

**CRIMINAL PROCEEDINGS: ARRAIGNMENT ON INFORMATION & CHANGE OF PLEA  
& NOTICE of SENTENCING**

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF IDAHO  
Judge Larry M. Boyle Date: OCTOBER 28, 2004  
Deputy Clerk: L. Case ESR: Vicki  
Place: Boise, Idaho  
Time: 9-9:40 AM

**UNITED STATES OF AMERICA v. DANIEL CALDERON-MORENO**  
**CR.04-200-S-BLW**

Probation Officer: none  
Counsel for United States:  
Counsel for Defendant: Teresa Hampton- CJA  
Interpreter: Eduardo Silva  
Court advised defendant of his Constitutional Rights to counsel,  
Jury Trial, Maximum Penalties and **arraigned** him on the Information.  
(X) Defendant executed waiver of personal appearance before Chief  
Judge Winmill as to this proceeding only.  
(X) Defendant sworn for examination by the Court. Counsel advises  
defendant competent to enter knowledgeable plea.  
(X) Court finds the defendant competent to enter plea.  
(X) Sentencing guidelines explained.  
(X) Defendant's Constitutional Rights explained.  
(X) Information provided to and read in Spanish to defendant.  
(X) Govt. advised its evidence/elements to be presented at trial.  
(X) Maximum Penalty: as stated on the record. 2 Counts reviewed.  
(X) **NO Plea Agreement filed with the Court.**  
(X) Court inquired why no Plea Agreement. All parties advised the  
Sentencing Guidelines would not be effected, therefore they elected  
not to enter into a Plea Agreement.  
(X) Defendant placed under and entered a **GUILTY plea to COUNTS ONE  
and TWO** of the **INFORMATION**. Waiver of Indictment entered.  
(X) Court advised it accepts the plea advising it will be set forth  
in its R&R to the District Court.  
**ORAL NOTICE OF SENTENCING: JANUARY 11, 2005 at 8:30 AM, at BOISE,  
Idaho, before Chief U.S. District Judge Winmill.**

(X) Court ordered a pre-sentence investigation report.  
Original report to Counsel: 12/7/04.  
Notification of Objections: 12/21/04.  
Final Report Due: 1/4/05.

(X) Defendant remanded to the custody of the USMS.

**(X) Court to shall enter an R&R to this effect.**

cc. LaDonna to calendar.