

**U.S. District Court**

**United States District Court for the Western District of Washington (Seattle)**

**CRIMINAL DOCKET FOR CASE #: 2:16-cr-00118-RSM-1**

Case title: USA v. Cohen

Date Filed: 04/27/2016

Magistrate judge case  
numbers:

2:16-mj-00027-BA  
T

Date Terminated: 01/13/2017

2:16-mj-00156-BA  
T

Assigned to: Judge Ricardo S  
Martinez

**Defendant (1)**

**Scott Mitchell Cohen**

*TERMINATED: 01/13/2017*

represented by

**Mohammad Ali Hamoudi**

FEDERAL PUBLIC DEFENDER'S  
OFFICE (SEA)

1601 5TH AVE

STE 700 WESTLAKE CENTER  
OFFICE TOWER

SEATTLE, WA 98101

206-553-1100

Email: Mo\_Hamoudi@fd.org

**LEAD ATTORNEY**

**ATTORNEY TO BE NOTICED**

*Designation: Public Defender or  
Community Defender Appointment*

**Pending Counts**

Receipt of Child Pornography -  
18:2252(a)(2), (b)(1)  
(1)

**Disposition**

15 years custody, lifetime  
supervision with conditions in  
judgment form, fine waived,

\$100.00 special assessment

**Highest Offense Level (Opening)**

Felony

**Terminated Counts**

**Disposition**

Distribution of Child Pornography -  
18:2252(a)(2), (b)(1)  
(2)

Dismissed

Possession of Child Pornography -  
18:2252(a)(4)(B), (b)(2)  
(3)

Dismissed

**Highest Offense Level  
(Terminated)**

Felony

**Complaints**

**Disposition**

18:2252(a)(2) and 2252(b)(1)  
Receipt of Depictions of Minors  
Engaged in Sexually Explicit  
Conduct

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**Plaintiff**

**USA**

represented by

**Cecelia Youngberg Gregson**  
UNITED STATES ATTORNEY'S  
OFFICE  
700 STEWART STREET  
STE 5220  
SEATTLE, WA 98101  
206-296-9000  
Email:  
Cecelia.Gregson@usdoj.gov  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*  
*Designation: Assistant US*  
*Attorney*

**Matthew H Thomas**  
US ATTORNEY'S OFFICE  
(TACOMA)  
1201 PACIFIC AVE  
STE 700  
TACOMA, WA 98402  
253-428-3800  
Fax: FAX 1-253-383-7974  
Email:  
matthew.h.thomas@usdoj.gov  
*TERMINATED: 12/15/2017*  
*Designation: Retained*

| <b>Date Filed</b> | <b>#</b>          | <b>Docket Text</b>  |
|-------------------|-------------------|---|
| 01/26/2016        | <a href="#">2</a> | ORDER APPOINTING FEDERAL PUBLIC DEFENDER appointing Mohammad Ali Hamoudi for Scott Mitchell Cohen by Hon. Brian A Tsuchida. (ENJ) [2:16-mj-00027-BAT] (Entered: 01/26/2016) |
| 01/26/2016        | <a href="#">3</a> | NOTICE OF ATTORNEY APPEARANCE: Mohammad Ali Hamoudi appearing for Scott Mitchell Cohen (ENJ) [2:16-mj-00027-BAT] (Entered: 01/26/2016)                                      |
| 04/08/2016        | <a href="#">1</a> | COMPLAINT as to Scott Mitchell Cohen (1). (ENJ) [2:16-mj-00156-BAT] (Entered: 04/08/2016)   |

