

**BEFORE THE BOARD OF PROFESSIONAL CONDUCT
OF THE SUPREME COURT OF OHIO**

In re:

Complaint against

Case No. 2015-048

**Meredith Lynn Lawrence
Attorney Reg. No. 0029098**

**Recommendation of the
Board of Professional Conduct
of the Supreme Court of Ohio**

Respondent

Disciplinary Counsel

Relator

DISCIPLINE BY CONSENT

{¶1} This matter was submitted to the hearing panel pursuant to a consent to discipline agreement filed by the parties on September 18, 2015. The hearing panel consists of Tim L. Collins, Judge C. Ashley Pike, and Lawrence A. Sutter, III, panel chair.

{¶2} The hearing panel finds that this agreement was filed on a timely basis and conforms to the requirements of Gov. Bar R. V, Section 16. The panel recommends acceptance of the agreement including the statement of facts and the violations of DR 1-102(A)(3) [conduct involving moral turpitude] and DR 1-102(A)(4) [conduct involving dishonest, fraud, deceit, or misrepresentation].

{¶3} The panel members further concur in the stipulated aggravating factor of a pattern of misconduct and the following stipulated mitigating factors: no prior discipline; good character and reputation; timely, good faith effort to make restitution; cooperative attitude toward these proceedings; imposition of other penalties or sanctions; and no harm to clients.

{¶4} With regard to these mitigating factors, the panel specifically notes that Respondent has served a prison sentence of 27 months, is presently serving a one-year term of supervised

release, and has made full restitution, plus interest, as required by the federal sentencing order. Stipulated Ex. 11.

{¶5} The panel further recommends adoption of the agreed sanction of a two-year suspension from the practice of law, with credit for time served under the interim felony suspension imposed by the Supreme Court on November 29, 2012. *In re Lawrence*, 2012-Ohio-5492

{¶6} In support of the proposed sanction, the parties cite *Disciplinary Counsel v. Jacobs*, 140 Ohio St.3d 2, 2014-Ohio-984 in which Jacobs was suspended for a period of two years, with credit for time served under the previously imposed interim felony suspension. Jacobs was disciplined based on his conviction for filing false tax returns from 2004-2007. Jacobs served 12 months and one day of federal incarceration, was fined \$10,000, and served a one-year period of supervised release that included nearly four months of home confinement. Further, Jacobs was ordered to repay \$75,385 in delinquent taxes and did so prior to sentencing. In *Jacobs*, the Supreme Court found mitigating factors similar to those present in this matter.

{¶7} Having reviewed *Jacobs* and the cases cited by the Supreme Court in that opinion, the panel recommends approval of the consent to discipline agreement and the recommended sanction of a two-year suspension from the practice of law, with credit for time served under the 2012 interim felony suspension. With regard to the credit for time served, the panel finds credit to be appropriate in this case for the reasons cited by the Supreme Court in granting credit to the respondent in *Jacobs*.

BOARD RECOMMENDATION

Pursuant to Gov. Bar R. V, Section 12, the Board of Professional Conduct of the Supreme Court of Ohio considered this matter on October 2, 2015. The Board voted to accept and adopt the agreement entered into by Relator and Respondent and recommends imposition of the agreed

sanction of a two-year suspension, with credit for time served under the 2012 interim felony suspension. The Board further recommends that Respondent be ordered to pay the costs of these proceedings.

**Pursuant to the order of the Board of Professional
Conduct of the Supreme Court of Ohio, I hereby certify
the foregoing recommendation as that of the Board.**



RICHARD A. DOVE, Director

STIPULATED FACTS

1. Respondent was admitted to the practice of law in the State of Ohio on May 6, 1977.
2. As an attorney, respondent is subject to the Code of Professional Responsibility, the Rules of Professional Conduct, and the Rules for the Government of the Bar of Ohio.
3. Since November 29, 2012, respondent has been suspended from the practice of law in Ohio pursuant to a felony conviction, which is explained further below. *Supreme Court of Ohio Case No. 2012-1973.*
4. Respondent is also licensed to practice law in the Commonwealth of Kentucky; however, according to his attorney registration, he is currently suspended from the practice of law in Kentucky for disciplinary reasons.
5. Respondent's disciplinary matter in Kentucky is currently on hold pending the outcome of his criminal appeals.
6. Respondent was previously licensed to practice law in the State of Texas; however, he resigned his license to practice law in Texas on January 27, 2015.

Criminal Conviction and Appeals

7. On July 6, 2012, and following a two-week jury trial in the United States District Court for the Eastern District of Kentucky, respondent was found guilty of three counts of filing false tax returns in violation of 26 U.S.C. § 7206(1). *Case no. 2:11-CR-52 DCR-1, United States of America v. Meredith L. Lawrence.*
8. On November 15, 2012, respondent was sentenced to 27 months incarceration on each count to be served concurrently, ordered to pay a special assessment of \$300, and ordered to pay restitution in the amount of \$128,253.26 (plus interest at the rate of .180% per

annum). Upon his release from prison, respondent was also ordered to serve a one-year term of supervised release.

9. Respondent's conviction was based on federal tax returns that he filed in 2005, 2006, and 2007 (for tax years 2004, 2005, and 2006) in which the jury found that respondent had knowingly under-reported income from various businesses that he owned or in which he was a partner. Some of the unreported income came from businesses that were tangentially related to respondent's practice of law, such as income that respondent received from attorneys who rented office space from him.
10. On November 20, 2012, respondent filed a Notice of Appeal with the United States Court of Appeals for the Sixth Circuit as to his conviction and sentence.
11. On or about November 27, 2012, respondent paid the \$300 special assessment.
12. On or about December 17, 2012, respondent paid restitution (plus accrued interest) in the amount of \$128,264.61.
13. On March 3, 2014, the Sixth Circuit affirmed the judgment of the district court.
14. On July 16, 2014, respondent filed a Petition for a Writ of Certiorari with the Supreme Court of the United States.
15. On October 6, 2014, the Supreme Court of the United States denied respondent's Petition for Writ of Certiorari.
16. On December 31, 2014, respondent filed a Motion for a New Trial in the United States District Court for the Eastern District of Kentucky. In his motion, respondent claimed that he had hired a Certified Public Accountant (CPA) to file amended tax returns for 2004, 2005, and 2006 and that the CPA determined that he had actually over-reported his income during those years.

17. On February 2, 2015, respondent's Motion for a New Trial was denied.
18. On February 5, 2015, respondent filed a Notice of Appeal with the United States Court of Appeals for the Sixth Circuit regarding the denial of his Motion for a New Trial. That appeal is still pending.
19. On February 13, 2015, respondent was released from the custody of the Federal Bureau of Prisons, and he is currently serving his one-year term of supervised release.

STIPULATED RULE VIOLATIONS

Relator and respondent agree that respondent's conduct as outlined above violates the Code of Professional Responsibility, specifically:

- DR 1-102(A)(3) (prohibiting a lawyer from engaging in conduct involving moral turpitude); and
- DR 1-102(A)(4) (prohibiting a lawyer from engaging in conduct involving dishonesty, fraud, deceit, or misrepresentation).

MITIGATION EVIDENCE

Relator and respondent agree that the following factors serve to mitigate respondent's sanction in this matter:

- Absence of a prior disciplinary record;
- Evidence of good character and reputation;
- Timely, good faith effort to make restitution or to rectify consequences of misconduct;
- Cooperative attitude toward disciplinary proceedings;
- Imposition of other penalties and sanctions; and
- No harm caused to clients.

AGGRAVATION EVIDENCE

Relator and respondent agree that the following factors serve to aggravate respondent's sanction in this matter:

- Pattern of misconduct.

STIPULATED RECOMMENDED SANCTION

Relator and respondent agree that the appropriate sanction in this matter is a two-year suspension, with no portion of the suspension stayed. Relator and respondent further agree that in light of the mitigating factors above, respondent should receive credit for time served under his interim felony suspension, which began on November 29, 2012.

This sanction is directly supported by *Disciplinary Counsel v. Jacobs*, 140 Ohio St.3d 2, 2014-Ohio-984, 14 N.E.3d 984. In this case, Attorney Leslie William Jacobs was suspended from the practice of law for two years with credit for time served under an interim felony suspension. Like respondent, Jacobs was convicted of violating 26 U.S.C. 7206(1) for making and subscribing false tax returns between 2004 and 2007. Although respondent and Jacobs engaged in similar misconduct for the same period of time, Jacobs was convicted of a single violation because he pled guilty to a federal information whereas respondent took his case to trial. Like respondent, Jacobs was ordered to serve time in prison and to pay a special assessment and restitution, both of which he paid promptly after sentencing.

With respect to the disciplinary case, the board found that Jacobs violated DR 1-102(A)(3)/Prof. Cond. R. 8.4(b), DR 1-102(A)(4)/Prof. Cond. R. 8.4(c), and DR 102(A)(6)/Prof. Cond. R. 8.4(h).¹ Similar to respondent, the board also found that Jacobs had no prior

¹ Because Jacobs' conduct occurred both before and after February 1, 2007, violations of both the Code of Professional Responsibility and Rules of Professional Conduct were charged. DR 1-

disciplinary record, that he had been cooperative in the disciplinary proceedings, that he presented evidence of good character and reputation, that he had been subject to other sanctions and penalties, that he had made a good faith effort to make restitution, and that his conduct did not harm any of his clients.

STIPULATED EXHIBITS

1. Respondent's Ohio Attorney Registration and Disciplinary Record
2. Order dated November 29, 2012 from Supreme Court of Ohio Case No. 2012-1973
3. Respondent's Kentucky Attorney Registration and Disciplinary Record
4. Respondent's Texas Attorney Registration and Disciplinary Record
5. Docket, United States District Court For Eastern District of Kentucky Case No. 2:11-CR-52 DCR-1
6. Verdict Form, July 6, 2012
7. Judgment in a Criminal Case, November 15, 2012
8. Indictment, August 11, 2011
9. Notice of Appeal, November 20, 2012
10. Check, November 27, 2012
11. Check, December 17, 2012
12. Opinion, Sixth Circuit Court of Appeals, March 3, 2014
13. Docket, Supreme Court of the United States Case No. 14-57
14. Defendant's Rule 33 Motion for a New Trial, December 31, 2014
15. United States Response To Defendant's Motion for New Trial, January 14, 2015

102(A)(6) was not charged in the instant matter in light of the Supreme Court of Ohio's decision in *Disciplinary Counsel v. Bricker*, 137 Ohio St.3d 35, 2013-Ohio-3998, 997 N.E.2d 500.

16. Memorandum Opinion and Order, February 2, 2015

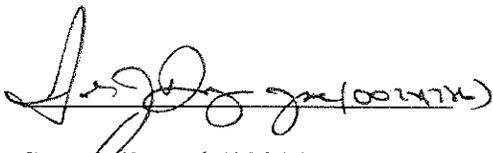
17. Notice of Appeal, February 5, 2015

18. Printout from Federal Bureau of Prisons Website

19. Character Letters

CONCLUSION

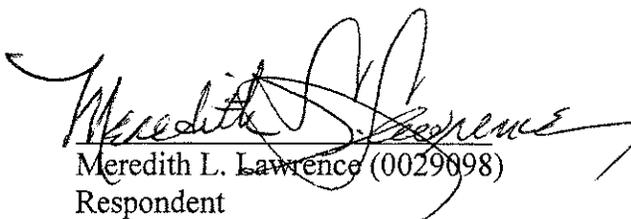
The above facts, violations, mitigating factors, recommended sanction, and exhibits are stipulated to and entered into by agreement of the undersigned parties on this 18th of September 2015.



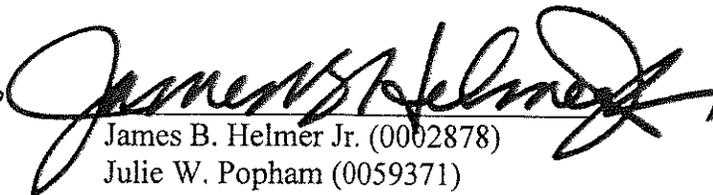
Scott J. Drexel (0091467)
Disciplinary Counsel
Relator



Karen H. Osmond (0082202)
Assistant Disciplinary Counsel
Counsel for Relator
250 Civic Center Drive, Suite 325
Columbus, OH 43215-7411
(614) 461-0256 – telephone
(614) 461-7205 – facsimile
Karen.Osmond@sc.ohio.gov



Meredith L. Lawrence (0029098)
Respondent



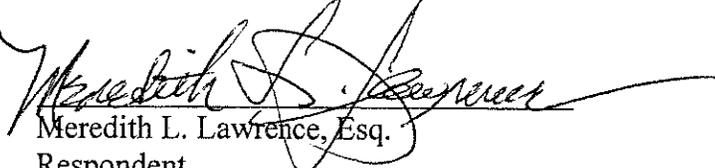
James B. Helmer Jr. (0002878)
Julie W. Popham (0059371)
Counsel for Respondent
Helmer, Martins, Rice & Popham Co., LPA
600 Vine Street, Ste. 2704
Cincinnati, Ohio 45202
(513) 421-2400 – telephone
(513) 421-7902 – facsimile
Jhelmer@fcalawfirm.com
Jpopham@fcalawfirm.com

STATE OF Kentucky)
COUNTY OF Mallarin) §:

AFFIDAVIT

1. I was admitted to the practice of law in the State of Ohio on May 6, 1977.
2. I have personal knowledge of the facts set forth in this affidavit and the attached Agreement for Discipline by Consent.
3. I am subject to the Ohio Code of Professional Responsibility, the Ohio Rules of Professional Conduct, and the Rules for the Government of the Bar of Ohio.
4. I committed the misconduct outlined in the attached agreement; however, my admission is conditioned upon acceptance of this agreement by the Board of Professional Conduct.
5. I acknowledge that grounds exist for the imposition of a sanction against me for the conduct outlined in the attached agreement.
6. I further acknowledge that the agreement sets forth all grounds for discipline that are currently pending before the board.
7. I admit to the truth of the material facts listed in the attached agreement.
8. I agree with the sanction recommended to the board in the attached agreement.
9. I acknowledge that the admissions in the attached agreement are freely and voluntarily given, without coercion and duress.
10. I am aware of the implications that the admissions in the consent agreement may have on my ability to practice law in Ohio.
11. I understand that the Supreme Court of Ohio has the final authority to determine the appropriate sanction for the misconduct I have committed.

FURTHER AFFIANT SAYETH NAUGHT.


Meredith L. Lawrence, Esq.
Respondent

SWORN TO OR AFFIRMED BEFORE ME AND SUBSCRIBED IN MY PRESENCE IN
THE CITY OF Marsaw, THE COUNTY OF Gallatin, THE
STATE OF Kentucky, ON THIS 15th DAY OF September 2015.

Christina McEntire
NOTARY PUBLIC

Print name: Christina McEntire

My commission expires on 10/9/2019.

Attorney Information

The address and telephone information found in this listing has been provided to the Office of Attorney Services by the attorney. The directory lists an attorney's business address. An attorney's residence address is displayed **only** if the attorney has not provided a valid business address. See, **Gov. Bar R. VI, Sec. 1(G)**. "Invalid" next to the address indicates that mail sent to this address has been returned as undeliverable or that the attorney has not provided a complete mailing address. Also note that the record displays the attorney's current name on file in our records. If you believe any information listed below is incorrect, please **click here** for instructions

Current Name: **Meredith Lynn Lawrence**

Current Registration: **Inactive** **See Definitions below**

Ohio Admission: 05/06/1977 Discipline and Sanction History: YES **Click to view Discipline History**

Registration Number: 0029098

Attorney Title: Attorney-President
Office: Meredith L. Lawrence
Employer Address: 107 E High St
PO Box 1330
Warsaw, KY 41095
Office Phone: 859.567.8500

Law School: Northern Kentucky University
How Admitted: By Exam

CLE Enforcement

Discipline or Sanction History

New Search

Previous Search List

**CONSENT TO
DISCIPLINE
EXHIBIT 1**

Questions or Comments: **Office of Attorney Services, 614.387.9320**

DEFINITIONS

Active

Active attorneys may practice law in Ohio, assuming all other requirements are met.

Inactive

Inactive attorneys may not practice law in Ohio or hold themselves out as authorized to practice law in Ohio. See, **Gov. Bar R. VI, Sec. 2.**

Retired

Attorneys registered for retired status must have been at least 65 years old at the time of their retired registration. Retired attorneys may not practice law in Ohio or hold themselves out as authorized to practice law in Ohio. See, **Gov. Bar R. VI,**

former Sec. 3. Retired registration status is no longer available as a registration status, effective September 1, 2007.

Corporate

Corporate status is available to attorneys not admitted to practice law in Ohio who are employed full-time by a non-governmental Ohio employer. See, **Gov. Bar R. VI, Sec. 3.**

Certified

A certified attorney is not admitted to practice in Ohio but is temporarily certified to practice law for a legal service or public defender program. See, **Gov. Bar R. IX** or contact the **Bar Admissions Office** (614.387.9340).

Foreign Legal Consultant

A foreign legal consultant is admitted to practice in a foreign country but not in Ohio and is authorized to provide limited legal services in Ohio. See, **Gov. Bar R. XI** or contact the **Bar Admissions Office** (614.387.9340).

Ex-Corporate

Person previously registered for corporate status.

Ex-Certified

Person previously certified pursuant to **Gov. Bar R. IX.**

Ex-Foreign Legal Consultant

Person previously certified as a foreign legal consultant pursuant to **Gov. Bar R. XI.**

Not Registered

Refers to an attorney who is not registered with the Office of Attorney Services in accordance with **Gov. Bar R. VI.**

Not Required

Refers to an attorney who is not required to register with the Office of Attorney Services. Please contact the **Office of Attorney Services** at 614.387.9320 for additional information.

Attorney Discipline and Sanction History

Disciplinary sanctions entered against an attorney pursuant to **Gov. Bar R. V** and administrative suspensions entered against an attorney pursuant to **Gov. Bar R. VI** and **Gov. Bar R. X**, are displayed here.

Please click the link below for more information.

Attorney Discipline Explained

Registration
Number: **0029098** **Meredith Lynn Lawrence**

Disciplinary Action	Effective Date	Supreme Court Case Number
Felony Suspension	11/29/2012	GEN-2012-1973

[Return to Details](#)

Disciplinary sanctions and administrative sanctions entered against an attorney by the Supreme Court pursuant to **Gov. Bar R. V, VI, and X**, (including suspensions for failing to comply with continuing legal education and attorney registration requirements), are displayed here. (Please note that disciplinary sanctions dated prior to 1957 may have been imposed by Ohio courts other than the Supreme Court of Ohio.) The information does not include grievances that may have been filed against an attorney because grievances are generally confidential unless a formal complaint is filed and probable cause determined. The list also does not include disciplinary matters that were dismissed by the Board of Commissioners on Grievances and Discipline or the Supreme Court or that currently are pending against an attorney but not yet decided by the Supreme Court.

Disciplinary information is added to the attorney's record by the Office of Attorney Services and will appear the next business day.

If an attorney has a CLE Suspension, CLE Reinstated, Attorney Registration Suspension, Attorney Registration Reinstatement or Attorney Registration Suspension Vacated, please contact the **Office of Attorney Services** at 614.387.9320.

If you have further questions, please contact the **Office of Attorney Services**.

[Return to Details](#)

Questions or Comments: **Office of Attorney Services**, 614.387.9320

[Home](#) | [Contact Us](#) | [Search](#) | [Feedback](#) | [Site Policy](#) | [Terms of Use](#) | [Career Opportunities](#)

The Supreme Court of Ohio

FILED

NOV 29 2012

In re: Meredith Lynn Lawrence.

Case No. 2012-1973

CLERK OF COURT
SUPREME COURT OF OHIO

ORDER

On November 26, 2012, and pursuant to Rule V(5)(A)(3) of the Supreme Court Rules for the Government of the Bar of Ohio, the Secretary of the Board of Commissioners on Grievances and Discipline of the Supreme Court of Ohio certified to the Supreme Court a certified copy of a judgment entry of a felony conviction against Meredith Lynn Lawrence, an attorney licensed to practice law in the State of Ohio.

