



UNITED STATES  
ATTORNEY'S OFFICE  
DISTRICT OF COLUMBIA

**Community  
Prosecution**

# The Court Report

*2<sup>nd</sup> Police District*

*Covering the Month of  
May 2004*

*Building Safer Neighborhoods Through Community Partnership*

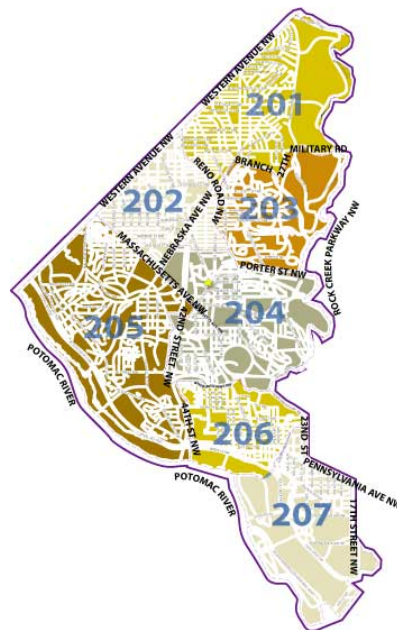
*www.DCcommunityprosecution.gov*

## SUMMARY OF RECENT COURT CASES

- **Kevin Brown** sentenced to 24 years incarceration by the Honorable Chief Judge Thomas F. Hogan, following conviction by federal court jury for Armed Bank Robbery and Unlawful Use of a Firearm During a Crime of Violence.
- **Andrew Muller** sentenced by the Honorable Frederick Weisberg to three years incarceration for Armed Robbery and related charges, for robbing a person he met at a nightclub.
- **Alvin Stafford** was found guilty in bench trial of Theft I and related offenses, by the Honorable Harold Cushenberry, and sentenced to 15 months incarceration, in connection with theft from "bait" car at Thompson's Boat Center.
- Caregiver, **James Woolen**, pled guilty to two counts of Assaulting residents of a group home in Northwest Washington.
- **Timothy Gray** was sentenced by the Honorable Maurice Ross to three weekends in jail, and one year of probation for Simple Assault.

*A detailed descriptions of these and other cases from the 2<sup>nd</sup> District are provided inside of this report.*

## THE 2<sup>ND</sup> POLICE DISTRICT



### Contact Numbers

<b>2D Homicide/Major Crimes Section Chief</b>	
Dan Friedman	202-514-7423
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Tim Lucas	202-282-0585
<b>2D Community Outreach Specialist</b>	
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<b>2D Police Station</b>	202-282-0700
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## 2<sup>ND</sup> DISTRICT COMMUNITY PROSECUTION UPDATE



**WELCOME TO THE NEW U.S. ATTORNEY.** Kenneth L. Wainstein was appointed interim United States Attorney for the District of Columbia on May 28, 2004. Prior to his appointment, he served as Chief of Staff to FBI Director Robert Mueller. Mr. Wainstein was a prosecutor in this office for nine years and handled a number of high profile cases, including the Starbucks murder case and a groundbreaking case that used the RICO statute against a robbery ring. As a line prosecutor and Deputy Chief of the Homicide Section between 1994 and 1999, he specialized in federal racketeering cases against violent street gangs. He also served as interim U.S. Attorney between April and August of 2001. "I look forward to working with residents to pro-actively address issues of crime and quality of life in communities across the city," said Mr. Wainstein. "We will continue to focus on the prosecution of violent criminals and others who threaten the peace and safety of our neighborhoods."

## The COURT REPORT

**Kevin Brown sentenced to 24 years incarceration by the Honorable Chief Judge Thomas F. Hogan, following conviction by federal court jury for Armed Bank Robbery and Unlawful Use of a Firearm During a Crime of Violence. (PSA 207, Case No. 03-R02634)**

**FACTS:** Kevin Brown, age 52, formerly of Forestville, Maryland, was sentenced to 24 years incarceration by the Honorable Chief Judge Thomas F. Hogan, following his conviction by a jury in U.S. District Court for Armed Bank Robbery and Unlawful Use of a Firearm During a Crime of Violence.

