



U.S. Department of Justice

United States Attorney
District of Hawaii

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November 9, 2011

Alexander Silvert
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Counsel for defendant Christie

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Counsel for defendant St. Cyr

Re: USA v. Roger Christie & Sherryanne St. Cyr, et. al.,
USDC-Hawaii Cr. No. 10-0384LEK.

Dear Messrs. Silvert and Ishibashi:

Both of you have had the revised Memoranda of Plea Agreements for your respective clients' consideration since September 27, 2011. The trial date herein is currently scheduled for February 28, 2012.

In addition, you have also received U.S. Attorney Nakakuni's letter dated November 8, 2011, wherein she reminded you that:

If the defendants are seriously considering pleading in accordance with the current plea agreements, they should do so immediately. These plea agreements would obviate the need for a superseding indictment with additional charges being asserted. Given the approaching February 2012 trial date, time is becoming of the essence and further delay on your respective clients' part may nullify your and Mr. Ishibashi's efforts to resolve the instant case.

Our office has been very patient with your clients in this regard. These two plea agreements complement each other. The understanding has always been that both defendants Christie and

St. Cyr must simultaneously plead guilty pursuant to their respective plea agreements; it is definitely not an "either or" situation.

Due to the delay in resolving these plea negotiations, there are now timeliness issues, given the upcoming trial date. For example, due to these ongoing plea discussions, we have refrained from seeking a superseding indictment from the Grand Jury. However, this can no longer be put off.

Under the circumstances, you should be on notice that your respective clients' acceptance/rejection of these plea agreements must be made no later than Wednesday, November 30, 2011. After that date, these plea agreements will no longer be viewed as being valid by my office.

Very Truly Yours,

FLORENCE T. NAKAKUNI
United States Attorney

By 

MICHAEL K. KAWAHARA
Assistant U.S. Attorney