Upon consideration thereof and pursuant to Gov.Bar R. V(5)(A)(4), it is ordered and decreed that Meredith Lynn Lawrence, Attorney Registration Number 0029098, last known business address in Warsaw, Kentucky, is suspended from the practice of law for an interim period, effective as of the date of this entry.

It is further ordered that this matter is referred to the Disciplinary Counsel for investigation and commencement of disciplinary proceedings.

It is further ordered that respondent immediately cease and desist from the practice of law in any form and is forbidden to appear on behalf of another before any court, judge, commission, board, administrative agency or other public authority.

It is further ordered that, effective immediately, respondent is forbidden to counsel or advise, or prepare legal instruments for others or in any manner perform legal services for others.

It is further ordered that respondent is divested of each, any and all of the rights, privileges and prerogatives customarily accorded to a member in good standing of the legal profession of Ohio.

It is further ordered that before entering into an employment, contractual, or consulting relationship with any attorney or law firm, respondent shall verify that the attorney or law firm has complied with the registration requirements of Gov.Bar R. V(8)(G)(3). If employed pursuant to Gov.Bar R. V(8)(G), respondent shall refrain from direct client contact except as provided in Gov.Bar R. V(8)(G)(1), and from receiving, disbursing, or otherwise handling any client trust funds or property.

It is further ordered that, pursuant to Gov.Bar R. X(3)(G), respondent shall complete one credit hour of continuing legal education for each month, or portion of a month of the suspension. As part of the total credit hours of continuing legal education required by Gov.Bar R. X(3)(G), respondent shall complete one credit hour of instruction related to professional conduct required by Gov.Bar R. X(3)(A)(1), for each six months, or portion of six months, of the suspension.

CONSENT TO
DISCIPLINE
EXHIBIT 2

It is further ordered that respondent shall not be reinstated to the practice of law in Ohio until (1) respondent complies with the requirements for reinstatement set forth in the Supreme Court Rules for the Government of the Bar of Ohio; (2) respondent complies with this and all other orders issued by this court; (3) respondent complies with the Supreme Court Rules for the Government of the Bar of Ohio; and (4) this court orders respondent reinstated.

It is further ordered, sua sponte, by the court, that within 90 days of the date of this order, respondent shall reimburse any amounts that have been awarded by the Clients' Security Fund pursuant to Gov.Bar R. VIII(7)(F). It is further ordered, sua sponte, by the court that if, after the date of this order, the Clients' Security Fund awards any amount against respondent pursuant to Gov.Bar R. VIII(7)(F), respondent shall reimburse that amount to the Clients' Security Fund within 90 days of the notice of such award.

It is further ordered that on or before 30 days from the date of this order, respondent shall:

1. Notify all clients being represented in pending matters and any co-counsel of respondent's suspension and consequent disqualification to act as an attorney after the effective date of this order and, in the absence of co-counsel, also notify the clients to seek legal service elsewhere, calling attention to any urgency in seeking the substitution of another attorney in respondent's place;
2. Regardless of any fees or expenses due respondent, deliver to all clients being represented in pending matters any papers or other property pertaining to the client, or notify the clients or co-counsel, if any, of a suitable time and place where the papers or other property may be obtained, calling attention to any urgency for obtaining such papers or other property;
3. Refund any part of any fees or expenses paid in advance that are unearned or not paid, and account for any trust money or property in respondent's possession or control;
4. Notify opposing counsel in pending litigation or, in the absence of counsel, the adverse parties of respondent's disqualification to act as an attorney after the effective date of this order, and file a notice of disqualification of respondent with the court or agency before which the litigation is pending for inclusion in the respective file or files;
5. Send all such notices required by this order by certified mail with a return address where communications may thereafter be directed to respondent;
6. File with the clerk of this court and the Disciplinary Counsel of the Supreme Court an affidavit showing compliance with this order, showing proof of service of notices required herein, and setting forth the address where the affiant may receive communications; and

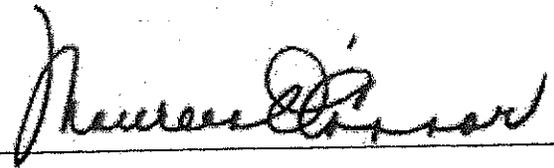
7. Retain and maintain a record of the various steps taken by respondent pursuant to this order.

It is further ordered that respondent shall keep the clerk and the Disciplinary Counsel advised of any change of address where respondent may receive communications.

It is further ordered, sua sponte, that all documents filed with this court in this case shall meet the filing requirements set forth in the Rules of Practice of the Supreme Court of Ohio, including requirements as to form, number, and timeliness of filings. All case documents are subject to Rules 44 through 47 of the Rules of Superintendence of Ohio which govern access to court records.

It is further ordered, sua sponte, that service shall be deemed made on respondent by sending this order, and all other orders in this case, to respondent's last known address.

It is further ordered that the clerk of this court issue certified copies of this order as provided for in Gov.Bar R. V(8)(D)(1), that publication be made as provided for in Gov.Bar R. V(8)(D)(2), and that respondent bear the costs of publication.

A handwritten signature in black ink, appearing to read "Maureen O'Connor", written over a horizontal line.

Maureen O'Connor
Chief Justice

[CONTACT US](#) | [PRINT PAGE](#) | [REPORT ABUSE](#) | [SIGN IN](#)



[ABOUT US](#) | [MEMBERS](#) | [PUBLIC](#) | [RESOURCES](#) | [CASEMAKER](#)

Meredith L. Lawrence

Enter search criteria >



Last updated: 9/4/2015

Meredith Lynn Lawrence

Former Member

PROFESSIONAL INFORMATION

107 E High St
PO Box 1330
Warsaw
Kentucky
41095 United States
[Map]

(859) 567-8500 (Phone)
(859) 567-8513 (Fax)

County: Gallatin
Status: Former Member
Former Member Reason: Suspended - Disciplinary Reasons

PERSONAL INFORMATION

ADDITIONAL INFORMATION

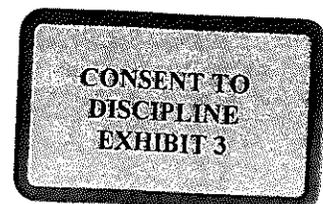
[Latest News](#) [more](#) [Calendar](#) [more](#)

8/21/2015
Conference Attorney Job
Opening at the Kentucky
Court of Appeals

7/29/2015
Kentucky Bar Foundation
Launches New Website

9/24/2015 » 9/25/2015
2015 Kentucky Law
Update (Covington)

10/20/2015 » 10/22/2015
2015 National
Conference for Lawyer
Assistance Programs



Contact Us

Kentucky Bar
Association
514 W Main St
Frankfort, KY 40601
Phone: (502) 564-3795
Fax: (502) 564-3225

Quick Links

[CLE Home](#)

[CLE Member
Information](#)

[CLE Provider
Information](#)

[Seminar Materials](#)

[Discipline Home](#)

[Attorney Advertising](#)

[Clients' Security Fund](#)

[Attorney Discipline](#)

[Ethics Opinions](#)

[Dispute Resolution](#)

[Unauthorized
Practice of Law](#)

Membership Software Powered by YourMembership.com® :: Legal



MR. MEREDITH L. 'LARRY' LAWRENCE
 Not Eligible to Practice in Texas (click for detail)

MEREDITH L LAWRENCE PSC

Bar Card Number: 12049680
 TX License Date: 02/01/1991

Primary Practice Location: Warsaw, Kentucky
 107 E High
 PO Box 1330
 Warsaw, KY 41095-1329

Practice Areas: Litigation: Personal Injury

Statutory Profile Last Certified On: 07/24/2012

PRACTICE INFORMATION

Firm: MEREDITH L LAWRENCE PSC

Firm Size: Solo

Occupation: Private Law Practice

Practice Areas: Litigation: Personal Injury

Services Provided:

Hearing impaired translation: Yes
 ADA-accessible client service: Yes
 Language translation: Yes

Foreign Language Assistance:

None Reported By Attorney

LAW SCHOOL

School
 Degree earned

Northern Kentucky Univ
 Doctor of Jurisprudence/Juris Doctor (J.D.)
 Graduation Date 05/1976

PUBLIC DISCIPLINARY HISTORY

State of Texas*

Sanction

Interlocutory suspension

Entry date

01/18/2013

(Start-End)

Sanction 01/18/2013 - 01/27/2014

(Start-End)

Sanction

Resignation

01/27/2015

(Start-End)

Sanction

(Start-End)

Sanction

Other States

None Reported By Attorney

CONTACT INFORMATION

Tel: 859-567-8500 ☎

COURTS OF ADMITTANCE

Federal:

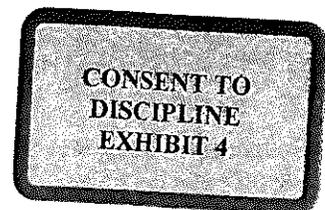
US Supreme Court
 Fourth Circuit Court of Appeals
 Fifth Circuit Court of Appeals
 Sixth Circuit Court of Appeals
 Georgia Southern District Court
 Kentucky Eastern District Court
 Kentucky Western District Court
 Ohio Southern District Court
 Pennsylvania Western District Court

Other Courts:

None Reported By Attorney

Other States Licensed:

Kentucky
 Ohio



Note* Only Texas disciplinary sanctions within the past 10 years are displayed. For sanction information beyond 10 years, information about a specific disciplinary sanction listed above or to request a copy of a disciplinary judgment, please contact the Office of the Chief Disciplinary Counsel at (877) 953-5535. There is a \$15.00 fee for each disciplinary judgment copied. Make checks payable to: State Bar of Texas, PO Box 12487, Austin TX 78711 or by Credit Card.

Note**

The Texas Attorney Profile provides basic information about Attorneys licensed to practice in Texas. Attorney profile information is provided as a public service by the State Bar of Texas as outlined in Section 81.115 of the Texas Government Code. The information contained herein is provided "as is" with no warranty of any kind, express or implied. Neither the State Bar of Texas, nor its Board of Directors, nor any employee thereof may be held responsible for the accuracy of the data. Much of the information has been provided by the attorney and is required to be reviewed and updated by the attorney annually. The information noted with an asterisk (*) is provided by the State Bar of Texas. Texas grievance/disciplinary information will not appear on the profile until a final determination is reached. Access to this site is authorized for public use only. Any unauthorized use of this system is subject to both civil and criminal penalties. This does not constitute a certified lawyer referral service.

APPEAL,CLOSED,DCR,REFERA,SPEEDY TRIAL WAIVER

**U.S. District Court
Eastern District of Kentucky (Covington)
CRIMINAL DOCKET FOR CASE #: 2:11-cr-00052-DCR-
CJS All Defendants**

Case title: USA v. Lawrence

Date Filed: 08/11/2011

Date Terminated: 11/15/2012

Assigned to: Judge Danny C.
Reeves

Referred to: Magistrate Judge
Candace J. Smith

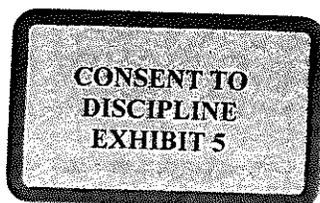
Appeals court case numbers:
12-6450 Sixth Circuit Court
of Appeals, 15-5126 Sixth
Circuit Court of Appeals

Defendant (1)

Meredith L. Lawrence
TERMINATED: 11/15/2012

represented by **Meredith L. Lawrence**
107 E. High Street
P.O. Box 1330
Warsaw, KY 41086
859-567-8500
Fax: 859-567-8513
PRO SE

Eric C. Deters
Eric Deters & Partners, P.S.C.
- Independence
5247 Madison Pike
Independence, KY 41051



859-363-1900

Fax: 859-363-1444

Email: llittle@ericdeters.com

LEAD ATTORNEY

ATTORNEY TO BE

NOTICED

Designation: Retained

James Richard Kiefer

Bingham Greenebaum Doll,
LLP - Indianapolis

10 W Market Street

2700 Market Tower

Indianapolis, IN 46204

317-635-8900

Fax: 317-236-9907

Email:

jrkiefer@bgdlegal.com

TERMINATED: 12/07/2012

ATTORNEY TO BE

NOTICED

Designation: Retained

Robert W. Carran

Taliaferro, Carran & Keys

1005 Madison Avenue

Covington, KY 41011

859-291-9900

Fax: 859-291-3014

Email: rcarran@tmsck.com

TERMINATED: 12/11/2012

ATTORNEY TO BE

NOTICED

Designation: Retained

Pending Counts

Disposition

26:7206(1) FILING FALSE
TAX RETURNS
(1-3)

27 MONTHS
IMPRISONMENT ON
EACH COUNT TO BE
SERVED
CONCURRENTLY FOR A
TOTAL OF 27 MONTHS; 1
YEAR SUPERVISED
RELEASE ON EACH
COUNT TO BE SERVED
CONCURRENTLY FOR A
TOTAL TERM OF 1 YEAR;
\$128,253.26 RESTITUTION;
\$300 SPECIAL
ASSESSMENT

**Highest Offense Level
(Opening)**

Felony

Terminated Counts

None

Disposition

**Highest Offense Level
(Terminated)**

None

Complaints

None

Disposition

Plaintiff

USA

represented by **Elaine K. Leonhard**
U.S. Attorney's Office - Ft.
Mitchell

207 Grandview Drive
 Suite 400
 Ft. Mitchell, KY 41017-2762
 859-652-7035
 Fax: 859-655-3211
 Email:
 Elaine.K.L Leonhard@usdoj.gov
ATTORNEY TO BE NOTICED

Robert Kennedy McBride
 U.S. Attorney's Office - Ft.
 Mitchell
 207 Grandview Drive
 Suite 400
 Ft. Mitchell, KY 41017-2762
 859-652-7033
 Fax: 859-655-3211
 Email:
 Robert.McBride@usdoj.gov
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
08/11/2011	<u>1</u>	INDICTMENT returned in open court as to Meredith L. Lawrence (1) count(s) 1-3. (Attachments: # <u>1</u> Case Assignment) (KRS) (Additional attachment(s) added on 8/11/2011: # <u>2</u> Unredacted Indictment) (KRS). Modified to add "green" on 8/11/2011 (KRS). Modified to remove SEALED on 10/26/2011 (KRS). (Entered: 08/11/2011)
08/11/2011	<u>2</u>	MOTION to seal by USA. Motions referred to J. Gregory Wehrman as to Meredith L. Lawrence. (KRS) (Entered: 08/11/2011)
08/11/2011	<u>3</u>	ORDER:granting <u>2</u> Motion to seal as to Meredith L. Lawrence (1). Signed by Magistrate Judge J. Gregory Wehrman on 8/11/2011. (KRS)cc: COR,USM,USP (Entered: 08/11/2011)

08/11/2011	<u>4</u>	MOTION for Summons by USA. Motions referred to J. Gregory Wehrman as to Meredith L. Lawrence. (KRS) (Entered: 08/11/2011)
08/11/2011	<u>5</u>	ORDER: granting <u>4</u> Motion for Summons; as to Meredith L. Lawrence (1). Signed by Magistrate Judge J. Gregory Wehrman on 8/11/2011. <u>ARRAIGNMENT and INITIAL APPEARANCE</u> set for 11/17/2011 at 09:30 AM in COVINGTON before Magistrate Judge Candace J. Smith. (KRS)cc: Service by US Mail on paper COR,USM,USP (Entered: 08/11/2011)
08/11/2011	<u>7</u>	STANDING REFERRAL ORDER AS TO Meredith L. Lawrence: 1)Mag. Judge to determine any pre-trial matter that does not dispose of a charge or defense; 2)Mag. Judge to make a recommended disposition concerning any pre-trial matter that disposes of a charge or defense; 3)Court excepts from this referral any motions to alter the trial date and any motions in limine. Signed by Judge Danny C. Reeves on 3/11/2011. (KRS)cc: COR,USM,USP (Entered: 08/11/2011)
08/11/2011		Conflict Check run. (KRS) (Entered: 08/11/2011)
08/22/2011	<u>8</u>	WAIVER of Speedy Trial filed by Meredith L. Lawrence (TED) (Entered: 08/22/2011)
09/16/2011	<u>9</u>	SUMMONS Returned Executed on 9/16/11 as to Meredith L. Lawrence (LST) (Entered: 09/16/2011)
09/28/2011	<u>10</u>	MOTION to advance arraignment date by USA as to Meredith L. Lawrence.Motions referred to Magistrate Candace J. Smith (Attachments: # <u>1</u> Signature pages, # <u>2</u> Proposed Order)(TED) (Entered: 09/28/2011)
09/28/2011		*** MOTION SUBMITTED TO CHAMBERS OF Magistrate Candace J. Smith to review re <u>10</u> MOTION advance arraignment date by USA filed as to Meredith L. Lawrence (TED) (Entered: 09/28/2011)
09/29/2011	<u>11</u>	

		ORDER as to Meredith L. Lawrence: <u>10</u> MOTION to advance arraignment date filed by USA is GRANTED. <u>ARRAIGNMENT</u> reset for 10/24/2011 at 09:30 AM in COVINGTON before Magistrate Judge Candace J. Smith. Signed by Magistrate Judge Candace J. Smith on 9/29/2011. (TED)cc: COR,USM,USP (Entered: 09/29/2011)
09/29/2011		Set/Reset Deadlines/Hearings as to Meredith L. Lawrence: <u>INITIAL APPEARANCE</u> reset for 10/24/2011 at 09:30 AM in COVINGTON before Magistrate Judge Candace J. Smith. (TED) (Entered: 09/29/2011)
10/14/2011	<u>12</u>	MOTION for Leave for JAMES RICHARD KIEFER to Appear for PRO HAC VICE Motions referred to J. Gregory Wehrman. as to Meredith L. Lawrence. (Attachments: # <u>1</u> Affidavit of Kiefer, # <u>2</u> Proposed Order, # <u>3</u> Receipt for PHV fee)(TED) (Entered: 10/14/2011)
10/14/2011		BAR STATUS Check completed as to James Richard Kiefer re <u>12</u> MOTION for Leave for J. RICHARD KIEFER to Appear for PRO HAC VICE (TED) (Entered: 10/14/2011)
10/14/2011	<u>13</u>	PRO HAC VICE Filing fee received - JAMES RICHARD KIEFER - \$ 95, receipt number 129678 (TED) (Additional attachment(s) added on 10/17/2011: # <u>1</u> Receipt) (TED). (Entered: 10/14/2011)
10/14/2011		*** MOTION SUBMITTED TO CHAMBERS OF JUDGE REEVES to review re <u>12</u> MOTION for Leave for JAMES RICHARD KIEFER to Appear for PRO HAC VICE filed as to Meredith L. Lawrence (TED) (Entered: 10/14/2011)
10/14/2011	<u>14</u>	VIRTUAL ORDER:granting <u>12</u> Motion for Leave to Appear pro hac vice for James Richard Kiefer to appear pro hac vice for Meredith L. Lawrence (1). Signed by Judge Danny C. Reeves on 10/14/2011. (TED)cc: paper

		copies to COR,USM,USP, James Richard Kiefer w/copy ECF Attorney Admission Form and ECF Mandatory Order Modified text to add paper copies on 10/17/2011 (TED). (Entered: 10/17/2011)
10/24/2011		ORAL MOTION by U.S. (KRS) (Entered: 10/26/2011)
10/24/2011	<u>16</u>	MINUTE ENTRY for ARRAIGNMENT and INITIAL APPEARANCE as to Meredith L. Lawrence (1) Counts 1-3 held on 10/24/2011 before Magistrate Judge Candace J. Smith: JAMES KIEFER and ROBERT CARRAN appeared as RETAINED counsel of record. Oral motion of U.S. to unseal GRANTED. Copy Indict. given Dft. Dft. waives formal arraign. and reading Indict.; Dft. entered plea of NOT GUILTY. <u>PTC</u> set 12/5/2011 at 11:30 AM in COVINGTON before Judge Danny C. Reeves. <u>JT</u> set 12/21/2011 at 10:00 AM in COVINGTON before Judge Danny C. Reeves, with counsel present at 9:30 AM. Anticipated length of trial 5 days. Per Court's PT and Discovery Order, <u>motion hearing</u> set 11/30/2011 10:00 AM in COVINGTON before Magistrate Judge J. Gregory Wehrman. Dft. released on \$20,000 UNSECURED BOND. Terms and conditions of release set per separate Order Setting Conditions of Release. (Court Reporter JOAN AVERDICK.) Signed by CANDACE J. SMITH. (KRS)cc: COR,USM,USP (Entered: 10/26/2011)
10/24/2011	<u>17</u>	ORDER Setting Conditions of Release as to Meredith L. Lawrence (1) \$20,000 UNSECURED BOND. Signed by Magistrate Judge Candace J. Smith on 10/24/2011. (KRS) cc: COR,USM,USP (Entered: 10/26/2011)
10/24/2011	<u>18</u>	AGREEMENT TO FORFEIT PROPERTY (Other Than Real Property) to Obtain a Defendant's Release as to Meredith L. Lawrence. \$20,000 UNSECURED bond set. Signed by Magistrate Judge Candace J. Smith on 10/24/2011. (KRS)cc: COR,USM,USP (Entered: 10/26/2011)