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| 04/20/2016 |                   | Arrest of Scott Mitchell Cohen on 4/20/2016. (ENJ) [2:16-mj-00156-BAT] (Entered: 04/20/2016)  |
| 04/20/2016 |                   | Case unsealed as to Scott Mitchell Cohen (ENJ) [2:16-mj-00156-BAT] (Entered: 04/20/2016)  |
| 04/20/2016 | 3                 | ORDER APPOINTING FEDERAL PUBLIC DEFENDER appointing Mohammad Ali Hamoudi for Scott Mitchell Cohen. On the basis of the defendant's sworn financial statement, the court finds that he/she is financially unable to retain counsel. It is hereby ORDERED that the Federal Public Defender for the Western District of Washington be and hereby is appointed to represent the defendant pursuant to Title 18 United States Code 3006A. Approved by Hon. Brian A Tsuchida. ( <i>No.pdf image attached</i> ) (ENJ) [2:16-mj-00156-BAT] (Entered: 04/20/2016)  |
| 04/20/2016 | 4                 | Minute Entry for proceedings held before Hon. Brian A Tsuchida-CRD: <i>E. Jensen</i> ; AUSA: <i>Cecelia Gregson</i> ; Def Cnsl: <i>Vanessa Pai-Thompson for Mohammad Hamoudi</i> ; PTS: <i>Chris Lacy</i> ; Court Reporter: <i>Digital Recording</i> ; Time of Hearing: <i>2:00pm</i> ; Courtroom: <i>12B</i> ; <b>INITIAL APPEARANCE AND DETENTION HEARING</b> as to Scott Mitchell Cohen held on 4/20/2016. Defendant present in custody. Defendant advised of rights. Counsel previously appointed. Defendant advised of charges and penalties. Government moves for detention. Counsel stipulates. Defendant ORDERED detained and remanded to custody. Preliminary Examination set for 5/4/2016 at 01:00 PM before Hon. Mary Alice Theiler. (ENJ) [2:16-mj-00156-BAT] (Entered: 04/20/2016) |
| 04/20/2016 | <a href="#">5</a> | MOTION for Detention by USA as to Scott Mitchell Cohen (ENJ) [2:16-mj-00156-BAT] (Entered: 04/20/2016)  |
| 04/20/2016 | <a href="#">6</a> | NOTICE OF INVOCATION OF RIGHTS AT INITIAL APPEARANCE by Scott Mitchell Cohen (ENJ) [2:16-mj-00156-BAT] (Entered: 04/20/2016)  |
| 04/20/2016 | <a href="#">7</a> | DETENTION ORDER PENDING TRIAL as to Scott Mitchell Cohen re document <a href="#">5</a> MOTION for Detention by Hon. Brian A Tsuchida. (cc: PTS, USMO) (ENJ) [2:16-mj-00156-BAT] (Entered: 04/20/2016)   |

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| 04/22/2016 | <a href="#">9</a>  | Arrest Warrant Returned Executed on 4/20/16 in case as to Scott Mitchell Cohen. (KMP) [2:16-mj-00156-BAT] (Entered: 04/25/2016)  |
| 04/27/2016 | <a href="#">10</a> | INDICTMENT as to Scott Mitchell Cohen (1) count(s) 1, 2, 3. (Attachments: # <a href="#">1</a> Status Sheet) (KMP) (Entered: 04/28/2016)  |
| 04/27/2016 | <a href="#">11</a> | <b>SEALED Signature Page</b> to <a href="#">10</a> Indictment as to Scott Mitchell Cohen. (KMP) (Entered: 04/28/2016)  |
| 04/27/2016 | <a href="#">12</a> | ORDER CONTINUING DETENTION as to Scott Mitchell Cohen by Hon. Brian A Tsuchida. cc: USMO; (KMP) (Entered: 04/28/2016)  |
| 04/28/2016 |                    | Case unsealed as to Scott Mitchell Cohen (KMP) [2:16-mj-00027-BAT] (Entered: 04/28/2016)   |
| 04/28/2016 | <a href="#">13</a> | Letter scheduling arraignment for defendant Scott Mitchell Cohen. Arraignment set for 5/5/2016 at 09:00 AM in Courtroom 12B before Hon. Mary Alice Theiler. (Gregson, Cecelia) (Entered: 04/28/2016)   |
| 05/05/2016 | 14                 | Minute Entry for proceedings held before Hon. Mary Alice Theiler-CRD: <i>T Farrell</i> ; AUSA: <i>Barb Sievers for Cecelia Gregson</i> ; Def Cnsl: <i>Mohammad Hamoudi</i> ; Court Reporter: <i>Digital Recording</i> ; Time of Hearing: <i>9:00 am</i> ; Courtroom: <i>12B</i> ; <b>ARRAIGNMENT</b> as to Scott Mitchell Cohen (1) Count 1,2,3 held on 5/5/2016. Defendant advised of rights, charges and penalties. Defendant pleads NOT GUILTY to all charges. Defense Counsel requests discovery pursuant to Local Rule. Defendant remanded to custody. Pretrial Motions due by 5/26/2016, Jury Trial is set for 7/5/2016 at 09:00 AM before Judge Ricardo S Martinez. <i>Proposed Trial Exhibits Due By: 7/5/2016.</i> (TF) (Entered: 05/05/2016) |
| 05/25/2016 | <a href="#">15</a> | Unopposed MOTION to Continue Trial <i>Date and Extend due date for Pretrial Motions</i> , by Scott Mitchell Cohen. (Attachments: # <a href="#">1</a> Proposed Order) Noting Date 5/25/2016, (Hamoudi, Mohammad Ali) (Entered: 05/25/2016)  |
| 05/25/2016 | <a href="#">16</a> | WAIVER of Speedy Trial by Scott Mitchell Cohen (Hamoudi, Mohammad Ali) (Entered: 05/25/2016)   |

