

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

UNITED STATES OF AMERICA,	§	
	§	
Plaintiff,	§	
VS.	§	CRIMINAL NO. H-02-0665
	§	
ANDREW S. FASTOW, <i>et al</i> ,	§	
	§	
Defendant.	§	

ORDER

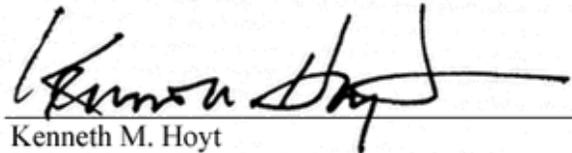
On January 14, 2004, the defendant Andrew S. Fastow entered a plea of guilty pursuant to a plea agreement to the offenses of: (a) conspiracy to commit wire fraud, and (b) conspiracy to commit wire fraud and securities fraud. Following the plea colloquy, the Court directed the Probation Office to prepare a Presentence Investigation Report. That report is complete; and, sentencing has been set for September 26, 2006.

The sentencing in this case is subject to the "Justice for All Act of 2004." *See* 18 U.S.C. § 3771(a) and (c)(1)(2). Therefore, the Court directs that, pursuant to statute, the Department of Justice cause to be issued a public notice accessible to persons directly or proximately harmed by the conduct of the defendant. Such notice shall include a statement of relevant "crime victim" rights as provided in § 3771(a)(1-8), be published in at least one (1) nationally and one (1) locally circulated newspaper on two (2) occasions no later and no earlier than two (2) weeks prior to September 26, 2006, and simultaneously posted on the Department of Justice's website. The publications [notice] shall inform the "crime victim" of his/her right to be heard at a public proceeding in the District Court courtroom prior to sentencing the defendant. Public statements shall commence at 9:00 a.m. and continue until completed.

In this regard, the Court sets the "crime victim" hearing and sentencing on the 26th day of September, 2006, in Courtroom 11-A, 515 Rusk Avenue, Houston, Texas. Parties who choose to speak publicly shall be allocated appropriate time in the order of personal appearance. Speakers are to sign-in at Courtroom 11-A on the morning of September 26, 2006, commencing at 8:00 a.m. Persons not signed-in or present to do so by 10:00 a.m., will not be permitted to speak publicly. The defendant shall be present for all public statements. Others who choose not to make a public statement, may voice concerns by letter(s) to the Court before September 26, 2006, at Post Office Box 61527, Houston, Texas 77208-1527.

It is so Ordered.

SIGNED and ENTERED this 20th day of July, 2006.



Kenneth M. Hoyt
United States District Judge