10/25/2011	<u>15</u>	CERTIFICATE OF OFFICIAL COURT REPORTER re Audiotaped proceeding of ARRAIGNMENT as to Meredith L. Lawrence held on 10/24/2011 before Judge CANDACE J. SMITH. COURT REPORTER: JOAN AVERDICK (Original audiotope maintained in Clerk's office.) (KRS) (Entered: 10/25/2011)
10/26/2011	<u>19</u>	PRETRIAL AND DISCOVERY ORDER as to Meredith L. Lawrence: 1) <u>PTC</u> set 12/5/2011 at 11:30 AM in COVINGTON before Judge Danny C. Reeves. 2) <u>JT</u> set 12/21/2011 at 10:00 AM in COVINGTON before Judge Danny C. Reeves, with counsel present at 9:30 AM. <u>Motion Hearing</u> set 11/30/2011 10:00 AM in COVINGTON before Magistrate Judge J. Gregory Wehrman. Parties to comply with paragraphs 3-10. Signed by Magistrate Judge Candace J. Smith on 10/26/2011. (KRS)cc: COR,USM,USP (Entered: 10/26/2011)
11/03/2011	<u>20</u>	Notice Regarding United States Passport as to Meredith L. Lawrence. Defendnat is not permitted to apply for the issuance of a passport during the pendency of this action. (TED) (Entered: 11/03/2011)
12/01/2011	<u>21</u>	MOTION to Continue <i>Trial Date, Designate Case as Complex Matter and Assign matter for trial by jury in month of June, 2012</i> as to Meredith L. Lawrence. (Carran, Robert). Added MOTION to designate case as complex matter on 12/1/2011 (TED). (Additional attachment(s) added on 12/2/2011: # <u>1</u> Proposed Order) (TED). (Additional attachment(s) added on 12/5/2011: # <u>2</u> Correct Proposed Order) (TED). (Entered: 12/01/2011)
12/01/2011		NOTICE OF DEFICIENCY AND NOTICE OF DOCKET MODIFICATION TO Robert Carran re <u>21</u> MOTION to Continue <i>Trial Date, Designate Case as Complex Matter and Assign matter for trial by jury in month of June, 2012</i> ; <u>Error 1</u> : Attorney failed to submit a proposed order as an electronic attachment to the motion.

		Entry by attorney. <u>Within 7 calendar days</u> , prepare a pleading entitled, "Notice of Filing" (with a certificate of service), file the Notice using the event "Notice of Filing", attach the proposed order and create a link to the related docket entry. <u>Error 2</u> : This motion requests 2 forms of relief and only one form of relief was selected. Entry by attorney; Clerk added the motion relief to designate the case as a complex matter. In the future, when filing a motion with multiple reliefs, select a motion relief for each relief requested so all motions will appear on the Judge's motion report. No further action required by counsel. cc: COR (TED) (Entered: 12/01/2011)
12/01/2011	<u>22</u>	NOTICE OF FILING <i>Proposed Order</i> re <u>21</u> MOTION to Continue Trial Date, Designate Case as Complex Matter and Assign matter for trial by jury in month of June, 2012 (Attachments: # <u>1</u> Proposed Order)(Carran, Robert) (Entered: 12/01/2011)
12/02/2011	<u>23</u>	NOTICE OF FILING re <u>22</u> Notice of Filing (Attachments: # <u>1</u> Proposed Order)(Carran, Robert) (Entered: 12/02/2011)
12/05/2011	<u>24</u>	MINUTE ENTRY for PRETRIAL CONFERENCE as to Meredith L. Lawrence held on 12/5/2011 before Judge Danny C. Reeves; 1)Def's <u>21</u> MOTION to Designate case a complex matter is sustained . This case will be designated as complex pursuant to 18:3161(h)(7)(b)(2)(i); 2)Def's <u>21</u> MOTION to continue the trial of this matter and motion to assign the matter for trial by jury during the month of June 2012 is SUSTAINED . Trial assigned for 12/21/2011 is VACATED and CONTINUED until 6/25/2012 at 09:30 AM in COVINGTON before Judge Danny C. Reeves. In addition to the court's designation of this matter as complex, the Court finds that this additional period of time is needed to allow counsel for the def to adequately prepare for trial, taking into account the exercise of due diligence. Therefore, the time period

		between 12/21/2011 and 6/25/2011 is excludable delay pursuant to 18USC3161(h)(7)(A)&(B), as the court finds that the ends of justice served by continuing the trial outweigh the best interest of the public and the defendants in a speedy trial; 3)A further <u>PRETRIAL CONFERENCE</u> is set for 6/11/2012 at 10:30 AM in COVINGTON before Judge Danny C. Reeves; 4)Def to remain on bond, subject to the conditions of release imposed previously. (Court Reporter LISA WIESMAN.) Signed by Danny C. Reeves. (LST)cc: COR,USM,USP (Entered: 12/06/2011)
01/05/2012	<u>25</u>	NOTICE of Change of Law Firm Name (Kiefer, James) (Entered: 01/05/2012)
04/09/2012	<u>26</u>	ORDER as to Meredith L. Lawrence: It is ordered that pretrial conference scheduled for July 11, 2012 is <u>RESCHEDULED</u> . <u>PRETRIAL CONFERENCE</u> reset for 5/30/2012 at 03:30 PM in COVINGTON before Judge Danny C. Reeves. Signed by Judge Danny C. Reeves on 4/9/2012. (TED)cc: COR,USM,USP (Entered: 04/09/2012)
04/26/2012	<u>27</u>	SEALED MOTION for leave to Seal a Document by USA Motions referred to J. Gregory Wehrman. as to Meredith L. Lawrence. (Attachments: # <u>1</u> Proposed Order)(McBride, Robert) (Entered: 04/26/2012)
04/26/2012	<u>28</u>	SEALED MOTION: filed by USA re Meredith L. Lawrence. This document is sealed pursuant to MOTION TO SEAL located on the docket sheet at <u>27</u> SEALED MOTION for leave to Seal a Document by USA (Attachments: # <u>1</u> Proposed Order) (McBride, Robert) (Entered: 04/26/2012)
04/27/2012	<u>29</u>	SEALED ORDER re: <u>27</u> SEALED MOTION for leave to Seal a Document filed by USA. cc: service by U.S. Mail on paper: USA. Signed by Judge Danny C. Reeves on 4/27/2012. (TED) (Entered: 04/27/2012)
04/27/2012	<u>30</u>	

		SEALED ORDER re: <u>28</u> SEALED MOTION: filed by USA re Meredith L. Lawrence. This document is sealed pursuant to MOTION TO SEAL located on the docket sheet at <u>27</u> SEALED MOTION for leave to Seal a Document by USA filed by USA. cc: service by U.S. Mail on paper to COR. Signed by Judge Danny C. Reeves on 4/27/2012. (TED) (Entered: 04/27/2012)
05/30/2012	<u>31</u>	MOTION in Limine by USA as to Meredith L. Lawrence. (Attachments: # <u>1</u> Proposed Order)(Leonhard, Elaine) (Entered: 05/30/2012)
05/30/2012	<u>32</u>	MINUTE ENTRY for PRETRIAL CONFERENCE as to Meredith L. Lawrence held on 5/30/2012 before Judge Danny C. Reeves; James Kiefer and Robert Carran appeared as RETAINED counsel of record; 1) Trial remains set for 6/25/2012 at 9:30am, counsel to be present at 9:00am. Court has set aside no more than 2 weeks for trial; 2) Clerk to summon 60 jurors. After strikes for cause, Clerk to select one panel of 28 jurors and another of 7 alternative jurors. Def to receive 10 peremptory strikes and the U.S. to receive 6. Each party to receive 2 peremptory challenges to exercise against the panel of 7 prospective alternate jurors. First 12 jurors not stricken from the regular pool will comprise the jury and the first 3 alternates called but not stricken will be the alternates; 3) Court to conduct initial voir dire of jury panel, w/each side receiving 15-20 minutes to conduct any additional voir dire; 4) Counsel for def to file his response to U.S. <u>31</u> Motion <i>in limine</i> w/in 10 calendar days; 5) U.S. to notify the court if it wishes to file a reply. Court will schedule a hearing on the motion after reviewing the parties' briefs if necessary; 6) Def to remain on bond and conditions of release. (Court Reporter LISA WIESMAN.) Signed by Danny C. Reeves. (LST)cc: COR,USM,USP (Entered: 05/30/2012)
06/08/2012	<u>33</u>	

		RESPONSE to Motion by Meredith L. Lawrence re <u>31</u> MOTION in Limine by USA (Attachments: # <u>1</u> Exhibit 1. Five Summary Reports of Gary Stephens, # <u>2</u> Exhibit 2. Curriculum Vitae of Gary Stephens)(Kiefer, James) (Entered: 06/08/2012)
06/08/2012		*** MOTION SUBMITTED TO CHAMBERS OF JUDGE REEVES to review re <u>31</u> MOTION in Limine by USA filed as to Meredith L. Lawrence (TED) (Entered: 06/08/2012)
06/14/2012	<u>34</u>	MEMORANDUM OPINION AND ORDER as to Meredith L. Lawrence: It is ORDERED that the United States <u>31</u> MOTION in Limine is GRANTED in part and DENIED in part. Signed by Judge Danny C. Reeves on 6/14/2012. (TED)cc: COR,USM,USP (Entered: 06/14/2012)
06/19/2012	<u>35</u>	ORDER as to Meredith L. Lawrence; 1)Court's previous orders are AMENDED to reflect that jury selection in this matter shall commence on 6/25/2012 at 01:30 PM in COVINGTON before Judge Danny C. Reeves; 2) Attorneys to be present at 1:00PM on that date.. Signed by Judge Danny C. Reeves on 6/19/2012. (LST)cc: COR,USM,USP (Entered: 06/19/2012)
06/22/2012	<u>36</u>	MOTION for Reconsideration re <u>34</u> Memorandum Opinion, Terminate Motions Motions referred to J. Gregory Wehrman. as to Meredith L. Lawrence. (Attachments: # <u>1</u> Proposed Order)(Kiefer, James) (Entered: 06/22/2012)
06/25/2012	<u>37</u>	MINUTE ENTRY for Jury Trial as to Meredith L. Lawrence held on 6/25/2012 before Judge Danny C. Reeves: Voir dire begun and concluded. Jury impaneled and sworn. Trial continued to June 26, 2012 at 9:00 AM. Dft to remain on bond and conditions of release previously imposed. (Court Reporter Cindy Oakes.) (TED)cc: COR,USM,USP (Entered: 06/26/2012)

06/26/2012	<u>38</u>	MINUTE ENTRY for Jury Trial as to Meredith L. Lawrence held on 6/26/2012 before Judge Danny C. Reeves: Introduction of evidence for plf begun and not concluded. Jury trial continued to 6/27/2012 at 9:00 am at Covington. Dft to remain on bond and conditions of release previously imposed. (Court Reporter Cindy Oakes.) (TED)cc: COR,USM,USP (Entered: 06/27/2012)
06/27/2012	<u>39</u>	Return of Service of Subpoena as to Meredith L. Lawrence (TED) (Entered: 06/27/2012)
06/27/2012	<u>40</u>	MINUTE ENTRY for Jury Trial as to Meredith L. Lawrence held on 6/27/2012 before Judge Danny C. Reeves: Introduction of evidence for plf resumed and not concluded. Trial continued to June 28, 2012 at 9:00 am. Dft to remain on bond and conditions of release previously imposed. (Court Reporter Cindy Oakes.) (TED)cc: COR,USM,USP (Entered: 06/28/2012)
06/28/2012	<u>41</u>	MINUTE ENTRY for Jury Trial as to Meredith L. Lawrence held on 6/28/2012 before Judge Danny C. Reeves: Introduction of evidence for plf resumed and concluded. Dft's oral motion for judgment of acquittal on Counts 2 and 3 is denied. Introduction of evidence for dft begun and not concluded. Trial continued to 6/29/2012 at 9:00 a.m. Dft to remain on bond and conditions of release previously imposed. (Court Reporter Cindy Oakes.) (TED)cc: COR,USM,USP (Entered: 06/29/2012)
06/29/2012	<u>42</u>	MINUTE ENTRY for Jury Trial as to Meredith L. Lawrence held on 6/29/2012 before Judge Danny C. Reeves: Introduction of evidence for dft resumed and not concluded. Jury trial continued to July 2, 2012 a 9:00 AM. Dft to remain on bond and conditions of release previously imposed. (Court Reporter Cindy Oakes.) (TED)cc: COR,USM,USP (Entered: 07/02/2012)
07/02/2012	<u>43</u>	MINUTE ENTRY for Jury Trial as to Meredith L. Lawrence held on 7/2/2012 before Judge Danny C. Reeves: Introduction of evidence for dft resumed and not

		concluded. Jury trial continued to July 3, 2012 beginning at 9:00 AM. Dft to remain on bond and conditions of release previously imposed. (Court Reporter Cindy Oakes.) (TED)cc: COR,USM,USP (Entered: 07/03/2012)
07/03/2012	<u>44</u>	MINUTE ENTRY for Jury Trial as to Meredith L. Lawrence held on 7/3/2012 before Judge Danny C. Reeves: Dft's motion for reconsideration <u>36</u> is DENIED. United States' renewed motion in limine to exclude the testimony of the dft's proposed expert witness is GRANTED in part and DENIED in part. Introduction of evidence for Dft resumed and not concluded. Jury trial continued to July 5, 2012 beginning at 9:00 am. Dft to remain on bond and conditions of release previously imposed. (Court Reporter Cindy Oakes.) (TED)cc: COR,USM,USP (Entered: 07/05/2012)
07/05/2012	<u>45</u>	MINUTE ENTRY for Jury Trial as to Meredith L. Lawrence held on 7/5/2012 before Judge Danny C. Reeves: Dft's request to recall Woodyard is granted for purposes of authenticating records. Dft's request to recall Hawkins as records custodian is granted in part and denied in part. Motion for reconsideration of motion in limine is denied. Dft's motion in limine to prohibit U.S. from introducing certain witnesses is denied. Dft's renewed motion for judgment of acquittal is denied. Instruction conference held. Introduction of evidence for dft resumed and concluded. Trial continued to July 6, 2012 at 9:00 a.m. Dft to remain on bond and conditions of release. (Court Reporter Cindy Oakes.) (TED)cc: COR,USM,USP (Entered: 07/06/2012)
07/06/2012	<u>46</u>	MINUTE ENTRY for Jury Trial as to Meredith L. Lawrence held on 7/6/2012 before Judge Danny C. Reeves: Closing arguments plf and dft. Jury Instructions. Alternate jurors dismissed. Jury retires 12:12 p.m. Jury returns with Verdict at 4:44 p.m. See Verdict Form. Jury polled. Court orders PSR. Sentencing 10/29/2012 at 10:00

		a.m. Dft to remain on bond with additional conditions. Dft required to post \$300,000 bond, 10% secured with real property or cash. Dft to appear before Magistrate Judge on or before noon on July 11, 2012. He will be required to notify Kentucky Bar Association immediately of his felony conviction. He will further notify all current clients of his conviction and provide notice to U.S. (Court Reporter Cindy Oakes.) (TED)cc: COR,USM,USP (Entered: 07/09/2012)
07/06/2012	<u>47</u>	REDACTED JURY VERDICT as to Meredith L. Lawrence (1) Guilty on Count 1-3. (TED) (Additional attachment(s) added on 7/9/2012: # <u>1</u> Unredacted Jury Verdict Form) (TED). (Entered: 07/09/2012)
07/06/2012	<u>48</u>	Jury Instructions as to Meredith L. Lawrence (TED) (Entered: 07/09/2012)
07/06/2012	<u>49</u>	SENTENCING ORDER as to Meredith L. Lawrence: 1) <u>SENTENCING</u> set for 10/29/2012 at 10:00 AM in COVINGTON before Judge Danny C. Reeves. The parties shall comply with paragraphs 1-13. Signed by Judge Danny C. Reeves on 7/6/2012. (TED)cc: COR,USM,USP (Entered: 07/09/2012)
07/06/2012	<u>50</u>	Jury Note as to Meredith L. Lawrence Jury Trial (received by Judge Danny C. Reeves on 7/2/12) (TED) (Entered: 07/09/2012)
07/06/2012	<u>51</u>	Jury Seating Arrangement as to Meredith L. Lawrence Jury Trial 6/25/2012 - July 6, 2012. (TED) (Entered: 07/09/2012)
07/06/2012	<u>52</u>	EXHIBIT AND WITNESS LIST for Jury Trial 6/25/2012-7/6/2012 as to Meredith L. Lawrence (Exhibits placed in three boxes including binders, paper exhibits and photograph in exhibit vault bottom shelf on the left) (TED) (Entered: 07/09/2012)
07/11/2012	<u>53</u>	MINUTE ENTRY for BOND STATUS HEARING as to Meredith L. Lawrence held on 7/11/2012 before

		Magistrate Judge Candace J. Smith: 1) Defendant immediately post \$300,000 bond at 10% (\$30,000.00) with Clerk's office; 2) Dft to remain on bond and conditions of release per Amended Order Setting Conditions of Release filed concurrently. (Court Reporter Joan Averdick.) Signed by MAGISTRATE CANDACE J. SMITH. (TED)cc: COR,USM,USP (Entered: 07/11/2012)
07/11/2012	<u>54</u>	AMENDED ORDER Setting Conditions of Release as to Meredith L. Lawrence (1) \$300,000 - 10% posted \$30,000.. Signed by Magistrate Judge Candace J. Smith on 7/11/2012. (TED)cc: COR,USM,USP (Entered: 07/11/2012)
07/11/2012	<u>55</u>	AMENDED APPEARANCE BOND - \$300,000 10% secured by \$30,000 Bond Entered as to Meredith L. Lawrence (TED) (Entered: 07/11/2012)
07/11/2012	<u>56</u>	AGREEMENT TO FORFEIT PROPERTY TO OBTAIN A DEFENDANT'S RELEASE. cc: COR (TED) (Entered: 07/11/2012)
07/11/2012	<u>57</u>	REDACTED AFFIDAVIT FOR CASH BOND executed by Meredith L. Lawrence <u>55</u> Amended Appearance Bond (Attachments: # <u>1</u> Appearance Bond Receipt)(TED) (Additional attachment(s) added on 7/11/2012: # <u>2</u> Unredacted Affidavit for Cash Bond) (TED). (Entered: 07/11/2012)
09/06/2012	<u>58</u>	ORDER as to Meredith L. Lawrence; 1)Clerk directed to file the letters dated August 31, 2012 and August 29, 2012 in the record of this proceeding. Signed by Judge Danny C. Reeves on 9/6/2012. (LST)cc: COR,USM,USP (Entered: 09/06/2012)
09/06/2012	<u>59</u>	Letters from Stephen P. Huddleston and Gary A. Shearer Filed Pursuant to <u>58</u> Order (LST) (Entered: 09/06/2012)
09/17/2012	<u>60</u>	ORDER as to Meredith L. Lawrence: It is ordered that the Clerk of Court shall file the letter from Clarence Davis in the record of this action. Signed by Judge Danny C.