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| 05/27/2016 | <a href="#">17</a> | ORDER granting <a href="#">15</a> Motion to Continue Trial; as to Scott Mitchell Cohen (1) Jury Trial is reset for 10/11/2016 at 9:00 AM and Pretrial Motions are due by 9/1/2016, by Judge Ricardo S. Martinez.(LW) (Entered: 05/27/2016)  |
| 07/28/2016 | <a href="#">18</a> | MOTION Unopposed Motion for Entry of Discovery Protective Order by USA as to Scott Mitchell Cohen (Attachments: # <a href="#">1</a> Proposed Order) Noting Date 8/5/2016, (Gregson, Cecelia) (Entered: 07/28/2016)  |
| 07/28/2016 | <a href="#">19</a> | AMENDMENT to <a href="#">18</a> MOTION Unopposed Motion for Entry of Discovery Protective Order - <i>AMENDED Proposed Order</i> by USA as to Scott Mitchell Cohen (Gregson, Cecelia) (Entered: 07/28/2016)  |
| 08/04/2016 | <a href="#">20</a> | ORDER granting <a href="#">18</a> Motion for Discovery Protective Order; as to Scott Mitchell Cohen (1) by Judge Ricardo S. Martinez.(LW) (Entered: 08/04/2016)   |
| 10/05/2016 | 21                 | <p>Minute Entry for proceedings held before Hon. Brian A Tsuchida-CRD: <i>A. Elkington</i>; AUSA: <i>Cecelia Gregson</i>; Def Cnsl: <i>Mohammad Hamoudi</i>; Court Reporter: <i>Digital Recording</i>; Time of Hearing: <i>10:00</i>; Courtroom: <i>12B</i>; <b>CHANGE OF PLEA HEARING</b> as to Scott Mitchell Cohen held on 10/5/2016.</p> <p>Defendant present in custody. Defendant placed under oath and advised of rights/charges/penalties; Defendant executes Consent to Rule 11 Plea in a felony case before a U.S. Magistrate Judge; Court reviews the plea agreement; Scott Mitchell Cohen (1) pleads GUILTY to Count 1. Remaining Counts to be dismissed at sentencing. Government makes an oral record regarding State and out of district charges.</p> <p>Court finds the Defendant is competent to enter a guilty plea; Court signs the Report and Recommendation and Counsel have fourteen days to file objections; Court orders the preparation of a Presentence Report. Defendant remanded to custody. Sentencing set for 1/6/2017 at 11:00 AM in Courtroom 13206 before Judge Ricardo S Martinez. (AE) (Entered: 10/05/2016)</p> |
| 10/05/2016 | <a href="#">22</a> | CONSENT TO RULE 11 PLEA in a felony case as to Scott Mitchell Cohen (AE) (Entered: 10/05/2016)  |

