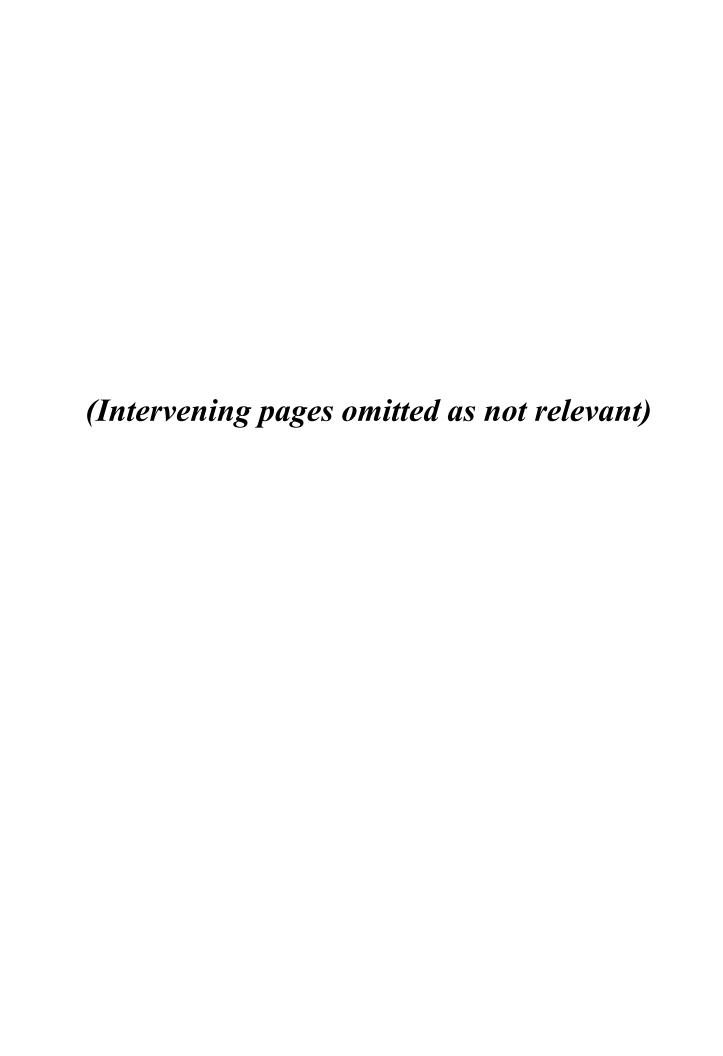
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1	UNITED STATES DISTRICT COURT EASTERN DISTRICT OF NEW YORK	
2	X	
3	UNITED STATES OF AMERICA	
4	ONTIED STATES OF AHERIOA	: U.S. Courthouse
5	-against-	: Brooklyn, New York
6	-aya msc-	: TRANSCRIPT OF : STATUS CONFERENCE
7		: STATUS CONFERENCE
8	KEITH RANIERE, ET AL,	: : March 18, 2019 : 11:00 a.m.
9	Defendants.	: 11:00 a.m.
10	X	
11	BEFORE:	
12	HONORABLE NICHOLAS G. GARAUFIS, U.S.D.J. APPEARANCES:	
13		
14	U	RICHARD DONOGHUE, ESQ. United States Attorney
15	В	271 Cadman Plaza East Brooklyn, New York 11201
16	В	BY: MÖIRA KIM PENZA, ESQ. TANYA HAJJAR, ESQ.
17		MARK J. LESKO, ESQ. Assistant U.S. Attorneys
18		
19		
20	For the Defendant	MARO A AONTETI O 500
21		MARC A. AGNIFILO, ESQ. TENY R. GERAGOS, ESQ.
22		PAUL DEROHANNESIAN, II, ESQ. DANIELLE R. SMITH, ESQ.
23		
24	Bronfman: M	IARK J. GERAGOS, ESQ.
25		SEAN S. BUCKLEY, ESQ. IATTHEW MENCHEL, ESQ.



government's position is that there will be and we believe --

THE COURT: Well, I've already -- excuse me, I've already asked Mr. Agnifilo to advise whether his client would consent to having the substantive child pornography charges along with Count Eleven transferred to the Northern District of New York for its consideration.

Didn't I just say that?

MS. PENZA: Yes, Your Honor, but the question is really about the RICO predicates. The government concedes that if the defendant chooses not to waive venue as to the substantive child pornography charges, that we will try those at the defendant's peril in the Northern District of New York where he will be facing a separate 15-year mandatory minimum and that is fine and we will do that, but the concern is that the child pornography is also at the heart of our racketeering conspiracy.

THE COURT: And you believe you can go forward with that here?

MS. PENZA: Absolutely, Your Honor, and we believe there is no precedent, certainly defendant has cited none in his initial motion that would allow a severance of that.

THE COURT: Do you have a back problem?

MR. GERAGOS: No. I'm sorry, I apologize.

MS. PENZA: That would be the same -- to suggest that we would not be able to would defeat the idea of RICO. I