		Reeves on 09/17/2012. (TED)cc: COR,USM,USP (Entered: 09/17/2012)
09/17/2012	<u>61</u>	Letter from Clarence Davis filed in the record pursuant to Order <u>61</u> . cc: COR,USPO (TED) (Entered: 09/17/2012)
09/18/2012	<u>62</u>	TRANSCRIPT of Proceedings: as to Meredith L. Lawrence TESTIMONY OF MEREDITH L. LAWRENCE held on 7/2/2012 before Judge Reeves. Court Reporter: Cindy Oakes, Telephone number (859) 983-4346 Transcript ordered by: ROBERT CARRAN. <u>IMPORTANT NOTICE - REDACTION OF TRANSCRIPTS</u> : In order to remove personal identifier data from the transcript, a party must follow the Court's policy regarding the Redaction Responsibility of Counsel and Parties. The policy governing the redaction of personal information is located on the court website at www.kyed.uscourts.gov . <u>Read this policy carefully</u> . Sample forms, i.e., a Notice of Intent to Redact, may be found on the court website by clicking on <u>Local Forms</u> . If there are no redactions requested, the court will assume redaction of personal identifiers is not necessary and the transcript will be made available via PACER 90 days from today's date. The Transcript may be viewed at the court public terminal or purchased through the Court Reporter before the deadline for Release of Transcript Restriction. Redaction Request due 10/12/2012. Redacted Transcript Deadline set for 10/22/2012. Release of Transcript Restriction set for 12/20/2012. (Entered: 09/18/2012)
09/18/2012	<u>63</u>	TRANSCRIPT of Proceedings: as to Meredith L. Lawrence TESTIMONY OF MEREDITH L. LAWRENCE held on 7/3/2012 before Judge Reeves. Court Reporter: Cindy Oakes, Telephone number (859) 983-4346 Transcript ordered by: ROBERT CARRAN. <u>IMPORTANT NOTICE - REDACTION OF TRANSCRIPTS</u> : In order to remove personal identifier

data from the transcript, a party must follow the Court's policy regarding the Redaction Responsibility of Counsel and Parties. The policy governing the redaction of personal information is located on the court website at www.kyed.uscourts.gov. Read this policy carefully. Sample forms, i.e., a Notice of Intent to Redact, may be found on the court website by clicking on Local Forms. If there are no redactions requested, the court will assume redaction of personal identifiers is not necessary and the transcript will be made available via PACER 90 days from today's date. The Transcript may be viewed at the court public terminal or purchased through the Court Reporter before the deadline for Release of Transcript Restriction. Redaction Request due 10/12/2012. Redacted Transcript Deadline set for 10/22/2012. Release of Transcript Restriction set for 12/20/2012. (Entered: 09/18/2012)

09/19/2012

64

TRANSCRIPT of Proceedings: as to Meredith L. Lawrence TESTIMONY OF DIRECT EXAMINATION OF DONNA BOND held on 6/26/2012 before Judge Reeves. Court Reporter: Cindy Oakes, Telephone number (859) 983-4346 Transcript ordered by: ROBERT CARRAN. IMPORTANT NOTICE - REDACTION OF TRANSCRIPTS: In order to remove personal identifier data from the transcript, a party must follow the Court's policy regarding the Redaction Responsibility of Counsel and Parties. The policy governing the redaction of personal information is located on the court website at www.kyed.uscourts.gov. Read this policy carefully. Sample forms, i.e., a Notice of Intent to Redact, may be found on the court website by clicking on Local Forms. If there are no redactions requested, the court will assume redaction of personal identifiers is not necessary and the transcript will be made available via PACER 90 days from today's date. The Transcript may be viewed at the court public terminal or purchased through the Court

Reporter before the deadline for Release of Transcript Restriction. Redaction Request due 10/15/2012. Redacted Transcript Deadline set for 10/25/2012. Release of Transcript Restriction set for 12/21/2012. (Entered: 09/19/2012)

09/19/2012

65

TRANSCRIPT of Proceedings: as to Meredith L. Lawrence CONTINUED CROSS-EXAMINATION OF DONNA BOND held on 6/27/2012 before Judge Reeves. Court Reporter: Cindy Oakes, Telephone number (859) 983-4346 Transcript ordered by: ROBERT CARRAN. IMPORTANT NOTICE - REDACTION OF TRANSCRIPTS: In order to remove personal identifier data from the transcript, a party must follow the Court's policy regarding the Redaction Responsibility of Counsel and Parties. The policy governing the redaction of personal information is located on the court website at www.kyed.uscourts.gov. Read this policy carefully. Sample forms, i.e., a Notice of Intent to Redact, may be found on the court website by clicking on Local Forms. If there are no redactions requested, the court will assume redaction of personal identifiers is not necessary and the transcript will be made available via PACER 90 days from today's date. The Transcript may be viewed at the court public terminal or purchased through the Court Reporter before the deadline for Release of Transcript Restriction. Redaction Request due 10/15/2012. Redacted Transcript Deadline set for 10/25/2012. Release of Transcript Restriction set for 12/21/2012. (Entered: 09/19/2012)

09/19/2012

66

TRANSCRIPT of Proceedings: as to Meredith L. Lawrence CROSS-EXAMINATION, REDIRECT EXAMINATION, AND RECROSS-EXAMINATION OF KELLY MOENING held on 6/28/2012 before Judge Reeves. Court Reporter: Cindy Oakes, Telephone number (859) 983-4346 Transcript ordered by: ROBERT CARRAN. IMPORTANT NOTICE - REDACTION OF

TRANSCRIPTS: In order to remove personal identifier data from the transcript, a party must follow the Court's policy regarding the Redaction Responsibility of Counsel and Parties. The policy governing the redaction of personal information is located on the court website at www.kyed.uscourts.gov. Read this policy carefully. Sample forms, i.e., a Notice of Intent to Redact, may be found on the court website by clicking on Local Forms. If there are no redactions requested, the court will assume redaction of personal identifiers is not necessary and the transcript will be made available via PACER 90 days from today's date. The Transcript may be viewed at the court public terminal or purchased through the Court Reporter before the deadline for Release of Transcript Restriction. Redaction Request due 10/15/2012. Redacted Transcript Deadline set for 10/25/2012. Release of Transcript Restriction set for 12/21/2012. (Entered: 09/19/2012)

09/19/2012

67

TRANSCRIPT of Proceedings: as to Meredith L. Lawrence TRANSCRIPT OF MOTION FOR RECONSIDERATION held on 7/3/2012 before Judge Reeves. Court Reporter: Cindy Oakes, Telephone number (859) 983-4346 Transcript ordered by: ROBERT CARRAN. IMPORTANT NOTICE - REDACTION OF TRANSCRIPTS: In order to remove personal identifier data from the transcript, a party must follow the Court's policy regarding the Redaction Responsibility of Counsel and Parties. The policy governing the redaction of personal information is located on the court website at www.kyed.uscourts.gov. Read this policy carefully. Sample forms, i.e., a Notice of Intent to Redact, may be found on the court website by clicking on Local Forms. If there are no redactions requested, the court will assume redaction of personal identifiers is not necessary and the transcript will be made available via PACER 90 days from today's date. The Transcript may be viewed at the

court public terminal or purchased through the Court Reporter before the deadline for Release of Transcript Restriction. Redaction Request due 10/15/2012. Redacted Transcript Deadline set for 10/25/2012. Release of Transcript Restriction set for 12/21/2012. (Entered: 09/19/2012)

09/26/2012	<u>68</u>	MOTION to Substitute redacted Trial Exhibits by USA Motions referred to J. Gregory Wehrman. as to Meredith L. Lawrence. (Attachments: # <u>1</u> Proposed Order) (Leonhard, Elaine) Modified motion text to better describe on 9/26/2012 (TED). (Entered: 09/26/2012)
09/26/2012	<u>69</u>	ORDER as to Meredith L. Lawrence: The court having received correspondence from John G. Wright regarding upcoming sentencing, It is ordered Clerk of the Court is DIRECTED to file the correspondence dated September 21, 2012 in the record of this proceeding. Signed by Judge Danny C. Reeves on 09/26/2012. (TED)cc: COR,USM,USP (Entered: 09/26/2012)
09/26/2012	<u>70</u>	Correspondence from John G. Wright on behalf of Meredith Lawrence filed in the record pursuant to <u>69</u> Order. cc: COR, USPO (TED) (Entered: 09/26/2012)
09/26/2012	<u>71</u>	ORDER as to Meredith L. Lawrence (1): It is ordered 1) <u>68</u> Motion to substitute redacted trial exhibit is GRANTED; 2) The United States may substitute a redacted exhibit in place of Trial Exhibit 55b for the purpose of removing personal identifiers; 3) Clerk of Court is DIRECTED to retain original Trial Exhibit 55b under seal. Signed by Judge Danny C. Reeves on 09/26/2012. (TED)cc: COR,USM,USP (Entered: 09/26/2012)
09/26/2012		Clerk's Note: as to Meredith L. Lawrence: Government Trial Exhibit 55b placed under seal and placed on shelf in Clerk's exhibit vault. Filed under seal pursuant to <u>71</u> Order. (TED) (Entered: 09/26/2012)

10/03/2012		Clerk's Note: as to Meredith L. Lawrence: re <u>71</u> Order. Plaintiff United States provided redacted copy of Trial Exhibit 55b and Clerk placed same in the exhibit vault with all trial exhibits. (TED) (Entered: 10/04/2012)
10/05/2012	<u>72</u>	ORDER as to Meredith L. Lawrence: It is ordered Clerk of Court is DIRECTED to file the correspondence of Darlene S. Carter in the record of this proceeding. Signed by Judge Danny C. Reeves on 10/05/2012. (TED)cc: COR,USM,USP (Entered: 10/05/2012)
10/05/2012	<u>73</u>	Correspondence from Darlene S. Carter filed in the record pursuant to <u>72</u> Order as to Meredith L. Lawrence. cc: COR (TED) (Entered: 10/05/2012)
10/19/2012	<u>74</u>	SEALED MOTION for leave to Seal a Document Motions referred to J. Gregory Wehrman. as to Meredith L. Lawrence. (Attachments: # <u>1</u> Proposed Order)(Kiefer, James) (Entered: 10/19/2012)
10/19/2012	<u>75</u>	SEALED MOTION: re Meredith L. Lawrence. This document is sealed pursuant to MOTION TO SEAL located on the docket sheet at <u>74</u> SEALED MOTION for leave to Seal a Document (Kiefer, James) (Entered: 10/19/2012)
10/19/2012	<u>76</u>	ORDER as to Meredith L. Lawrence, the sentencing hearing previously scheduled for Monday, October 29, 2012 shall be RESCHEDULED .(SENTENCING rescheduled for 11/15/2012 at 10:00 AM in COVINGTON before Judge Danny C. Reeves.) Signed by Judge Danny C. Reeves on 10/19/2012. (LMB)cc: COR,USM,USP (Entered: 10/19/2012)
10/19/2012	<u>77</u>	SEALED DOCUMENT re Meredith L. Lawrence. This document is sealed pursuant to MOTION TO SEAL located on the docket sheet at <u>74</u> SEALED MOTION for leave to Seal a Document (Attachments: # <u>1</u> Exhibit A - Verified Statement of Gary L. Stephens) (Kiefer, James) (Entered: 10/19/2012)

10/19/2012	<u>78</u>	SEALED DOCUMENT re Meredith L. Lawrence. This document is sealed pursuant to MOTION TO SEAL located on the docket sheet at <u>74</u> SEALED MOTION for leave to Seal a Document (Attachments: # <u>1</u> Exhibit 1, pp. 1-65, Letters to Judge, # <u>2</u> Exhibit 1, pp. 66-173, Letters to Judge, # <u>3</u> Exhibit 1, pp. 174-264, Letters to Judge, # <u>4</u> Exhibit 2, Letter to Probation) (Kiefer, James) (Entered: 10/19/2012)
10/22/2012	<u>79</u>	SEALED ORDER as to Meredith L. Lawrence: re: <u>74</u> Sealed Motion cc: <u>James Kiefer, Robert Carran</u> service by <u>U.S. Mail on paper.</u> Signed by Judge Danny C. Reeves on 10/22/2012. (TED) (Entered: 10/22/2012)
10/31/2012	<u>80</u>	MOTION to Strike any proffered expert/opinion evidence by USA <i>or in the alternative to Compel</i> as to Meredith L. Lawrence. (Attachments: # <u>1</u> Proposed Order)(Leonhard, Elaine). Added MOTION to Compel production of records on 10/31/2012 (TED). Modified motion text on 10/31/2012 (TED). (Entered: 10/31/2012)
10/31/2012		NOTICE OF DOCKET MODIFICATION TO Elaine Leonhard re <u>80</u> MOTION to Strike proffered expert/opinion evidence by USA <i>or in the alternative to Compel</i> MOTION to Compel production of records ; Error: This motion requests 2 forms of relief and only one form of relief was selected; Entry by Attorney; Correction: Clerk added the motion relief requested. In the future, when filing a motion with multiple reliefs, select a motion relief for each relief requested so all motions will appear on the Judge's motion report. No further action required by counsel. cc: COR (TED) Modified typo on 11/1/2012 (TED). (Entered: 10/31/2012)
10/31/2012	<u>81</u>	ORDER as to Meredith L. Lawrence: It is ordered that Defendant shall respond to <u>80</u> MOTION to Strike proffered expert/opinion evidence by USA <i>or in the alternative to Compel</i> MOTION to Compel production of

		records filed by USA on or before 11/7/2012. Signed by Judge Danny C. Reeves on 10/31/2012. (TED)cc: COR,USM,USP (Entered: 10/31/2012)
11/06/2012	<u>82</u>	RESPONSE to <u>80</u> Motion to Strike expert opinion, Motion to Compel production of records, <u>81</u> Order by Meredith L. Lawrence <i>Response to Government's "Motion to Strike, or in the Alternative, to Compel"</i> (Kiefer, James) Modified text to better describe <u>80</u> and <u>81</u> on 11/6/2012 (TED). (Entered: 11/06/2012)
11/07/2012		NOTICE RE: DOCUMENT CONVERSION REQUIREMENT TO James Kiefer re <u>82</u> RESPONSE; Error: the pleading was scanned instead of converted into PDF format directly from the native word application. Use a scanner ONLY if you cannot electronically prepare your documents with a word processing software package and convert them to PDF format. No further action required by counsel. cc: COR (TED) (Entered: 11/07/2012)
11/08/2012	<u>83</u>	SENTENCING MEMORANDUM by USA as to Meredith L. Lawrence (Leonhard, Elaine) (Entered: 11/08/2012)
11/09/2012	<u>84</u>	ORDER as to Meredith L. Lawrence: It is ordered 1) United States' motion to strike <u>80</u> is DENIED; 2) United States' motion to compel <u>80</u> is GRANTED. To the extent the defendant obtains additional records or other materials which would be subject to the United States' motion, it must produce them to counsel for government no later than 12:00 p.m.(noon) on November 13, 2012. Signed by Judge Danny C. Reeves on 11/9/2012. (TED)cc: COR,USM,USP (Entered: 11/09/2012)
11/15/2012	<u>85</u>	MINUTE ENTRY for SENTENCING as to Meredith L. Lawrence held on 11/15/2012 before Judge Danny C. Reeves: USPO to prepare Addendum to PSR. PSR adopted and filed under seal. Sealed Motion <u>75</u> denied per findings made on record. Dft's objections to 2 level

		enhancement overruled. Dft's objection to 2 level increase for base offense level for sophisticated means is sustained. Dft's objections to paragraphs 19-21 and 32 overruled. Transcript deemed as findings. Judgment shall be entered. Dft to remain on bond and self-surrender by 2:00 p.m. on March 4, 2013. (Court Reporter Cindy Oakes.) (TED)cc: COR,USM,USP Modified text to add <u>75</u> denied on 11/16/2012 (TED). (Entered: 11/16/2012)
11/15/2012	<u>86</u>	Court Advice Re: Appeal by Meredith L. Lawrence (TED) (Entered: 11/16/2012)
11/15/2012	<u>87</u>	JUDGMENT UPON VERDICT OF GUILTY as to Meredith L. Lawrence (1), Count(s) 1-3, 27 MONTHS IMPRISONMENT ON EACH COUNT TO BE SERVED CONCURRENTLY FOR A TOTAL OF 27 MONTHS; 1 YEAR SUPERVISED RELEASE ON EACH COUNT TO BE SERVED CONCURRENTLY FOR A TOTAL TERM OF 1 YEAR; Dft shall comply with Standard Conditions of Supervision; Special Conditions of Supervision, Criminal Monetary Penalties, Schedule of Payments as set forth in jgm. \$128,253.26 RESTITUTION; \$300 SPECIAL ASSESSMENT due immediately to U.S. District Court, P.O. Box 1073, Covington, KY 41012-1073. Dft to self-surrender to institution designated no later than March 4, 2013 at 2:00 p.m. (cc: Paper copy w/ NOE to COR & copy of SOR; Electronic copy to USP and original SOR returned to USP; Electronic copy to USM, FLU, Finance). Signed by Judge Danny C. Reeves on 11/15/2012. (TED) (Entered: 11/16/2012)
11/20/2012	<u>88</u>	NOTICE OF APPEAL by Meredith L. Lawrence, pro se re <u>87</u> Judgment. Filing fee \$455, receipt number 2005052. TRANSMITTED to 6CCA via E-mail. cc: COR, 6CCA (Attachments: # <u>1</u> Receipt 2005052 for \$455.00 filing fee)(TED) (Entered: 11/20/2012)
11/21/2012		

		USCA Case Number as to Meredith L. Lawrence 12-6450 Case Manager Robin L. Johnson for <u>88</u> Notice of Appeal - Final Judgment filed by Meredith L. Lawrence, pro se. (TED) (Entered: 11/21/2012)
11/26/2012	<u>89</u>	SEALED PSR Rule 32(C) Information as to Meredith L. Lawrence (Attachments: # <u>1</u> Sealed Statement of Reasons) (Entered: 11/26/2012)
11/26/2012	<u>90</u>	SEALED PRESENTENCE INVESTIGATION REPORT as to Meredith L. Lawrence (Entered: 11/26/2012)
11/29/2012	<u>91</u>	NOTICE OF ATTORNEY APPEARANCE: Eric C. Deters appearing for Meredith L. Lawrence (Deters, Eric) (Entered: 11/29/2012)
12/07/2012	<u>92</u>	MOTION to Withdraw as Attorney by J. Richard Kiefer Motions referred to J. Gregory Wehrman. as to Meredith L. Lawrence. (Attachments: # <u>1</u> Proposed Order)(Kiefer, James) (Entered: 12/07/2012)
12/07/2012	<u>93</u>	VIRTUAL ORDER:granting <u>92</u> Motion to Withdraw as Attorney. James Richard Kiefer withdrawn from case. as to Meredith L. Lawrence (1). Signed by Judge Danny C. Reeves on 12/7/2012. (TED)cc: COR,USM,USP (Entered: 12/07/2012)
12/10/2012	<u>94</u>	MOTION to Withdraw as Attorney by Robert W. Carran. as to Meredith L. Lawrence. (Attachments: # <u>1</u> Proposed Order)(Carran, Robert) Modified removing referral on 12/11/2012 (TED). (Entered: 12/10/2012)
12/11/2012	<u>95</u>	ORDER:granting <u>94</u> Motion to Withdraw as Attorney by Robert W. Carran. Robert W. Carran withdrawn from case. as to Meredith L. Lawrence (1). Signed by Judge Danny C. Reeves on 12/11/2012. (TED)cc: COR,USM,USP (Entered: 12/11/2012)
02/27/2013	<u>96</u>	ORDER of USCA as to Meredith L. Lawrence: Def's motion to stay imposition of his sentence pending completion of the transcripts is DENIED . His motion for

		release on bond pending appeal is DENIED w/o prejudice to renewal upon completion of the transcripts. After the transcripts are filed, clerk shall expedite the appeal for briefing and submission to a merits panel. (Attachments: # <u>1</u> Cover letter)(TJZ) (Entered: 02/27/2013)
03/01/2013	<u>102</u>	ORDER of USCA (certified copy) as to Meredith L. Lawrence re <u>88</u> Notice of Appeal - Final Judgment-Motion for reconsideration is DENIED. (Attachments: # <u>1</u> 6CCA cover letter)(TED) (Entered: 03/04/2013)
03/04/2013	<u>97</u>	TRANSCRIPT of Proceedings: TRIAL - VOL II as to Meredith L. Lawrence for dates of 6/26/2012 before Judge Reeves, re <u>88</u> Notice of Appeal - Final Judgment Court Reporter: Cindy Oakes. Telephone Number: (859) 983-4346. Transcript ordered by: ERIC DETERS. <u>IMPORTANT NOTICE - REDACTION OF TRANSCRIPTS</u> : In order to remove personal identifier data from the transcript, a party must follow the Court's policy regarding the Redaction Responsibility of Counsel and Parties. The policy governing the redaction of personal information is located on the court website at www.kyed.uscourts.gov . <u>Read this policy carefully.</u> Sample forms, i.e., a Notice of Intent to Redact, may be found on the court website by clicking on <u>Local Forms</u> . If there are no redactions requested, the court will assume redaction of personal identifiers is not necessary and the transcript will be made available via PACER 90 days from today's date. The Transcript may be viewed at the court public terminal or purchased through the Court Reporter before the deadline for Release of Transcript Restriction. Redaction Request due 3/28/2013. Redacted Transcript Deadline set for 4/8/2013. Release of Transcript Restriction set for 6/6/2013. (Entered: 03/04/2013)
03/04/2013	<u>98</u>	

TRANSCRIPT of Proceedings: TRIAL - VOL. III as to Meredith L. Lawrence for dates of 6/27/2012 before Judge Reeves, re 88 Notice of Appeal - Final Judgment Court Reporter: Cindy Oakes. Telephone Number: (859)-983-4346. Transcript ordered by: ERIC DETERS.