The evidence at trial established that on Friday, August 29, 2003, at approximately 4:55 p.m., Kevin Brown, dressed in a gray suit, entered the SunTrust Bank, located at 1925 K Street, N.W., sat down at a bank employee's desk in the lobby of the bank, displayed a pistol, and told the employee, "I need to get into the vault." Brown kept the pistol hidden beneath a notebook he was carrying, sat at the desk for about five minutes until the lobby cleared of customers and the bank closed, then ordered the employee to lead him to the vault area. She hit the alarm at her desk, and then led Brown to the area of the vault.

After failing to gain entry to the vault, Brown directed the employee to lead him to the area behind the teller line. She took Brown to the teller door, and when he entered with his gun drawn, she was able to flee the bank, yelling for help. Brown attempted to stop her, but failed, and instead grabbed another female bank employee and forced her to the teller door. Brown ordered this female employee to put money in a bag he was carrying, and then ordered a male employee to take over, because the female was moving too slowly. The male employee complied, but also put a dye pack and bait bills into the bag.

During the robbery, Brown placed his pistol to the male employee's head, and later, as he was attempting to close the zipper on his bag, inadvertently fired his pistol (fortunately hitting no one). Brown exited through a back entrance that opened onto 20th Street. As the robbery was occurring, a bank customer was standing at the front door, watching the robbery inside. When Brown fled the bank, the customer pointed out the defendant to arriving officers, who chased the defendant into an alley.

Officer Michael Carruth, with his gun drawn, was the first officer to find Brown, who was crouching down beside an air conditioning unit, with his hand inside the bag. Officer Carruth gave Brown numerous orders to show his hands, but instead, Brown stood up with his hand still inside the bag. By this time, Officer Kevin Delozier arrived to assist in ordering Brown to drop the bag and show his hands. Brown finally did so, and he was arrested. Brown commented later that he could have shot Officer Carruth. The bag contained Brown's 9mm pistol and \$23,409, including several bait bills and money stained by the dye pack, which had exploded.

Officials of the MPD, FBI and U.S. Attorney's Office praised the efforts and courage of Officers Carruth, Delozier, and Gregory Rock, who also assisted in the arrest. They also commended the lead investigators from the FBI, Special Agents Paul Timko and John Wagner,

as well as USAO staff members who facilitated this successful prosecution, including legal assistants Phaylyn Hunt and Karen Evans, and Assistant United States Attorney Frederick Yette, who prosecuted the case.

**Andrew Muller sentenced by the Honorable Frederick Weisberg to three years incarceration for Armed Robbery and related charges, for robbing a person he met at a nightclub. (Case No. F-7471-02; PSA 202)**

**FACTS:** Andrew Muller, age 34, formerly of the 100 block of G Street, N.W. was sentenced by the Honorable Frederick Weisberg, to 10 years incarceration for Armed Robbery, with the execution of all but two years suspended, to be followed by five years of probation; three years incarceration, concurrent, for Unauthorized Use of a Vehicle; and 180 days, concurrent, for Destruction of Property. The only condition of probation was that defendant Muller complete a long-term drug treatment program.

The evidence at the plea proceeding established that, on the evening of October 9, 2002, the complainant met the defendant at a nightclub in Washington, D.C., and subsequently returned to a residence on Fessenden Street, N.W. where the complainant was housesitting, and thus had access to a house owned by the homeowner. While at that location, the defendant attacked the complainant, choking and kicking him until he began to lose consciousness. Utilizing a number of belts, the defendant tied the complainant to a chair and slit one of his wrists with a knife, while commenting that the complainant would be able to identify the defendant. The defendant stole the complainant's wallet, containing twenty dollars in U.S. currency. The defendant also stole the homeowner's watch, and the keys to the homeowner's 1998 Mercedes Benz E-320. Ten days later, on October 19, 2002, the defendant was arrested in New York, driving the homeowner's Mercedes Benz.