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| 10/05/2016 | <a href="#">23</a> | PLEA AGREEMENT as to Scott Mitchell Cohen (cc: USPO, FLU, AFU) (AE) (Entered: 10/05/2016)  |
| 10/05/2016 | <a href="#">24</a> | REPORT AND RECOMMENDATION re Plea of Guilty as to Scott Mitchell Cohen by Hon. Brian A Tsuchida. (cc: USPO) Noting Date 10/20/2016, (Attachments: # <a href="#">1</a> Proposed Acceptance of Plea)(AE) (Entered: 10/05/2016) |
| 10/24/2016 | <a href="#">25</a> | ORDER OF ACCEPTANCE OF PLEA OF GUILTY, ADJUDICATION OF GUILT, AND NOTICE OF SENTENCING as to Scott Mitchell Cohen by Judge Ricardo S Martinez. (cc: USPO) (LC) (Entered: 10/24/2016)   |
| 12/29/2016 | <a href="#">28</a> | NOTICE OF ATTORNEY APPEARANCE Matthew H Thomas appearing for USA. <i>For the Purpose of Forfeiture</i> (Thomas, Matthew) (Entered: 12/29/2016)   |
| 12/29/2016 | <a href="#">29</a> | MOTION for Forfeiture of Property - <i>Preliminary Order of Forfeiture</i> by USA as to Scott Mitchell Cohen (Attachments: # <a href="#">1</a> Proposed Order) Noting Date 1/6/2017, (Thomas, Matthew) (Entered: 12/29/2016) |
| 12/30/2016 | <a href="#">30</a> | SENTENCING MEMORANDUM by USA as to Scott Mitchell Cohen (Gregson, Cecelia) (Entered: 12/30/2016)   |
| 12/30/2016 |                    | Reset Hearings as to Scott Mitchell Cohen: At cnsl for the govt's unopposed request, Sentencing reset for 1/13/2017 at 9:30 AM before Judge Ricardo S. Martinez. (LW) (Entered: 12/30/2016)                                  |
| 01/06/2017 | <a href="#">33</a> | SENTENCING MEMORANDUM by Scott Mitchell Cohen (Attachments: # <a href="#">1</a> Exhibit 1-3)(Hamoudi, Mohammad Ali) (Entered: 01/06/2017)  |

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| 01/13/2017 | 34                 | Minute Entry for proceedings held before Judge Ricardo S. Martinez-<br>CRD: <i>Lowell Williams</i> ; AUSA: <i>Cecelia Gregson</i> ; Def Cnsl: <i>Mohammad Hamoudi</i> ; USPO: <i>Sara Moore</i> ; Court Reporter: <i>Nickie Drury</i> ; Time of Hearing: 9:30 AM; <b>SENTENCING</b> held on 1/13/2017 for Scott Mitchell Cohen (1) as to Count 1: 15 years custody, lifetime supervision with conditions in judgment form, fine waived, \$100.00 special assessment. Counts 2 & 3 dismissed on motion of the govt. At dft's request, Court recommends placement at FCI Englewood. If dft is successful on supervision, Court will consider early termination. Dft remanded to custody. (LW) (Entered: 01/13/2017) |
| 01/13/2017 | <a href="#">35</a> | ORDER granting <a href="#">29</a> Motion for Forfeiture of Property; as to Scott Mitchell Cohen (1) by Judge Ricardo S. Martinez.(LW) (Entered: 01/13/2017)   |
| 01/13/2017 | <a href="#">36</a> | JUDGMENT as to Scott Mitchell Cohen by Judge Ricardo S. Martinez. (cc: USPO, PTS, FLU, Fin., USMO, Sea Tac Det) (LW) (Entered: 01/13/2017)  |
| 02/14/2017 | <a href="#">37</a> | DECLARATION of Publication (www.forfeiture.gov; 1/15/17-2/13/17) by USA as to Scott Mitchell Cohen re <a href="#">35</a> Order on Motion for Forfeiture of Property (Thomas, Matthew) (Entered: 02/14/2017)   |
| 09/06/2017 | <a href="#">38</a> | MOTION for Forfeiture of Property - <i>Final Order of Forfeiture</i> by USA as to Scott Mitchell Cohen (Attachments: # <a href="#">1</a> Proposed Order -Final Order of Forfeiture) Noting Date 9/15/2017, (Thomas, Matthew) (Entered: 09/06/2017)  |
| 09/18/2017 | <a href="#">39</a> | ORDER signed by Judge Ricardo S Martinez granting <a href="#">38</a> Motion for Forfeiture of Property; as to Scott Mitchell Cohen (1); Motions terminated.(LC) (Entered: 09/18/2017)   |
| 12/15/2017 | <a href="#">40</a> | NOTICE OF WITHDRAWAL OF COUNSEL: Attorney Matthew H Thomas for Plaintiff USA. (Thomas, Matthew) (Entered: 12/15/2017)   |