IMPORTANT NOTICE - REDACTION OF

TRANSCRIPTS: In order to remove personal identifier data from the transcript, a party must follow the Court's policy regarding the Redaction Responsibility of Counsel and Parties. The policy governing the redaction of personal information is located on the court website at www.kyed.uscourts.gov. Read this policy carefully.

Sample forms, i.e., a Notice of Intent to Redact, may be found on the court website by clicking on Local Forms. If there are no redactions requested, the court will assume redaction of personal identifiers is not necessary and the transcript will be made available via PACER 90 days from today's date. The Transcript may be viewed at the court public terminal or purchased through the Court Reporter before the deadline for Release of Transcript Restriction. Redaction Request due 3/28/2013. Redacted Transcript Deadline set for 4/8/2013. Release of Transcript Restriction set for 6/6/2013. (Entered: 03/04/2013)

03/04/2013

99

TRANSCRIPT of Proceedings: TRIAL - VOL IV as to Meredith L. Lawrence for dates of 6/28/2012 before Judge Reeves, re 88 Notice of Appeal - Final Judgment Court Reporter: Cindy Oakes. Telephone Number: (859) 983-4346. Transcript ordered by: ERIC DETERS.

IMPORTANT NOTICE - REDACTION OF

TRANSCRIPTS: In order to remove personal identifier data from the transcript, a party must follow the Court's policy regarding the Redaction Responsibility of Counsel and Parties. The policy governing the redaction of personal information is located on the court website at www.kyed.uscourts.gov. Read this policy carefully.

Sample forms, i.e., a Notice of Intent to Redact, may be found on the court website by clicking on Local Forms. If there are no redactions requested, the court will assume redaction of personal identifiers is not necessary and the transcript will be made available via PACER 90 days from today's date. The Transcript may be viewed at the court public terminal or purchased through the Court Reporter before the deadline for Release of Transcript Restriction. Redaction Request due 3/28/2013. Redacted Transcript Deadline set for 4/8/2013. Release of Transcript Restriction set for 6/6/2013. (Entered: 03/04/2013)

03/04/2013

100

TRANSCRIPT of Proceedings: TRIAL - VOL V as to Meredith L. Lawrence for dates of 6/28/12 before Judge Reeves, re 88 Notice of Appeal - Final Judgment Court Reporter: Cindy Oakes. Telephone Number: (859) 983-4346. Transcript ordered by: ERIC DETERS.
IMPORTANT NOTICE - REDACTION OF TRANSCRIPTS: In order to remove personal identifier data from the transcript, a party must follow the Court's policy regarding the Redaction Responsibility of Counsel and Parties. The policy governing the redaction of personal information is located on the court website at www.kyed.uscourts.gov. Read this policy carefully. Sample forms, i.e., a Notice of Intent to Redact, may be found on the court website by clicking on Local Forms. If there are no redactions requested, the court will assume redaction of personal identifiers is not necessary and the transcript will be made available via PACER 90 days from today's date. The Transcript may be viewed at the court public terminal or purchased through the Court Reporter before the deadline for Release of Transcript Restriction. Redaction Request due 3/28/2013. Redacted Transcript Deadline set for 4/8/2013. Release of Transcript Restriction set for 6/6/2013. (Entered: 03/04/2013)

03/04/2013 101 TRANSCRIPT of Proceedings: TRIAL as to Meredith L. Lawrence for dates of 7/2/2012 before Judge Reeves, re 88 Notice of Appeal - Final Judgment Court Reporter: Cindy Oakes. Telephone Number: (859) 983-4346. Transcript ordered by: ERIC DETERS. IMPORTANT NOTICE - REDACTION OF TRANSCRIPTS: In order to remove personal identifier data from the transcript, a party must follow the Court's policy regarding the Redaction Responsibility of Counsel and Parties. The policy governing the redaction of personal information is located on the court website at www.kyed.uscourts.gov. Read this policy carefully. Sample forms, i.e., a Notice of Intent to Redact, may be found on the court website by clicking on Local Forms. If there are no redactions requested, the court will assume redaction of personal identifiers is not necessary and the transcript will be made available via PACER 90 days from today's date. The Transcript may be viewed at the court public terminal or purchased through the Court Reporter before the deadline for Release of Transcript Restriction. Redaction Request due 3/28/2013. Redacted Transcript Deadline set for 4/8/2013. Release of Transcript Restriction set for 6/6/2013. (Entered: 03/04/2013)

03/05/2013 103 TRANSCRIPT of Proceedings: TRIAL - VOL VII as to Meredith L. Lawrence for dates of 7/3/2012 before Judge Reeves, re 88 Notice of Appeal - Final Judgment Court Reporter: Cindy Oakes. Telephone Number: (859) 983-4346. Transcript ordered by: ERIC DETERS. IMPORTANT NOTICE - REDACTION OF TRANSCRIPTS: In order to remove personal identifier data from the transcript, a party must follow the Court's policy regarding the Redaction Responsibility of Counsel and Parties. The policy governing the redaction of personal information is located on the court website at www.kyed.uscourts.gov. Read this policy carefully. Sample forms, i.e., a Notice of Intent to Redact, may be

found on the court website by clicking on Local Forms. If there are no redactions requested, the court will assume redaction of personal identifiers is not necessary and the transcript will be made available via PACER 90 days from today's date. The Transcript may be viewed at the court public terminal or purchased through the Court Reporter before the deadline for Release of Transcript Restriction. Redaction Request due 3/29/2013. Redacted Transcript Deadline set for 4/8/2013. Release of Transcript Restriction set for 6/6/2013. (Entered: 03/05/2013)

03/06/2013

104

NOTICE REGARDING PASSPORT as to Meredith L. Lawrence. Def is not permitted to apply for the issuance of a passport during the pendency of this action. Def convicted. Def surrendered as ordered to begin serving his 27 month term of imprisonment. (TJZ) (Entered: 03/06/2013)

03/08/2013

105

TRANSCRIPT of Proceedings: TRIAL - VOL 8 as to Meredith L. Lawrence for dates of July 5, 2012 before Judge Reeves, re 88 Notice of Appeal - Final Judgment Court Reporter: Cindy Oakes. Telephone Number: (859) 983-4346. Transcript ordered by: ERIC DETERS.

IMPORTANT NOTICE - REDACTION OF TRANSCRIPTS: In order to remove personal identifier data from the transcript, a party must follow the Court's policy regarding the Redaction Responsibility of Counsel and Parties. The policy governing the redaction of personal information is located on the court website at www.kyed.uscourts.gov. Read this policy carefully. Sample forms, i.e., a Notice of Intent to Redact, may be found on the court website by clicking on Local Forms. If there are no redactions requested, the court will assume redaction of personal identifiers is not necessary and the transcript will be made available via PACER 90 days from today's date. The Transcript may be viewed at the court public terminal or purchased through the Court

		Reporter before the deadline for Release of Transcript Restriction. Redaction Request due 4/1/2013. Redacted Transcript Deadline set for 4/11/2013. Release of Transcript Restriction set for 6/10/2013. (Entered: 03/08/2013)
03/08/2013	<u>106</u>	<p>TRANSCRIPT of Proceedings: TRIAL - VOL 9 as to Meredith L. Lawrence for dates of 7/6/2012 before Judge Reeves, re <u>88</u> Notice of Appeal - Final Judgment Court Reporter: Cindy Oakes. Telephone Number: (859) 983-4346. Transcript ordered by: ERIC DETERS.</p> <p><u>IMPORTANT NOTICE - REDACTION OF TRANSCRIPTS:</u> In order to remove personal identifier data from the transcript, a party must follow the Court's policy regarding the Redaction Responsibility of Counsel and Parties. The policy governing the redaction of personal information is located on the court website at www.kyed.uscourts.gov. <u>Read this policy carefully.</u> Sample forms, i.e., a Notice of Intent to Redact, may be found on the court website by clicking on <u>Local Forms</u>. If there are no redactions requested, the court will assume redaction of personal identifiers is not necessary and the transcript will be made available via PACER 90 days from today's date. The Transcript may be viewed at the court public terminal or purchased through the Court Reporter before the deadline for Release of Transcript Restriction. Redaction Request due 4/1/2013. Redacted Transcript Deadline set for 4/11/2013. Release of Transcript Restriction set for 6/10/2013. (Entered: 03/08/2013)</p>
03/10/2013	<u>107</u>	<p>TRANSCRIPT of Proceedings: SENTENCING as to Meredith L. Lawrence for dates of 11/15/2012 before Judge Reeves, re <u>88</u> Notice of Appeal - Final Judgment Court Reporter: Cindy Oakes. Telephone Number: (859) 983-4346. Transcript ordered by: ERIC DETERS.</p> <p><u>IMPORTANT NOTICE - REDACTION OF TRANSCRIPTS:</u> In order to remove personal identifier</p>

data from the transcript, a party must follow the Court's policy regarding the Redaction Responsibility of Counsel and Parties. The policy governing the redaction of personal information is located on the court website at www.kyed.uscourts.gov. Read this policy carefully. Sample forms, i.e., a Notice of Intent to Redact, may be found on the court website by clicking on Local Forms. If there are no redactions requested, the court will assume redaction of personal identifiers is not necessary and the transcript will be made available via PACER 90 days from today's date. The Transcript may be viewed at the court public terminal or purchased through the Court Reporter before the deadline for Release of Transcript Restriction. Redaction Request due 4/4/2013. Redacted Transcript Deadline set for 4/15/2013. Release of Transcript Restriction set for 6/13/2013. (Entered: 03/10/2013)

03/12/2013

108

TRANSCRIPT of Proceedings: JUDGE'S READING OF INDICTMENT TO JURY as to Meredith L. Lawrence for dates of 6/26/2012 before Judge Reeves, re 88 Notice of Appeal - Final Judgment Court Reporter: Cindy Oakes. Telephone Number: (859) 983-4346. Transcript ordered by: LARRY LAWRENCE. IMPORTANT NOTICE - REDACTION OF TRANSCRIPTS: In order to remove personal identifier data from the transcript, a party must follow the Court's policy regarding the Redaction Responsibility of Counsel and Parties. The policy governing the redaction of personal information is located on the court website at www.kyed.uscourts.gov. Read this policy carefully. Sample forms, i.e., a Notice of Intent to Redact, may be found on the court website by clicking on Local Forms. If there are no redactions requested, the court will assume redaction of personal identifiers is not necessary and the transcript will be made available via PACER 90 days from today's date. The Transcript may be viewed at the court public terminal or purchased through

the Court Reporter before the deadline for Release of Transcript Restriction. Redaction Request due 4/5/2013. Redacted Transcript Deadline set for 4/15/2013. Release of Transcript Restriction set for 6/13/2013. (Entered: 03/12/2013)

03/18/2013	<u>109</u>	<p>TRANSCRIPT of Proceedings: JURY INSTRUCTIONS as to Meredith L. Lawrence for dates of 7/6/2012 before Judge Reeves, re <u>88</u> Notice of Appeal - Final Judgment Court Reporter: Cindy Oakes. Telephone Number: (859) 983-4346. Transcript ordered by: ERIC DETERS.</p> <p><u>IMPORTANT NOTICE - REDACTION OF TRANSCRIPTS:</u> In order to remove personal identifier data from the transcript, a party must follow the Court's policy regarding the Redaction Responsibility of Counsel and Parties. The policy governing the redaction of personal information is located on the court website at www.kyed.uscourts.gov. <u>Read this policy carefully.</u> Sample forms, i.e., a Notice of Intent to Redact, may be found on the court website by clicking on <u>Local Forms</u>. If there are no redactions requested, the court will assume redaction of personal identifiers is not necessary and the transcript will be made available via PACER 90 days from today's date. The Transcript may be viewed at the court public terminal or purchased through the Court Reporter before the deadline for Release of Transcript Restriction. Redaction Request due 4/11/2013. Redacted Transcript Deadline set for 4/22/2013. Release of Transcript Restriction set for 6/20/2013. (Entered: 03/18/2013)</p>
03/27/2013	<u>110</u>	<p>MOTION to Release Bond Obligation by USA Motions referred to J. Gregory Wehrman. as to Meredith L. Lawrence. (Attachments: # <u>1</u> Proposed Order)(Leonhard, Elaine) (Entered: 03/27/2013)</p>
03/27/2013	<u>111</u>	<p>ORDER: It is ordered that the United States' <u>110</u> Motion to Release Bond Obligation as to Meredith L. Lawrence</p>

		(1) is GRANTED. Clerk of the United States District Court for the Eastern District of Kentucky may now release the cash bond in the form he deems appropriate. Signed by Judge Danny C. Reeves on 03/27/2013. (TED) cc: COR,USM,USP,Lexington Finance (Entered: 03/27/2013)
04/29/2013	<u>112</u>	TRANSCRIPT of Proceedings: PROCEEDINGS HAD AFTER JURY INSTRUCTIONS as to Meredith L. Lawrence for dates of 7/6/2012 before Judge Reeves, re <u>88</u> Notice of Appeal - Final Judgment Court Reporter: Cindy Oakes. Telephone Number: (859) 983-4346. Transcript ordered by: LARRY LAWRENCE. <u>IMPORTANT NOTICE - REDACTION OF TRANSCRIPTS</u> : In order to remove personal identifier data from the transcript, a party must follow the Court's policy regarding the Redaction Responsibility of Counsel and Parties. The policy governing the redaction of personal information is located on the court website at www.kyed.uscourts.gov . <u>Read this policy carefully.</u> Sample forms, i.e., a Notice of Intent to Redact, may be found on the court website by clicking on <u>Local Forms</u> . If there are no redactions requested, the court will assume redaction of personal identifiers is not necessary and the transcript will be made available via PACER 90 days from today's date. The Transcript may be viewed at the court public terminal or purchased through the Court Reporter before the deadline for Release of Transcript Restriction. Redaction Request due 5/23/2013. Redacted Transcript Deadline set for 6/3/2013. Release of Transcript Restriction set for 8/1/2013. (Entered: 04/29/2013)
09/18/2013	<u>113</u>	ORDER of USCA as to Meredith L. Lawrence re <u>88</u> Notice of Appeal - Final Judgment DENYING motions for release pending appeal filed by Mr. Eric C. Deters. (Attachments: # <u>1</u> 6CCA cover letter)(TED) (Entered: 09/18/2013)

11/19/2013	<u>114</u>	ORDER of USCA as to Meredith L. Lawrence re <u>88</u> Notice of Appeal - Final Judgment. It is ordered that the appellant's motion to continue oral argument is granted. Court will reschedule oral argument on its next available oral argument calendar. (Attachments: # <u>1</u> 6CCA cover letter)(TED) (Entered: 11/19/2013)
11/25/2013	<u>115</u>	ORDER of USCA as to Meredith L. Lawrence re <u>88</u> Notice of Appeal - Final Judgment. Appellant's motion requesting oral agrument is denied. (Attachments: # <u>1</u> 6CCA cover letter)(TED) (Entered: 11/25/2013)
01/08/2014	<u>116</u>	ORDER of USCA as to Meredith L. Lawrence re <u>88</u> Notice of Appeal - Final Judgment. Motion of Appellant to file supplemental brief is DENIED. (Attachments: # <u>1</u> 6CCA cover letter)(TED) (Entered: 01/08/2014)
03/03/2014	<u>117</u>	INFORMATION COPY OF ORDER/JUDGMENT of USCA (certified copy) as to Meredith L. Lawrence re <u>88</u> Notice of Appeal - Final Judgment affirming decision of District Court. (Attachments: # <u>1</u> Cover letter 6CCA (Mandate to issue))(TED) (Entered: 03/03/2014)
04/29/2014	<u>118</u>	MANDATE of USCA (certified copy) as to Meredith L. Lawrence (Attachments: # <u>1</u> 6CCA cover letter)(TED) (Entered: 04/29/2014)
07/21/2014	<u>119</u>	LETTER from Supreme Court of United States: Petition for a writ of certiorari in case was filed on July 16, 2014 and placed on the docket July 18, 2014 as No. 14-57. (TED) (Entered: 07/22/2014)
10/08/2014	<u>120</u>	LETTER from Supreme Court: The petition for writ of certiorari is denied. (TED) (Entered: 10/08/2014)
12/31/2014	<u>121</u>	PRO SE RULE 33 MOTION for New Trial as to Meredith L. Lawrence. (Attachments: # <u>1</u> Exhibit 1 - Letter to Elaine Leohard, # <u>2</u> Exhibit 2 - Letter to J. Richard Kiefer, # <u>3</u> Exhibit 5 - Excerpt of Transcript from Sentencing, # <u>4</u> Exhibit 6 - Affidavit of Rick Fields, # <u>5</u> Exhibit 7 - Letter to Robert McBride and Elaine

		Leonhard, # <u>6</u> Exhibit 13 - Criminal Investigation Handbook, # <u>7</u> Exhibit 23 - Grand Jury Testimony, # <u>8</u> Exhibit 25 - Excerpt of Transcript from Trial, # <u>9</u> Exhibit 26 - Excerpt of Transcript from Trial, # <u>10</u> Exhibit 28 - Excerpt of Transcript from Trial, # <u>11</u> Exhibit 30 - Letter to Robert Carran, # <u>12</u> Exhibit 34 - Application for Reward for Original Information, # <u>13</u> Exhibit 35 - Excerpt of Deposition of Donna Bond, # <u>14</u> Exhibit 36 - Excerpt of Deposition of Donna Bond, # <u>15</u> Exhibit 37 - Excerpt of Transcript of Trial) (LST) (Entered: 12/31/2014)
01/02/2015	<u>122</u>	MOTION to Amend/Correct <u>121</u> MOTION for New Trial disclosing new phone number and address filed by Meredith L. Lawrence, pro se. (TED) (Entered: 01/02/2015)
01/05/2015	<u>123</u>	VIRTUAL ORDER:granting <u>122</u> Motion to Amend/Correct as to Meredith L. Lawrence (1). The Court does not address the merit of the separate motion for a new trial at this time. Signed by Judge Danny C. Reeves on 1/3/2015. (TED)cc: COR,USM,USP, Meredith L. Lawrence (Entered: 01/05/2015)
01/06/2015	<u>124</u>	ORDER as to Meredith L. Lawrence re <u>121</u> MOTION for New Trial filed by Meredith L. Lawrence: It is ordered that the United States is directed to file a Response within the time provided by Rule 12.1(d) of the Joint Local Rules of Criminal Practice for the Eastern and Western Districts of Kentucky. The defendant may file a Reply within 14 days of service of the Response. Subject to intervening orders, the defendant's motion will stand submitted upon earlier of the expiration of this briefing period or the filing of defendant's Reply. Signed by Judge Danny C. Reeves on 1/5/2015. (TED)cc: COR,USM,USP, Meredith L. Lawrence (Entered: 01/06/2015)
01/14/2015	<u>125</u>	

