

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION**

**1:14-cr-00134-CAP
USA v. Nida
Honorable Charles A. Pannell, Jr.**

Minute Sheet for proceedings held In Open Court on 07/08/2014.

TIME COURT COMMENCED: 2:00 P.M.

TIME COURT CONCLUDED: 3:25 P.M.

TIME IN COURT: 1:25

OFFICE LOCATION: Atlanta

COURT REPORTER: Andy Ashley

DEPUTY CLERK: Don Stanhope

DEFENDANT(S): [1]Apollo E. Nida Present at proceedings

ATTORNEY(S) Thomas Bever representing Apollo E. Nida

PRESENT: Alana Black representing USA

PROCEEDING CATEGORY: Sentencing Hearing(Sentencing Hearing Non-evidentiary);

MINUTE TEXT: The court heard two guideline objections from defense counsel - criminal history (overruled) and role in offense (sustained)(C.H. - IV O.L. - 24 92 -115 months). Defense counsel argued for accurate restitution accounting. The court adopted and approved the PSR as modified and made it the findings of the court. The defendant's mother and brother spoke on his behalf. Defense counsel argued for variance due to poor upbringing and over represented criminal history. Defense counsel requested 500 hour drug program, Atlanta camp designation and voluntary surrender. The defendant allocuted before the court. The government recommended a low end guideline range sentence of 92 months. The court denied variance for poor upbringing and over represented criminal history. The court set restitution hearing for 7/17/2014 at 10:30am. The court imposed sentence - CBOP - 96 MONTHS as to count one of the information. Supervised Release - 5 YEARS, with standard and special conditions of supervision. Special Assessment - \$100.00. The court recommended 500 hour BOP drug program. The court recommended Atlanta area designation. Appeal rights given.

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