

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

CRIMINAL MINUTES

Date: December 7, 2022 **Time:** 10:09 AM -12:19 PM; **Judge:** Edward J. Davila
12:50-2:40 PM
Total Time: 4 hours

Case No.: 5:18-CR-00258-2 EJD **Case Name:** *United States v. Ramesh Balwani* (P) (NC)

Attorney for Plaintiff: Robert Leach, John Bostic, Jeffrey Schenk
Also Present: Maddi Wachs

Attorney for Defendant: Jeffrey Coopersmith, Amy Walsh, Cazares, Aaron Brecher, Amanda McDowell, Shawn Estrada, Sachi Schuricht, Reese Onate, and Serena Nichols

Deputy Clerk: Cheré Robinson

Court Reporter: Irene Rodriguez

Probation Officer: Jessica Goldsberry

PROCEEDINGS - SENTENCING

Defendant present and not in custody. Hearing held.

The Court addresses objections to the Presentence Investigation Report. Arguments of Counsel heard.

The Court rules on objections; separate Order to issue.

The Court sentences Defendant as follows:

Defendant is sentenced to 155 months as to Counts One, Two, Three through Eight, and Nine through Twelve of the Third Superseding Indictment (ECF No. 469, filed July 28, 2020), to be served concurrently. Defendant is committed to the Bureau of Prisons to be imprisoned for said term.

Upon release from imprisonment, the Defendant shall serve a term of 3 years supervised release as to Counts One, Two, Three through Eight, and Nine through Twelve of the Third Superseding Indictment to be served concurrently. The Court adopts the Probation Officer's recommendations as to the standard and special conditions of supervised release.

A special assessment fee of \$1,200 is imposed. The Court imposes a fine of \$25,000, concurrent as to each Count.

Defendant shall self-surrender on March 15, 2023, at 2:00 PM to the designated facility; if a facility has not been designated, Defendant shall self-surrender to the U.S. Marshal's office. All present conditions of release remain in effect until such surrender.

The Court makes the following recommendation: This is a non-violent offense and, Defendant has no history of violence or other convictions. The Court recommends the Defendant be designated to the Lompoc minimum security satellite camp in Santa Barbara County, California. The Court finds that family visitation enhances rehabilitation.

The Court requests Counsel meet and confer on a schedule for a restitution hearing. The Court also requests Counsel confer with Co-Defendant Counsel regarding whether a joint restitution hearing should be held, and to provide the information and proposed dates and schedule to the Courtroom Deputy.