		RESPONSE in Opposition by USA as to Meredith L. Lawrence re <u>121</u> MOTION for New Trial (Attachments: # <u>1</u> Exhibit June 20, 2012 Letter)(Leonhard, Elaine) (Entered: 01/14/2015)
01/27/2015	<u>126</u>	NOTICE OF FILING AFFIDAVIT by Robert Carran by USA as to Meredith L. Lawrence re <u>125</u> Response in Opposition to Motion (Attachments: # <u>1</u> Exhibit Affidavit of Robert Carran)(Leonhard, Elaine) Modified text to describe and adding link on 1/28/2015 (TED). (Entered: 01/27/2015)
01/28/2015	<u>127</u>	REPLY TO RESPONSE to Motion filed by Meredith L. Lawrence, pro se re <u>121</u> MOTION for New Trial (Attachments: # <u>1</u> Part 1 - Various Exhibits, # <u>2</u> Part 2 - Various Exhibits)(TED) (Entered: 01/28/2015)
01/28/2015	<u>128</u>	STANDING ORDER 15-1 as to Meredith L. Lawrence; 1) All criminal matters on the Covington docket, regardless of filing date, and w/the exception of motions to vacate, correct or modify a sentence pursuant to 28 U.S.C. §2255 are assigned to Magistrate Judge Candace J. Smith. Signed by Judge David L. Bunning on 1/9/2015. (TED)cc: COR,USM,USP (Entered: 01/28/2015)
01/28/2015	<u>129</u>	MOTION for Order pursuant to Local Criminal Rule 12.1 (f) filed by Meredith L. Lawrence, pro se. (TED) (Attachments: # <u>1</u> Proposed Order) Modified adding clerk initials on 1/29/2015 (TED). (Entered: 01/28/2015)
01/29/2015	<u>130</u>	VIRTUAL ORDER: denying <u>129</u> Order on Motion for Order as to Meredith L. Lawrence (1). Signed by Judge Danny C. Reeves on 1/28/2015. (TED)cc: COR,USM,USP,Meredith Lawrence via U.S. Mail. Modified to note cc: Lawrence on 1/29/2015 (TED). (Entered: 01/29/2015)
01/29/2015		*** MOTION SUBMITTED TO CHAMBERS OF JUDGE REEVES to review re <u>121</u> MOTION for New

		Trial filed as to Meredith L. Lawrence (TED) (Entered: 01/29/2015)
02/02/2015	<u>131</u>	MEMORANDUM OPINION AND ORDER as to Meredith L. Lawrence: It is ordered that Defendant Meredith Lawrence's <u>121</u> MOTION for New Trial and request for a hearing are DENIED. Any other miscellaneous relief requested in his motion is also DENIED. Signed by Judge Danny C. Reeves on 2/02/2015. (TED)cc: COR,USM,USP, Meredith L. Lawrence via U.S. Mail (Entered: 02/02/2015)
02/05/2015	<u>132</u>	NOTICE OF APPEAL by Meredith L. Lawrence, pro se re <u>131</u> Memorandum Opinion and Order. Filing fee \$ 505, receipt number 130449. TRANSMITTED to 6CCA via E-mail. cc: COR, 6CCA, Meredith Lawrence via U.S. Mail (TED) (Entered: 02/05/2015)
02/05/2015	<u>133</u>	APPEAL Filing fee received - \$ 505.00, receipt number 130449 (TED) (Entered: 02/05/2015)
02/06/2015		USCA Case Number as to Meredith L. Lawrence 15-5126 Case Manager Robin L. Johnson for <u>132</u> Notice of Appeal - Final Judgment filed by Meredith L. Lawrence. Received via e-mail. (TED) (Entered: 02/06/2015)
02/06/2015	<u>134</u>	SEALED PSR Rule 32(C) Information as to Meredith L. Lawrence (Attachments: # <u>1</u> Sealed Statement of Reasons) (Entered: 02/06/2015)
02/06/2015	<u>135</u>	SEALED PRESENTENCE INVESTIGATION REPORT as to Meredith L. Lawrence (Entered: 02/06/2015)

PACER Service Center			
Transaction Receipt			
09/14/2015 14:56:58			
PACER Login:	od0132:2742357:0	Client Code:	odc

Description:	Docket Report	Search Criteria:	2:11-cr-00052-DCR-CJS
Billable Pages:	18	Cost:	1.80

UNITED STATES DISTRICT COURT

Eastern District of Kentucky

UNITED STATES OF AMERICA

v.

Meredith L. Lawrence

JUDGMENT IN A CRIMINAL CASE

Case Number: 2:11-CR-52-DCR-1

USM Number: 15284-032

James R. Kiefer/Robert W. Carran Court Reporter: Cindy Oakes
 Defendant's Attorney

THE DEFENDANT:

- pleaded guilty to count(s)
- pleaded nolo contendere to count(s) which was accepted by the court.
- was found guilty on count(s) One through Three of the Indictment after a plea of not guilty.

Eastern District of Kentucky
FILED

NOV 15 2012

AT FRANKFORT
 ROBERT R. CARR
 CLERK U.S. DISTRICT COURT

The defendant is adjudicated guilty of these offenses:

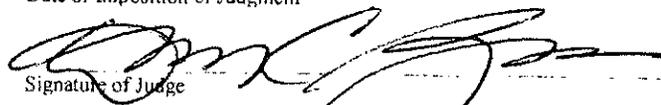
<u>Title & Section</u>	<u>Nature of Offense</u>	<u>Offense Ended</u>	<u>Count</u>
26:7206(1)	Filing False Tax Returns	04/13/2005	One
26:7206(1)	Filing False Tax Returns	06/07/2006	Two
26:7206(1)	Filing False Tax Returns	10/05/2007	Three

The defendant is sentenced as provided in pages 2 through 6 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- The defendant has been found not guilty on count(s)
- Count(s) is are dismissed on the motion of the United States.

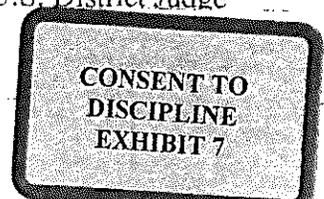
It is ordered that the defendant must notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid. If ordered to pay restitution, the defendant must notify the court and United States attorney of material changes in economic circumstances.

November 15, 2012
 Date of Imposition of Judgment


 Signature of Judge

Honorable Danny C. Reeves, U.S. District Judge
 Name and Title of Judge

November 15, 2012
 Date



DEFENDANT: Meredith L. Lawrence
CASE NUMBER: 2:11-CR-52-DCR-1

Judgment — Page 2 of 6

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a total term of:

27 Months on each count, to be served concurrently, for a total of 27 MONTHS.

The court makes the following recommendations to the Bureau of Prisons:
The Court recommends that the defendant be designated to the FCI Manchester Camp, in Manchester, Kentucky, or a secondary recommendation of a camp facility closest to his residence.

The defendant is remanded to the custody of the United States Marshal.

The defendant shall surrender to the United States Marshal for this district:

at _____ a.m. p.m. on _____

as notified by the United States Marshal.

The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons:

before 2 p.m. on March 4, 2013

as notified by the United States Marshal.

as notified by the Probation or Pretrial Services Office.

RETURN

I have executed this judgment as follows:

Defendant delivered on _____ to _____

at _____, with a certified copy of this judgment.

UNITED STATES MARSHAL

By _____
DEPUTY UNITED STATES MARSHAL

DEFENDANT: Meredith L. Lawrence
CASE NUMBER: 2:11-CR-52-DCR-1

Judgment—Page 3 of 6

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of :

1 Year on each count, to be served concurrently, for a total term of 1 YEAR.

The defendant must report to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.

The defendant shall not commit another federal, state or local crime.

The defendant shall not unlawfully possess a controlled substance. The defendant shall refrain from any unlawful use of a controlled substance. The defendant shall submit to one drug test within 15 days of release from imprisonment and at least two periodic drug tests thereafter, as determined by the court.

- The above drug testing condition is suspended, based on the court's determination that the defendant poses a low risk of future substance abuse. *(Check, if applicable.)*
- The defendant shall not possess a firearm, ammunition, destructive device, or any other dangerous weapon. *(Check, if applicable.)*
- The defendant shall cooperate in the collection of DNA as directed by the probation officer. *(Check, if applicable.)*
- The defendant shall comply with the requirements of the Sex Offender Registration and Notification Act (42 U.S.C. § 16901, *et seq.*) as directed by the probation officer, the Bureau of Prisons, or any state sex offender registration agency in which he or she resides, works, is a student, or was convicted of a qualifying offense. *(Check, if applicable.)*
- The defendant shall participate in an approved program for domestic violence. *(Check, if applicable.)*

If this judgment imposes a fine or restitution, it is a condition of supervised release that the defendant pay in accordance with the Schedule of Payments sheet of this judgment.

The defendant must comply with the standard conditions that have been adopted by this court as well as with any additional conditions on the attached page.

STANDARD CONDITIONS OF SUPERVISION

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer in a manner and frequency directed by the court or probation officer;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation, unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer at least ten days prior to any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any controlled substance or any paraphernalia related to any controlled substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity and shall not associate with any person convicted of a felony, unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view of the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court; and
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

DEFENDANT: Meredith L. Lawrence
CASE NUMBER: 2:11-CR-52-DCR-1

SPECIAL CONDITIONS OF SUPERVISION

The defendant shall not incur new credit charges or open additional lines of credit without the approval of the probation officer unless he is in compliance with the installment payment schedule.

The defendant shall provide the probation officer with access to any requested financial information.

The defendant shall submit his person, residence and curtilage, office or vehicle to a search, upon direction and discretion of the United States Probation Office.

The defendant shall cooperate with the I.R.S. in rectifying tax liability, including abiding by any tax repayment schedule established by the I.R.S.

The defendant shall timely file federal income tax returns during the term of supervision.

Restitution in the amount of \$128,253.26 shall be due immediately. The defendant shall pay restitution to the victim of this case. The payments will be \$25.00 per quarter (if incarcerated) unless the defendant is employed through UNICOR Prison Industries, then the quarterly payments shall be \$60.00 per quarter. Any remaining unpaid balance upon release shall be set by subsequent orders of the Court.

Pursuant to Public Law 108-405, Revised DNA Collection Requirements Under the Justice for All Act of 2004, the defendant shall submit to DNA collection if the offense of conviction is a felony.

ACKNOWLEDGMENT

Upon a finding of a violation of probation or supervised release, I understand that the Court may (1) revoke supervision, (2) extend the term of supervision, and/or (3) modify the conditions of supervision.

These conditions have been read to me. I fully understand the conditions and have been provided a copy of them.

(Signed) _____
(Defendant)

_____ Date

_____ U. S. Probation Officer/Designated Witness

_____ Date

DEFENDANT: Meredith L. Lawrence
CASE NUMBER: 2:11-CR-52-DCR-1

SCHEDULE OF PAYMENTS

Having assessed the defendant's ability to pay, payment of the total criminal monetary penalties is due as follows:

- A Lump sum payment of \$ 128,553.26 due immediately, balance due
 - not later than _____, or
 - in accordance C, D E, or F below; or
- B Payment to begin immediately (may be combined with C, D, or F below); or
- C Payment in equal _____ (e.g., weekly, monthly, quarterly) installments of \$ _____ over a period of _____ (e.g., months or years), to commence _____ (e.g., 30 or 60 days) after the date of this judgment; or
- D Payment in equal _____ (e.g., weekly, monthly, quarterly) installments of \$ _____ over a period of _____ (e.g., months or years), to commence _____ (e.g., 30 or 60 days) after release from imprisonment to a term of supervision; or
- E Payment during the term of supervised release will commence within _____ (e.g., 30 or 60 days) after release from imprisonment. The court will set the payment plan based on an assessment of the defendant's ability to pay at that time; or
- F Special instructions regarding the payment of criminal monetary penalties:

\$300.00 Special Assessment is due immediately. Additionally, the defendant shall pay restitution in the amount of \$128,253.26 to the Internal Revenue Service, which shall be due immediately. The payments will be \$25.00 per quarter (if incarcerated), unless the defendant is employed through UNICOR Prison Industries, then the quarterly payments shall be \$60.00 per quarter. Any remaining unpaid balance upon release shall be set by subsequent orders of the Court. Criminal monetary penalties are payable to: Clerk, U.S. District Court, Eastern District of Kentucky, P.O. Box 1073, Covington, Kentucky 41012

Unless the court has expressly ordered otherwise, if this judgment imposes imprisonment, payment of criminal monetary penalties is due during imprisonment. All criminal monetary penalties, except those payments made through the Federal Bureau of Prisons' Inmate Financial Responsibility Program, are made to the clerk of the court.

The defendant shall receive credit for all payments previously made toward any criminal monetary penalties imposed.

- Joint and Several
- Defendant and Co-Defendant Names and Case Numbers (including defendant number), Total Amount, Joint and Several Amount, and corresponding payee, if appropriate.

- The defendant shall pay the cost of prosecution.
- The defendant shall pay the following court cost(s):
- The defendant shall forfeit the defendant's interest in the following property to the United States:

Payments shall be applied in the following order: (1) assessment, (2) restitution principal, (3) restitution interest, (4) fine principal, (5) fine interest, (6) community restitution, (7) penalties, and (8) costs, including cost of prosecution and court costs.

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF KENTUCKY
NORTHERN DIVISION
COVINGTON

FILED
AUG 11 2011
U.S. DISTRICT COURT
COVINGTON, KY

UNITED STATES OF AMERICA

v.

INDICTMENT NO. 11-52-DL-J661

MEREDITH L. LAWRENCE

* * * * *

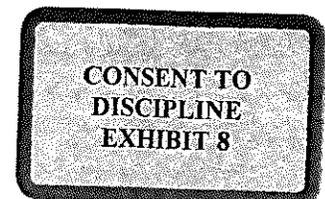
THE GRAND JURY CHARGES:

COUNT 1
26 U.S.C. § 7206(1)

On or about April 13, 2005, in Gallatin County, in the Eastern District of
Kentucky,

MEREDITH L. LAWRENCE,

a resident of Sparta, Kentucky, did willfully make and subscribe an IRS Form 1040,
which was verified by a written declaration that it was made under the penalties of perjury
and which he did not believe to be true and correct as to every material matter. That Form
1040, which was prepared and signed in the Eastern District of Kentucky and was filed
with the Internal Revenue Service, stated that Lawrence's adjusted gross income was
\$1,011,380, whereas, as he then and there knew and believed his adjusted gross income
was greater than \$1,011,380, all in violation of 26 U.S.C. § 7206(1).



COUNT 2
26 U.S.C. § 7206(1)

On or about June 7, 2006, in Gallatin County, in the Eastern District of Kentucky,

MEREDITH L. LAWRENCE,

a resident of Sparta, Kentucky, did willfully make and subscribe an IRS Form 1040, which was verified by a written declaration that it was made under the penalties of perjury and which he did not believe to be true and correct as to every material matter. That Form 1040, which was prepared and signed in the Eastern District of Kentucky and was filed with the Internal Revenue Service, stated that Lawrence's adjusted gross income was \$246,609, whereas, as he then and there knew and believed that his adjusted gross income was greater than \$246,609, all in violation of 26 U.S.C. § 7206(1).

COUNT 3
26 U.S.C. § 7206(1)

On or about October 5, 2007, in Gallatin County, in the Eastern District of
Kentucky,

MEREDITH L. LAWRENCE,

a resident of Sparta, Kentucky, did willfully make and subscribe an IRS Form 1040, which was verified by a written declaration that it was made under the penalties of perjury and which he did not believe to be true and correct as to every material matter. That Form 1040, which was prepared and signed in the Eastern District of Kentucky and was filed with the Internal Revenue Service, stated that Lawrence's taxable income was \$371,151,

whereas, as he then and there knew and believed that his adjusted gross income was greater than \$371,151, all in violation of 26 U.S.C. § 7206(1).

A TRUE BILL



KERRY B. HARVEY
UNITED STATES ATTORNEY

PENALTIES

COUNTS 1-3: Not more than 3 years imprisonment, \$100,000 fine, together with the costs of prosecution, and 1 year supervised release.

PLUS: Mandatory special assessment of \$100 per count.

PLUS: Restitution, if applicable.

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF KENTUCKY
NORTHERN DIVISION
COVINGTON

Eastern District of Kentucky

FILED

NOV 20 2012

AT COVINGTON
ROBERT R. CARR
CLERK U.S. DISTRICT COURT

CASE NUMBER: 2:11-CR-52-DCR-1
USM NUMBER: 15284-032

UNITED STATES OF AMERICA

PLAINTIFF

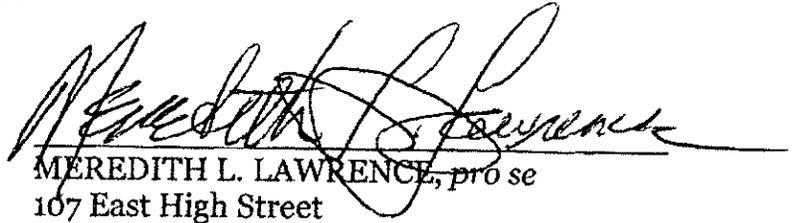
VS.

MEREDITH L. LAWRENCE

DEFENDANT

NOTICE OF APPEAL

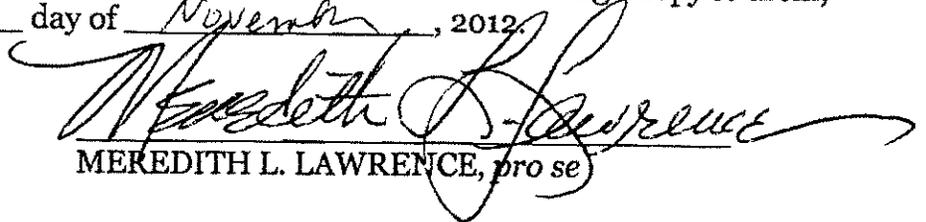
Comes now the Defendant, Meredith L. Lawrence, *pro se*, and hereby gives notice of his appeal to the United States Court of Appeals for the Sixth Circuit from the Judgment of Conviction entered herein.



MEREDITH L. LAWRENCE, *pro se*
107 East High Street
P.O. Box 1330
Warsaw, KY 41095

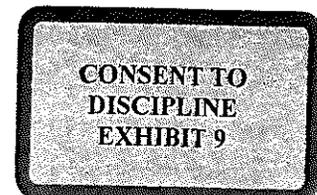
CERTIFICATION

I hereby certify that I have served a copy of the foregoing pleading upon the individuals or their attorneys whose names are shown below be sending a copy to them, postage prepaid, this 20 day of November, 2012.



MEREDITH L. LAWRENCE, *pro se*

Clerk, Court of Appeals
United States Court of Appeals for the Sixth Circuit
540 Potter Stewart, U.S. Courthouse
100 East 5th Street
Cincinnati, OH 45202-3988



Robert K. McBride
Elaine K. Leonhard
Assistant United States Attorneys
Office of United States Attorney
207 Grandview Drive, Suite 400
Ft. Mitchell, KY 41017

MEREDITH L. LAWRENCE 0708 FEDERAL DISTRICT COURT 107 E. HIGH ST. WARSAW, KY 40383 PH. 502-587-4500		12/03/2012 11473
PAY TO THE ORDER OF US District Court Three Hundred and 00/100		11473/012 \$ 300.00
MEMO special assessment (re. 2:11CR520CR #011473# (08190306 91: 73 024 95#		DOLLARS
Meredith L. Lawrence		12/03/2012 11473 \$300.00

CONSENT TO
 DISCIPLINE
 EXHIBIT 10



U.S. Department of Justice

United States Attorney's Office
Eastern District of Kentucky

260 West Vine Street, Suite 300
Lexington, Kentucky 40507

(859) 233-2661
Fax: (859) 233-2533

December 4, 2012

Mr. Meredith Lawrence
465 Highway 467
Sparta, KY 41086

Re: U.S. v. Meredith Lawrence
Covington Crm. 2-11-52
DEMAND FOR PAYMENT

Dear Mr. Lawrence:

On November 15, 2012 the Covington Division of the United States District Court entered a Judgment in a Criminal Case against you. You were ordered to pay an assessment of \$300.00 and restitution in the amount of \$128,253.26. Interest is statutory and unless waived will begin to accrue fifteen days after the entry of judgment at the rate of .180% per annum. This debt was due immediately and remains unpaid. A balance of \$128,253.26 remains due and owing.

