

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW MEXICO**

**Clerk's Minutes
Before the Honorable Judith C. Herrera**

Case No. **06cr538** Date: **May 17, 2006**

Title: **United States v. Quaintance et al.**

Courtroom Clerk: **Yvonne Co** Court Reporter: **Paul Baca**

Court in Session: **10:53 a.m.** Court in Recess: **2:23 p.m.**

Type of Proceeding: **Motion to Suppress; Motion by Plaintiff Mary Helen Quaintance to Dismiss Attorney and Substitute Counsel; Motion by Defense Counsel Mario Esparza to Withdraw**

Court's Rulings/Disposition: **Motion for Suppress taken under advisement; Motions regarding withdrawal of counsel will be withdrawn.**

Order Consistent with Court's Ruling to be Prepared by:

Deadline for Submission of Order to Court:

Attorney(s) Present for Plaintiff(s):

Luis A. Martinez, Assistant U.S. Attorney

Amanda Gould, Special Assistant U.S. Attorney

Attorney(s) Present for Defendant(s):

Marc H. Robert, Esq., Attorney for Danuel Dean Quaintance

Mario A. Esparza, Esq., Attorney for Mary Helen Quaintance

Proceedings:

Court in Session:

10:53 a.m.	Court in session. Parties state appearances.
10:54 a.m.	Ms. Gould calls Bernardo M. Ramirez III, U.S.B.P, and Mr. Ramirez sworn.
10:55 a.m.	Ms. Gould conducts direct examination of Mr. Ramirez.
11:05 a.m.	Government's Exhibit 1, Drawing by Agent Ramirez, admitted over no objection by Mr. Robert.
11:22 a.m.	Mr. Robert conducts cross-examination of Agent Ramirez.
11:38 a.m.	Mr. Robert moves admission of Exhibits A through G, and Court admits same over no objection.

11:57 a.m.	Mr. Esparza conducts cross-examination of Agent Ramirez.
12:04 p.m.	Ms. Gould conducts re-direct-examination of Agent Ramirez.
12:11 p.m.	Mr. Martinez calls Jose Portillo and Agent Portillo sworn.
12:11 p.m.	Mr. Martinez conducts direct examination of Agent Portillo.
12:31 p.m.	Mr. Robert conducts cross-examination of Agent Portillo.
12:43 p.m.	Mr. Esparza conducts cross-examination of Agent Ramirez.
12:45 p.m.	Ms. Gould calls Jackson Lara, and Agent Lara sworn.
12:45 p.m.	Ms. Gould conducts direct examination of Agent Lara.
12:58 p.m.	Mr. Robert conducts cross-examination of Agent Lara.
1:11 p.m.	Mr. Esparza conducts cross-examination of Agent Lara.
1:12 p.m.	Ms. Gould conducts re-direct-examination of Agent Lara.
1:13 p.m.	Mr. Martinez calls Brian Ford and Mr. Ford sworn.
1:14 p.m.	Mr. Martinez conducts direct examination of Agent Ford.
1:26 p.m.	Mr. Martinez completes direct examination of Agent Ford; Mr. Robert makes objection and Mr. Martinez responds.
1:28 p.m.	Court in recess.
1:52 p.m.	Court in session.
1:53 p.m.	Mr. Robert conducts cross-examination of Agent Ford.
1:57 p.m.	Mr. Esparza conducts cross-examination of Agent Ford.
1:58 p.m.	Ms. Gould calls Jesus Hernandez, DEA, and Agent Hernandez sworn.
1:59 p.m.	Ms. Gould conducts direct examination of Agent Hernandez.
2:07 p.m.	Mr. Robert conducts cross-examination of Agent Hernandez.
2:08 p.m.	Mr. Esparza conducts cross-examination of Agent Hernandez.
2:10 p.m.	Mr. Martinez rests on behalf of the Government; Defense counsel does not intend to present evidence.
2:11 p.m.	Judge takes matter under advisement.
2:11 p.m.	Mr. Esparza presents argument regarding motion to withdraw. Mr. Esparza asks to withdraw motion and Ms. Quaintance agrees to withdraw her motion.
2:14 p.m.	Parties discuss other pending motions.
2:20 p.m.	Parties discuss motion to sever and possible agreement between the parties.

2:23 p.m.	Court in recess.
-----------	------------------