Court that the Defendant, DAVID J. KOCH, be imprisoned and confined in the OHIO STATE REFORMATORY at Mansfield, Ohio, for an indeterminate period of not less than ONE AND ONE HALF (1½) YEARS and not more than the maximum of FIVE (5) YEARS for punishment of the crime of UTTERING A FORGED INSTRUMENT, Ohio Revised Code Section 2913.31(A)(3), a felony of the fourth (4th) degree, and that the said Defendant pay the costs of this prosecution for which execution is hereby awarded; said monies to be paid to the Summit County Clerk of Courts, Court House, Akron, Ohio 44308.

IT IS FURTHER ORDERED that the sentence imposed in this case be served CONCURRENTLY and not consecutively with the sentence the Defendant is presently serving in the Federal Penitentiary.

APPROVED:
May 18, 1979
co

William R. Baird
WILLIAM R. BAIRD, Judge
Court of Common Pleas
Summit County, Ohio

cc: Prosecutor Bowler
Attorney Robert Thomson
Booking
SIU
Adult Probation Department
Witness Assistance

I certify this to be a true copy of the original.
Diana Zaleski, Clerk of Courts

[Signature]
Deputy