To make a payment you should use a certified check, a bank cashier's check or a money order payable to the Clerk, U.S. District Court and mailed to the United States Clerk's Office, P.O. Box 1073, Covington, KY 41012. To ensure proper credit, "Covington 2-11-52" should be noted on the payment. The Clerk's Office will notify this Office when a payment has been received.

If you are unable to pay this debt in full at the present time and have not completed a Financial Disclosure Statement for the United States Attorney's Office within the last 60 days we request that you complete this form and return it to our office within the next 15 days. You may suggest a payment amount for our consideration.

You should have received the Notice of Intent to Offset. This notice explained that any payment you were entitled to receive through the U.S. Department of Treasury would be offset against your criminal debt, this includes but is not limited to tax refunds and social security benefits.

You should also know that a fine or payment of restitution is delinquent if a payment is more than 30 days late. In such event a delinquency penalty of 10% will be imposed. A fine or payment of restitution is in default if a payment is delinquent for more than 90 days. In this event, a default penalty of an additional 15% will be imposed. See 18 U.S.C. 3572(h) and (i), and 18 U.S.C. 3612(g). In other words, failure to pay this debt can result in penalties of 25%

CONSENT TO
DISCIPLINE
EXHIBIT 11

being added to the balance.

U.S. v Lawrence

Page 2

December 4, 2012

Furthermore, you have an obligation to notify this office of any change in your address within 30 days of the change.

Failure to comply with this letter could result in additional penalties being levied against you and enforced collection actions.

Very truly yours,

KERRY B. HARVEY
UNITED STATES ATTORNEY

BY: Lynne Woodrum
Lynne Woodrum
Paralegal Specialist

WARSAW PO
 WARSAW, Kentucky
 410959998
 3816070695 -0098
 12/17/2012 (800)275-8777 04:13:36 PM

Sales Receipt		
Product Description	Sale Qty Price	Final Price
COVINGTON, KY 41011 Zone-1 First Class Letter 0.80 oz. Expected Delivery: Tue 12/18/12		\$0.45
Return Rcpt (Green Card)		\$2.35
Certified		\$2.95
Label #: 7005182000-45581		
Customer Postage		\$0.45
Subtotal:		\$5.30
Issue PVI:		\$5.30

Total: \$5.30
 Paid by: Personal Ct. k \$5.30

Order stamps at usps.com/shop or call 1-800-Stamp24. Go to usps.com/clickship to print shipping labels with postage. For other information call 1-800-ASK-USPS.

 Get your mail when and where you want it with a secure Post Office Box. Sign up for a box online at usps.com/poboxes.

Bill #: 1000201702593
 Clerk: 04

All sales final on stamps and postage
 Refunds for guaranteed services only.
 Thank you for your business

Note: Express Mail refund restrictions in effect for mailing dates Jan. 22 - 25

HELP US SERVE YOU

Go to: <https://postal.expert.usps.gov>

TELL US ABOUT YOUR MAIL
 POSTAL EXPERIENCE

YOUR OPINION COUNTS

Customer C

Postal Service
CERTIFIED MAIL RECEIPT
 (Domestic Mail Only - No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage	\$2.95	04
Certified Fee	\$2.35	17 2012
Return Receipt Fee (Endorsement Required)	\$2.00	12/17/2012
Restricted Delivery Fee (Endorsement Required)	\$0.00	
Total Postage & Fees	\$7.30	

Postmark Here

Cont. To: _____
 Street, Apt. No. or PO Box No. _____
 City, State, ZIP+4 _____ 41012

42542 2000 028T 500L

2. Article Number (Transfer from service label) 7005 1820 0007 7974 5581
 PS Form 3811, February 2004 Domestic Return Receipt

1. Article Addressed to:
 United States Clerk's Office
 PO Box 1093
 Covington, KY 41012

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:
 United States Clerk's Office
 PO Box 1093
 Covington, KY 41012

3. Service Type
 Certified Mail
 Registered Mail
 Insured Mail
 G.O.D.
 Express Mail
 Return Receipt for Merchandise

4. Restricted Delivery (Extra Fee)
 Yes
 No

COMPLETE THIS SECTION ON DELIVERY

A. Signature _____
 B. Received by (Printed Name) _____
 C. Date of Delivery _____
 D. Delivery address different from item 1? (If YES, enter delivery address below.)
 Yes
 No

E. Agent Addressed to _____
 Agent
 Addressee

102595-02-M-15-00

First

Bankers
Bank

Clerk, U.S. District Court

PAY
TO
THE
ORDER
OF

One Hundred Twenty Eight Thousand Two Hundred Sixty Four and 01/100

\$128,264.61

Remitted: **Matthew A. Lawrence**
Washington, D.C.

Paid with objection & notice of appeal filed

Case No. 13-100789-21078000-17450814
U.S. District Court for the District of Columbia

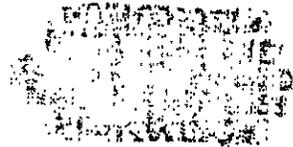
Matthew A. Lawrence

130789-21078000-17450814

04/27/2015

CHECK NO. 207176

APR 25 2015



APR 25 2015

I.

Defendant Meredith Lawrence was a personal injury lawyer who owned Racers, a strip club, held a number of residential and commercial office properties, which he leased, and lived on over 3,000 acres of land, which he farmed. He earned income from these businesses and operated them with the assistance of several employees, including bookkeepers. In 2003, Lawrence hired CPA Robert Ryan to prepare tax returns for all of the entities in which Lawrence was involved. Ryan also prepared and electronically filed Lawrence's personal tax returns for 2004, 2005, and 2006. Ryan included Lawrence's unique PIN (Personal Identification Number) on each return.

In August of 2011, a grand jury indicted Lawrence for filing three false tax returns in violation of 26 U.S.C. § 7206(1). The three-count indictment alleged that during the 2004 (count one), 2005 (count two), and 2006 (count three) tax years, Lawrence willfully signed his personal income tax returns, under penalties of perjury, when he knew and believed that his adjusted gross income (AGI) was greater than what he reported on the Form 1040s for these years.

During a two-week jury trial, the government introduced proof that Lawrence failed to report income from five different sources: (1) "house fees" from the exotic dancers who worked at Racers;¹ (2) withdrawals from his client trust accounts; (3) rental income from attorneys who leased office space from him; (4) reimbursements from those same attorneys for office expenses; and (5) rental income from residential tenants.

¹The exotic dancers at Racers had to pay several different fees to the "house." These included a daily right-to-work fee, a percentage of their earnings from their dances, and a parking fee.

At the close of the government's case, Lawrence moved for a judgment of acquittal on counts two and three based on the government's failure to enter Forms 8879 into evidence for the 2005 and 2006 tax years. Lawrence argued that without these forms, there was no proof that he actually signed those returns (and thus not subject to their jurat) because a PIN functions as a signature on e-filed returns only if the taxpayer completes a Form 8879 for the year in question. The district court denied the motion. Lawrence raised the issue again in his renewed motion for a judgment of acquittal at the close of his defense, which the court denied.

The jury convicted Lawrence on all three counts. The district court sentenced him to twenty-seven months on each count, to be served concurrently, and one year of supervised release. The court also ordered Lawrence to pay \$128,253 in restitution to the IRS as a special condition of his supervised release. Lawrence timely appealed.

II.

Lawrence begins by arguing that the indictment is constitutionally deficient for two reasons. First, he contends that the indictment is insufficiently specific because, although it charges that he made willfully false income statements in his personal returns, it does not indicate with sufficient particularity which specific income statements in those returns were false. Second, Lawrence argues that the indictment is duplicitous. He claims that five separate offenses are "effectively" charged in each one of the indictment's three counts because the government presented five sources of allegedly unreported income at trial, each of which amount to a separate violation of 26 U.S.C. § 7206(1).

The government responds that Lawrence has waived his right to challenge the technical specificity of the indictment by failing to raise this claim before trial. And even if he had preserved the issue, the indictment is facially sufficient. The government also responds that, to the extent that Lawrence's duplicity challenge alleges a substantive rights violation, which he may raise for the first time on appeal, the indictment is not duplicitous because the source of unreported income is not an essential element of a § 7206(1) offense.

If the issue has been preserved, we review the sufficiency of an indictment *de novo*. *United States v. DeZarn*, 157 F.3d 1042, 1046 (6th Cir. 1998). An indictment is sufficient if it fully, directly, and expressly sets forth all the elements necessary to constitute the offense intended to be punished. *United States v. Douglas*, 398 F.3d 407, 411 (6th Cir. 2005). "In particular, the indictment must: (1) set out all of the elements of the charged offense and must give notice to the defendant of the charges he faces, and (2) be sufficiently specific to enable the defendant to plead double jeopardy in a subsequent proceeding, if charged with the same crime based on the same facts." *United States v. McAuliffe*, 490 F.3d 526, 531 (6th Cir. 2007) (internal brackets, citation, and quotation marks omitted). "An indictment will usually be sufficient if it states the offense using the words of the statute itself, as long as the statute fully and unambiguously states all the elements of the offense." *United States v. Superior Growers Supply, Inc.*, 982 F.2d 173, 176 (6th Cir. 1992). The recitation of statutory language "must be accompanied with such a statement of the facts and circumstances as will inform the accused of the specific offense, coming under the general description with which he is charged." *Id.* (internal quotation marks and citation omitted).

A defendant properly preserves a challenge to the sufficiency of an indictment by raising objections before trial. *See* Fed. R. Crim. P. 12(b)(3)(B) (stating that “a motion alleging a defect in the indictment or information” “must be raised before trial”). Failure to do so constitutes waiver under Rule 12(e) of the Federal Rules of Criminal Procedure unless a defendant can show good cause to excuse the waiver. *See* Fed. R. Crim. P. 12(e) (“A party waives any Rule 12(b)(3) defense, objection, or request not raised by the deadline the court sets under Rule 12(c) or by any extension the court provides. For good cause, the court may grant relief from the waiver.”); *see also United States v. Kakos*, 483 F.3d 441, 444 (6th Cir. 2007) (a defendant waives technical errors to an indictment by his failure to object before trial). However, Rule 12(b)(3)(B) provides an exception: a court may consider “a claim that the indictment or information fails to invoke the court’s jurisdiction or to state an offense” at any time while the case is pending. *See also United States v. Gatewood*, 173 F.3d 983, 986 (6th Cir. 1999) (“[A] defendant who contends that the indictment fails to establish jurisdiction or to charge an offense may raise that challenge at any time.”). “This court ‘strictly applies Rule 12(b), and has repeatedly held that failure to raise 12(b) motions in a timely fashion precludes appellate review.’” *United States v. Hackworth*, 483 F. App’x 972, 979 (6th Cir. 2012) (quoting *United States v. Brown*, 498 F.3d 523, 528 (6th Cir. 2007)).

In this case, Lawrence has waived his right to challenge whether the indictment was sufficiently specific. He never argued below—either before trial or after—that the indictment did not provide sufficient details regarding the five sources of income that he allegedly under-reported. Thus, the waiver rule in Rule 12(e) applies, and Lawrence does not identify any “good cause” to

No. 12-6450
United States v. Lawrence

excuse the waiver. Rule 12(b)(3)(B)'s exception does not apply here because Lawrence's specificity argument contains no suggestion that the district court lacked jurisdiction or that the indictment failed to state an offense. Further, Lawrence offers no response to the government's waiver analysis and openly admits in his brief that he did not preserve his sufficiency challenge. Under these circumstances, we have no trouble concluding that Lawrence has waived his right to challenge whether the indictment was sufficiently specific. *Cf. United States v. Rodriguez-Marrero*, 390 F.3d 1, 11–12 (1st Cir. 2004) (failure to challenge indictment on specificity grounds before trial constituted waiver of right to raise such challenge on appeal); *United States v. Spero*, 331 F.3d 57, 61–62 (2d Cir. 2003) (same).

However, Lawrence has not waived the argument that the indictment is duplicitous. “An indictment is duplicitous if it sets forth separate and distinct crimes in one count.” *United States v. Davis*, 306 F.3d 398, 415 (6th Cir. 2002). If the issue has been preserved, we employ de novo review to determine whether an indictment is duplicitous. *United States v. Anderson*, 605 F.3d 404, 411 (6th Cir. 2010). “The overall vice of duplicity is that the jury cannot in a general verdict render its finding on each offense, making it difficult to determine whether a conviction rests on only one of the offenses or on both.” *Davis*, 306 F.3d at 415 (internal quotation marks and citation omitted). The primary concern is that a defendant may be deprived of his right to a unanimous jury verdict in that “a jury might return a guilty verdict on the single count submitted to them without all twelve jurors agreeing that the defendant committed either of the offenses charged within that count.” *Kakos*, 483 F.3d at 443.

In our circuit, a defendant who fails to object to a duplicitous indictment before trial waives his challenge as to the *technical* error in the indictment but not to the *substantive* error with respect to his right to a unanimous jury verdict for each crime. *Id.* at 444; *United States v. Adesida*, 129 F.3d 846, 849 (6th Cir.1997); *see also United States v. Boyd*, 640 F.3d 657, 666 (6th Cir. 2011) (“The failure to raise the question of duplicity prior to trial and verdict waives the argument, at least with respect to technical errors in the indictment.”). We have reasoned that “a defendant’s objections to the indictment made after trial has begun are properly addressed not to the indictment itself but to the harm stemming from the duplicitous indictment.” *Kakos*, 483 F.3d at 444.

Although a defendant does not waive a duplicity challenge by failing to raise the objection before trial, our review is limited to plain error unless the defendant raises the duplicity issue in objections to the jury instructions. *Boyd*, 640 F.3d at 666; *Kakos*, 483 F.3d at 445; *see also United States v. Lloyd*, 462 F.3d 510, 514 (6th Cir. 2006) (“[Defendant] did not seek to dismiss the duplicitous count of the indictment before trial or challenge the jury instructions. Consequently, this court may overturn the conviction on count two only if there was plain error which affected [defendant’s] substantial rights.”). The rationale here is that “the case proceeds under the presumption that the court’s [jury] instructions . . . will clear up any ambiguity created by the duplicitous indictment [because] [p]roper jury instructions can mitigate the risk of jury confusion and alleviate the doubt that would otherwise exist as to whether all members of the jury had found the defendant guilty of the same offense.” *Kakos*, 483 F.3d at 444 (internal quotation marks and citations omitted).

In this case, Lawrence did not raise a duplicity challenge before trial, nor did he raise the issue with respect to the jury instructions. Accordingly, our review would normally be limited to plain error. Plain error is “(1) error (2) that was obvious or clear, (3) that affected [the] defendant’s substantial rights and (4) that affected the fairness, integrity, or public reputation of the judicial proceedings.” *United States v. Vonner*, 516 F.3d 382, 386 (6th Cir. 2008) (en banc) (internal quotation marks and citation omitted). “The plain error doctrine mandates reversal only in exceptional circumstances and only where the error is so plain that the trial judge and prosecutor were derelict in countenancing it.” *United States v. Gardiner*, 463 F.3d 445, 459 (6th Cir. 2006) (internal quotation marks and citation omitted).

However, there is authority that “we will not apply the plain-error standard unless requested to do so by one of the parties.” *United States v. Williams*, 641 F.3d 758, 763 (6th Cir. 2011); *see also United States v. Hogg*, 723 F.3d 730, 737 (6th Cir. 2013). Here, the government did not request plain error review, nor did it challenge Lawrence’s assertion that de novo review applied. In fact, the government agrees that we “generally” review the sufficiency of an indictment de novo. And notably, the government argued that Lawrence’s other unpreserved claims should be reviewed only for plain error, thereby suggesting an intention *not* to invoke plain error review regarding the duplicitous indictment claim. *See Williams*, 641 F.3d at 764 (government forfeited plain error review of unpreserved claims by invoking plain error for some of those claims but not for others).

In any event, regardless of whether the indictment is reviewed de novo or for plain error, it is not duplicitous. Lawrence's unorthodox duplicity argument confusingly blends with his variance argument. He does not attack the language of the indictment and claim that more than one offense is charged in the text of each count. Rather, he argues that because the government presented five sources of allegedly under-reported income at trial, this proof "effectively" created or "equates to" a duplicitous indictment because each source of under-reported income essentially becomes a separate charge. In reviewing an indictment for duplicity, however, we consider the language of the charging document, not whether the trial proofs "effectively" created a duplicitous indictment. *See Boyd*, 640 F.3d at 665–67; *Kakos*, 483 F.3d at 444; *Lloyd*, 462 F.3d at 514. And on its face, each count in the indictment charges only one 26 U.S.C. § 7206(1) offense, whose three essential elements are that a defendant (1) made and subscribed a return, statement, or document containing a written declaration that it was made under penalties of perjury, (2) when he knew it was false as to any material matter, and (3) which he did with the specific, willful intent to violate the law. *United States v. Bishop*, 412 U.S. 346, 350 (1973). Accordingly, the indictment is not duplicitous.

III.

Lawrence next argues that he was subjected to a variance on counts one and two. He contends that while the grand jury charged him with falsely stating his AGI in those counts, at trial, the government introduced evidence of five separate sources of allegedly under-reported income, each of which could have been separately charged. Thus, a variance occurred because the government presented evidence of five offenses at trial but the grand jury charged only one in the

indictment. This led to a substantial likelihood that Lawrence was convicted of an offense other than that charged by the grand jury. The government responds that the trial evidence did not differ materially from the facts alleged in the indictment, much less create a substantial likelihood that he may have been convicted of an offense other than that charged by the grand jury.

This court generally reviews the record de novo to determine whether a variance has occurred. *United States v. Kuehne*, 547 F.3d 667, 682 (6th Cir. 2008). However, where the issue is raised for the first time on appeal—as is the case here—we are limited to plain-error review. *Id.*; see also *Vonner*, 516 F.3d at 386; *Gardiner*, 463 F.3d at 459. A variance is a violation of a criminal defendant’s Sixth Amendment right “to be informed of the nature and cause of the accusation.” *United States v. Nixon*, 694 F.3d 623, 637 (6th Cir. 2012) (quoting U.S. Const. amend. VI). “[It] occurs when ‘the charging terms of the indictment are unchanged, but the evidence at trial proves facts materially different from those alleged in the indictment.’” *United States v. Beals*, 698 F.3d 248, 258 (6th Cir. 2012) (quoting *United States v. Swafford*, 512 F.3d 833, 841 (6th Cir. 2008)). A variance between the allegations in the indictment and trial proofs is not reversible error unless “the defendant shows prejudice to his ability to defend himself at trial, to the general fairness of the trial, or to the indictment’s sufficiency to bar subsequent prosecutions.” *United States v. Beasley*, 583 F.3d 384, 392 (6th Cir. 2009) (internal quotation marks and citation omitted). To obtain a reversal of a conviction based on a variance, the defendant carries the burden of proving both that a variance occurred and that it was prejudicial. *United States v. Hynes*, 467 F.3d 951, 962 (6th Cir. 2006). In this case, Lawrence has not carried his burden of satisfying either condition.

Counts one and two charged Lawrence with willfully filing false tax returns for 2004 and 2005 in violation of 26 U.S.C. § 7206(1). Section 7206(1) provides that any person who “[w]illfully makes and subscribes any return, statement, or other document, which contains or is verified by a written declaration that it is made under the penalties of perjury, and which he does not believe to be true and correct as to every material matter” shall be guilty of a felony. 26 U.S.C. § 7206(1). The three essential elements of a § 7206(1) offense are that the defendant (1) made and subscribed a return, statement, or document containing a written declaration that it was made under penalties of perjury, (2) when he knew it was false as to any material matter, and (3) which he did with the specific, willful intent to violate the law. *Bishop*, 412 U.S. at 350.

In accord with § 7206(1) and the Supreme Court’s construction of its essential elements, count one charged:

On or about April 13, 2005, in Gallatin County, in the Eastern District of Kentucky, MEREDITH L. LAWRENCE, a resident of Sparta, Kentucky, did willfully make and subscribe an IRS Form 1040, which was verified by a written declaration that it was made under the penalties of perjury and which he did not believe to be true and correct as to every material matter. That Form 1040, which was prepared and signed in the Eastern District of Kentucky and was filed with the Internal Revenue Service, stated that Lawrence’s adjusted gross income was \$1,011,380, whereas, as he then and there knew and believed his adjusted gross income was greater than \$1,011,380, all in violation of 26 U.S.C. § 7206(1).

Count two mirrored count one but for a change in the date and AGI amount. The trial proofs did not materially differ from these charges.

The government presented evidence of five different sources of income that Lawrence failed to include in his AGI from: (1) Racers’ house fees; (2) his law firm’s IOLTA account; (3) rent for

attorneys' offices; (4) rent from residential renters; and (5) income from farming. Counts one and two alleged that Lawrence knowingly understated AGI on his 2004 and 2005 returns, and the evidence regarding the types of income that were under-reported directly proved those allegations. *See United States v. Tandon*, 111 F.3d 482, 487 (6th Cir. 1997) (no variance where government used proof of an improper deduction to establish how defendant understated total income on tax returns as alleged in indictment). Evidence on how Lawrence under-reported his AGI is entirely consistent with the allegation that he knowingly under-reported his AGI.

Contrary to Lawrence's repeated insistence otherwise, evidence of the five sources of under-reported income is not proof of five separate uncharged offenses. These are simply the means that Lawrence used to commit the crime or the "brute facts" that the jury considered in deciding whether the government had proved all essential elements of a § 7206(1) offense beyond a reasonable doubt. *Richardson v. United States*, 526 U.S. 813, 817 (1999). This conclusion is buttressed by the fact that "the source of unreported income is not an essential element of an offense under 26 U.S.C. § 7206(1)." *United States v. LaSpina*, 299 F.3d 165, 179 (2d Cir. 2002).

Further, even if we assume that a variance had occurred, Lawrence fails to establish that it caused him any prejudice. He had a comprehensive defense to each source of allegedly understated income. Lawrence testified that the "house fees" received from Racers represented the repayment of loans he had made to the business and, therefore, were not income. As for the other sources, he testified that he relied in good faith on his accountant and bookkeepers to prepare accurate tax returns for these tax years. And Lawrence's expert witness retained for trial, CPA Gary Stephens,

exhaustively disputed the “specific items” identified by the government as unreported income for the tax years in question. In light of the trial record, Lawrence cannot demonstrate a prejudice to his ability to defend or that the trial was generally unfair. *Beasley*, 583 F.3d at 392. Nor can he object on double jeopardy grounds because the record is sufficiently detailed to protect him against a subsequent prosecution for the same offense. *Id.* Accordingly, Lawrence’s variance argument is meritless.

IV.

Next, Lawrence argues count three was constructively amended. He maintains that count three charged him with falsely reporting his taxable income but the applicable jury instruction erroneously stated that he was charged with falsely reporting his AGI. This error, plus the trial evidence of five additional uncharged offenses, resulted in a constructive amendment. The government responds by admitting that count three inadvertently stated that Lawrence’s “taxable income [as opposed to AGI] was \$371,151, whereas, as he then and there knew and believed that his adjusted gross income was greater than \$371,151.” However, given the evidence presented at trial, and jury instruction which required the jury to consider Lawrence’s belief concerning only his AGI, not taxable income, he cannot show that such a typographical error in the indictment affected his substantial rights.

This court generally reviews the record *de novo* to determine whether a constructive amendment has occurred. *Id.* at 388. However, because the issue is raised for the first time on appeal, we are limited to plain-error review. *Id.*; *see also Vonner*, 516 F.3d at 386; *Gardiner*, 463

F.3d at 459. “A constructive amendment ‘results when the terms of an indictment are in effect altered by the presentation of evidence and jury instructions which modify essential elements of the offense charged such that there is a substantial likelihood that the defendant may have been convicted of an offense other than the one charged in the indictment.’” *Kuehne*, 547 F.3d at 683 (quoting *United States v. Martinez*, 430 F.3d 317, 338 (6th Cir. 2005)). A constructive amendment may also occur when the difference between the indictment and the jury instructions allowed the defendant to be convicted on the basis of different behavior than that alleged in the original indictment. *Beasley*, 583 F.3d at 390. “Constructive amendments are ‘per se prejudicial because they infringe on the Fifth Amendment’s grand jury guarantee.’” *Kuehne*, 547 F.3d at 683 (quoting *Hynes*, 467 F.3d at 962). A defendant is therefore entitled to a reversal of his conviction if he shows that a constructive amendment had occurred. *Id.*

In this case, the jury instructions and trial proofs did not constructively amend count three.

That count charged:

On or about October 5, 2007, in Gallatin County, in the Eastern District of Kentucky, MEREDITH L. LAWRENCE, a resident of Sparta, Kentucky, did willfully make and subscribe an IRS Form 1040, which was verified by a written declaration that it was made under the penalties of perjury and which he did not believe to be true and correct as to every material matter. That Form 1040, which was prepared and signed in the Eastern District of Kentucky and was filed with the Internal Revenue Service, stated that Lawrence’s *taxable income* was \$371,151, whereas, as he then and there knew and believed that his *adjusted gross income* was greater than \$371,151; all in violation of 26 U.S.C. § 7206(1).

(Emphasis added.) A plain reading shows that Lawrence was charged with understating his AGI, not his taxable income.

The corresponding jury instruction is entirely consistent with this charge:

(1) Count Three of the Indictment accuses the Defendant of violating Title 26 of the United States Code, section 7206(1). For you to find the Defendant guilty of Count Three of the Indictment, you must be convinced that the government has proved each and every one of the following elements beyond a reasonable doubt:

(a) The Defendant made and subscribed an IRS Form 1040 on or about October 5, 2007;

(b) The IRS Form 1040 contained a written declaration that it was made under the penalties of perjury;

(c) The Defendant knew and believed that the IRS Form 1040 was not true and correct as to every material matter, that is, he knew and believed that his adjusted gross income was greater than \$371,151, as reported on the IRS Form 1040; and

(d) The defendant falsely subscribed the IRS Form 1040, willfully and with the specific intent to violate the law.

(2) An authorized electronic filing is sufficient to satisfy the first element of the crimes charged even if the income tax return does not contain the Defendant's actual written signature.

Under these circumstances, the jury instruction did not modify the essential elements of the offense charged, nor is there any difference between the indictment and the jury instruction which allowed for Lawrence to be convicted on the basis of different behavior than that alleged in the indictment. *Beasley*, 583 F.3d at 390. The indictment inadvertently alleged that Lawrence's taxable income in 2006 was \$371,151 when it should have alleged that Lawrence's AGI was \$371,151. This was an erroneous factual allegation, not the crime charged. The crime charged was that Lawrence knew and believed that his AGI was greater than \$371,151, and the trial evidence was consistent with this theory. Moreover, the applicable jury instructions mirrored the indictment, specifically

(1)(c). Thus, contrary to Lawrence’s position, this is not a situation where he was charged with falsely stating his taxable income but the court instructed the jury that he was charged with falsely stating his AGI. Accordingly, Lawrence’s constructive amendment argument falls flat.

V.

Lawrence next challenges the district court’s denial of his motion for a judgment of acquittal on counts two and three. He argues that no rational jury could have found that he knowingly “subscribed” to a false return because the government presented no evidence that he actually signed the returns for tax years 2005 and 2006. Lawrence contends that his PIN is not the equivalent of his actual signature because there is no proof that his accountant filed a Form 8879 for those years, which must be filed before the IRS will treat a taxpayer’s PIN as his signature. The government responds that Lawrence’s PIN is the equivalent of his signature and any argument to the contrary is frivolous.

“For appeals from a denial of a judgment of acquittal based on the sufficiency of the evidence, the standard of review is whether, after viewing the evidence in the light most favorable to the prosecution, any rational trier of fact could have found [the] essential elements of the crime[.]” *United States v. Kernell*, 667 F.3d 746, 750 (6th Cir. 2012) (internal quotation marks and citation omitted). The single essential element in dispute here is whether Lawrence “made and subscribed” returns for tax years 2005 and 2006. *See Bishop*, 412 U.S. at 350; 26 U.S.C. § 7206(1). Although Lawrence does not dispute that he “made”— i.e., filed—returns for those years, he claims that he

did not “subscribe” or sign them. *See* Black’s Law Dictionary (9th ed. 2009) (defining “subscribe” as the “act of signing one’s name on a document; the signature so affixed.”).

Based upon the trial proofs in this case, a rational trier of fact could have found beyond a reasonable doubt that Lawrence authorized the filing of the 2005 and 2006 returns with his name “subscribed” to them. The subscription element can be established with proof that a taxpayer authorized another person to sign his name on a return. *United States v. Ponder*, 444 F.2d 816, 822 (5th Cir. 1971). The IRS treats a PIN as an electronic signature. *See* 26 U.S.C. § 6061(b); *see also* IRS Pub. 1345 (defining an “Electronic Signature” as a “[m]ethod of signing a return electronically through use of a Personal Identification Number (PIN)”). Lawrence’s tax preparer, CPA Robert Ryan, testified that in regards to the electronic filing of a tax return, a PIN serves as a taxpayer’s signature and that Lawrence authorized him to e-file his personal tax returns, using his PIN, for 2004, 2005, and 2006. Lawrence does not dispute that his PIN is on those returns or that he authorized Ryan to e-file his returns. Moreover, an IRS employee specifically confirmed that a PIN functions as a signature for e-filed returns. This evidence provided a sufficient basis from which the jury could find that Lawrence “subscribed” his name to the 2005 and 2006 returns.

Lawrence’s Form 8879 argument does not change this result. He claims that the IRS treats a PIN as a signature on e-filed returns *only* if the taxpayer completes and signs a Form 8879 for the year in question. And here, because the record does not contain a Form 8879 for tax years 2005 and 2006, these returns are unsigned.² Lawrence’s reliance on the absence of these forms is misplaced.

²Lawrence admits his PIN is the equivalent of his signature for his 2004 return because the government introduced a Form 8879 for that year.

First, although he contends that his returns for those years are unsigned, the IRS accepted both returns as properly filed and apparently never questioned whether these returns were unsigned. Second, a rational jury could treat the undisputed presence of Lawrence's PIN—a unique personal identifier, similar to a handwritten signature—on the e-filed returns for 2005 and 2006 as proof beyond a reasonable doubt that he “subscribed” to these returns. Accordingly, the district court properly denied Lawrence's motion for a judgment of acquittal.

VI.

Lawrence further argues that the district court erred in ordering him to pay \$128,253 in restitution because district courts have no authority to order restitution for convictions of offenses under Title 26.³ The government agrees that the district court could not include restitution as an independent part of Lawrence's sentence but responds that the court properly ordered restitution as a special condition of supervised release under *United States v. Blanchard*, 618 F.3d 562, 576–77 (6th Cir. 2010), a case in which we observed that a district court may impose restitution as a special condition of supervised release in a Title 26 criminal case.

Generally, we review de novo whether a restitution order is permitted under the law, and if it is, we review the amount ordered for an abuse of discretion. *United States v. Butler*, 297 F.3d 505, 516 (6th Cir. 2002). In this case, however, we review the restitution order only for plain error because Lawrence failed to raise the instant objection below. *Id.* at 518; *see also Vonner*, 516 F.3d at 386; *Gardiner*, 463 F.3d at 459.

³Lawrence challenges only the district court's authority to assess the award, not its amount.

The district court did not plainly err by including restitution as a special condition of supervised release. Federal courts have no inherent authority to award restitution but may order the same to the extent authorized by statute. *United States v. Evers*, 669 F.3d 645, 655 (6th Cir. 2012). In this case, the district court was powerless to award restitution under the two federal restitution statutes—the Victim Witness Protection Act, *see* 18 U.S.C. § 3663, and the Mandatory Victim Restitution Act, *see id.* § 3663A—because neither authorizes restitution as an independent part of the sentence for offenses under Title 26. However, as we observed in *Blanchard*, if a defendant has been convicted of a tax crime under Title 26, and a court finds that the government has suffered a loss, the court may order the defendant to make restitution as a special condition of supervised release. *See* 618 F.3d at 577; *see also Butler*, 297 F.3d at 518 (restitution properly included as a special condition of supervised release in Title 26 criminal case); U.S.S.G. § 5E1.1(a)(2) (recognizing district court’s authority to order restitution as a special condition of supervised release for offenses not specifically included in the restitution statutes). Such is the case here. Accordingly, the district court did not plainly err by ordering Lawrence to pay \$128,253 in restitution as a special condition of supervised release.

VII.

Lawrence’s final argument is that trial counsel was constitutionally deficient because counsel (1) failed to request a “bill of particulars” before trial; (2) failed to request a specific unanimity verdict form; (3) failed to argue that Racers’ cash was not income at the appropriate time; (4) failed to object to hearsay evidence during the government’s direct examination of one of Lawrence’s

bookkeepers; and (5) failed to adequately cross-examine one of Lawrence's bookkeepers. The government responds that the record is not sufficiently developed to allow the court to properly assess the merits of these claims on direct appeal.

“As a general rule, a defendant may not raise ineffective assistance of counsel claims for the first time on direct appeal, since there has not been an opportunity to develop and include in the record evidence bearing on the merits of the allegations.” *Martinez*, 430 F.3d at 338 (internal quotation marks and citation omitted). However, as an exception to the general rule, we will review an ineffective assistance of counsel claim on direct appeal if “the record is adequately developed to allow the court to properly assess the merits of the issue.” *United States v. Fortson*, 194 F.3d 730, 736 (6th Cir. 1999)). The exception exists for “rare cases” in which the record is “completely developed[.]” *United States v. Williams*, 527 F. App'x 457, 460 (6th Cir. 2013).

The general rule controls here, and we decline to review Lawrence's premature ineffective assistance of counsel claims. This is not the rare instance in which the record is adequately developed so that we may adjudicate the merits of these claims on direct appeal. There is no affidavit or testimony from Lawrence's trial counsel explaining his defense strategy. Consequently, “we have no way of knowing whether a seemingly unusual or misguided action by counsel had a sound strategic motive or was taken because the counsel's alternatives were even worse.” *United States v. Ferguson*, 669 F.3d 756, 763 (6th Cir. 2012) (internal quotation marks and citation omitted); *see also United States v. McCarty*, 628 F.3d 284, 295–96 (6th Cir. 2010) (holding that when the appellate record “consists largely of unsubstantiated allegations without affidavits from

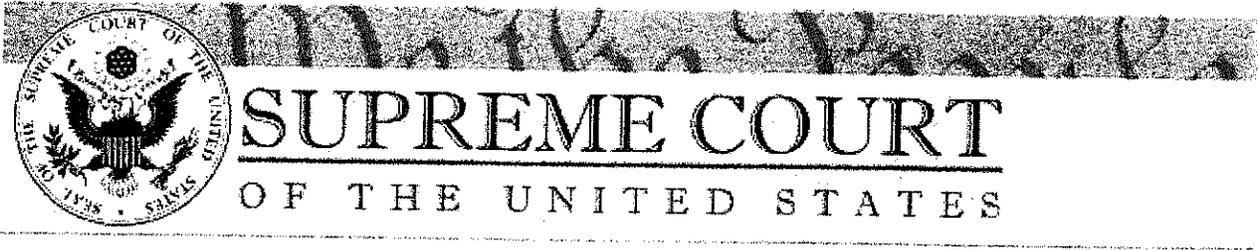
No. 12-6450

United States v. Lawrence

defense counsel or [the defendant],” it is not adequately developed). Nor does the record permit a thorough evaluation of the prejudice, if any, resulting from any alleged deficiencies. This is not surprising because, as the Supreme Court has observed, “[w]hen an ineffective-assistance claim is brought on direct appeal, appellate counsel and the court must proceed on a trial record not developed precisely for the object of litigating or preserving the claim and thus often incomplete or inadequate for this purpose.” *Massaro v. United States*, 538 U.S. 500, 504–05 (2003). Accordingly, we will not address Lawrence’s ineffective assistance of counsel claims.

VIII.

For these reasons, we affirm the judgment of the district court.



[Visiting the Court](#) | [Touring the Building](#) | [Exhibitions](#)

Search: All Documents Docket **Advanced Search**

Enter Search Text:

[Home](#) | [Search Results](#)

No. 14-57

Title: Meredith Lynn Lawrence, Petitioner

v.

United States

Docketed: July 18, 2014

Lower Ct: United States Court of Appeals for the Sixth Circuit

Case Nos.: (12-6450)

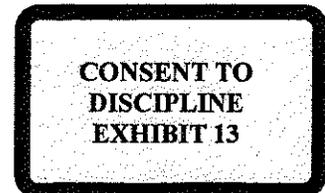
Decision Date: March 3, 2014

Rehearing

April 21, 2014

Denied:

~Date~	~Proceedings and Orders~
Jul 16 2014	Petition for a writ of certiorari filed. (Response due August 18, 2014)
Aug 12 2014	Waiver of right of respondent United States to respond filed.
Aug 20 2014	DISTRIBUTED for Conference of September 29, 2014.
Oct 6 2014	Petition DENIED.



~Name~ ~Address~ ~Phone~

Attorneys for Petitioner:

Meredith L. Lawrence	107 East High Street PO Box 1330 Warsaw, KY 41095	(859) 567-8500
----------------------	---	----------------

larry@lostbranchfarms.com

Party name: Meredith L. Lawrence

Attorneys for Respondent:

Donald B. Verrilli Jr.

Solicitor General

(202) 514-2217

United States Department of Justice

950 Pennsylvania Avenue, N.W.

Washington, DC 20530-0001

SupremeCtBriefs@USDOJ.gov

Party name: United States

September 14, 2015 | Version 2014.1

[Home](#) | [Help](#) | [Site Map](#) | [Contact Us](#) | [About Us](#) | [FAQ](#) | [Jobs](#) | [Links](#) | [Building Regulations](#)
[Website Policies and Notices](#) | [Privacy Policy](#) | [USA.GOV](#)

Supreme Court of the United States



COMMONWEALTH OF KENTUCKY
GALLATIN COUNTY ATTORNEY

JOHN G. WRIGHT

ASSISTANT COUNTY ATTORNEY

COREY T. GAMM

E-MAIL: ctgamm@prosecutors.ky.gov

July 22, 2015

101 E. MARKET STREET
P.O. BOX 966
WARSAW, KENTUCKY 41095

PHONE: (859) 567-5555
FAX: (859) 567-1458
E-MAIL: jgw966@twc.com

Richard A. Dove, Director
Board of Professional Conduct
Supreme Court of Ohio
65 South Front Street, Fifth Floor
Columbus, Ohio 43215-3431

RE: Meredith L. Lawrence

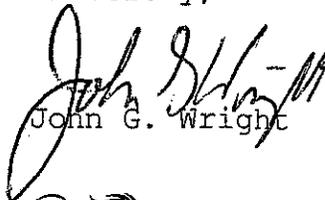
Dear Mr. Dove,

I am writing in support of Meredith L. "Larry" Lawrence being reinstated to the practice of law. I have known Larry Lawrence since the early 1970s. I have been a member in good standing of the Kentucky Bar Association since October 1986 and have served as Gallatin County Attorney since 2003. I have practiced law in the same courtrooms as Larry throughout my career and have been in Masonic Lodge with him, his father and his son.

Larry is a responsible family man, both to his children and to his aging father. He is honest, trustworthy, and charitable. He is an asset to our community. Our county has benefited greatly from his legal talents. He has served as Sparta City Attorney -- for years without pay -- and as Trial Commissioner. He has represented many who could not find help anywhere else. He created an annual scholarship for a local high school graduate and donated land to Gallatin County that someday will be the home of a new fire department and community center. He assisted a local church in obtaining a new building.

I am aware of his legal issues and have discussed his current bar association status with Larry. Knowing all that, I am comfortable asserting that our community would be better off if he had his license to practice law reinstated. He deserves a second chance.

Sincerely,


John G. Wright

JGW/bcw


Kentucky
UNBRIDLED SPIRIT