Assistant United States Attorney Michael Ambrosino prosecuted the case.

**Alvin Stafford was found guilty in bench trial of Theft I and related offenses by the Honorable Harold Cushenberry, and sentenced to 15 months incarceration, in connection with theft from "bait" car at Thompson's Boat Center. (Case No. F-3142-03; PSA 206)**

**FACTS:** Alvin Stafford was found guilty by the Honorable Harold Cushenberry, in a bench trial, of Theft I, Destruction of Property (misdemeanor), and Possession of Drug Paraphernalia. Judge Cushenberry then sentenced defendant Stafford to 15 months incarceration.

By way of background, the United States Park Police, having noted numerous thefts from automobiles in and around the parking lot at Thompson's Boat Center, located at 2800 Virginia Avenue, N.W., took the innovative investigative approach of setting up a "bait" car. Specifically, they parked a vehicle owned by the USPP in the area, placed expensive camera equipment in plain view inside the vehicle, and set a surveillance team to watch the vehicle.

From an observation post, they observed and videotaped the break in by the defendant. Defendant was videotaped casing vehicles, including the bait car, inside the Thompson Boat Center parking lot. Defendant used a screwdriver and bucket handle to pop the lock on the bait car, at which time he removed two bags, one of which contained the camera equipment. The defendant was promptly arrested, and a search incident to arrest recovered the camera equipment, an unrelated stolen cell phone and checkbook, as well as crack cocaine paraphernalia.

Assistant United States Attorney Steven Wasserman prosecuted the case.

**Caregiver, James Woolen, pled guilty to two counts of Assaulting residents of a group home in Northwest Washington. (Case No. M-1122-04; PSA 204)**

**FACTS:** James Woolen, age 31, of the 300 16th Street, N.E., entered a plea of guilty before Senior Judge Stephen G. Milliken of the D.C. Superior Court to two counts of assaulting residents of a group home for mentally retarded individuals in Northwest Washington, D.C., which took place while the defendant was employed as a care giver at the group home. Pursuant to the plea, Woolen was sentenced to suspended 180-day terms of imprisonment on each count along with a one-year period of probation during which he will be required to complete 100 hours of community service (in a setting without children or vulnerable adults). The Court also ordered the defendant to undergo drug testing, and drug treatment if required, to stay away from the group home, and to pay \$100 to the Victim's Crime Fund.

The Office of Inspector General (OIG) Medicaid Fraud Control Unit (MFCU), assisted by the Metropolitan Police Department Second District, investigated the assaults. The MFCU, which was created in March 2000, handled this case as part of an effort called the Guardian Angel Project (GAP). GAP is a comprehensive program designed to deter and when appropriate, punish health care providers who intentionally abuse or neglect vulnerable persons under their care. Among the institutions covered by GAP are nursing homes, group homes for adults who are mentally retarded and facilities for mentally ill persons. These institutions are a main focus of the MFCU's outreach and education efforts. MFCU investigators and attorneys make presentations to industry and professional groups covering topics such as detecting abuse, prompt and accurate reporting of abuse, and the most effective ways to work with law enforcement agencies. Also, emphasis is placed on outreach and education efforts aimed at senior citizen groups, consumer groups, and advocates for elderly and other vulnerable citizens.

In announcing the successful prosecution of this matter, United States Attorney Howard and Interim Inspector General Andersen praised the work of Special Agent M. Edward Heilman of the MFCU and Detective Donna Wilson of the Metropolitan Police Department's Second District, who investigated the case. Mr. Howard and Mr. Andersen also commended the work of Susan Kennedy, Director of the MFCU, and Assistant United States Attorney Gary Milligan, who jointly prosecuted the case.

**Timothy Gray sentenced by the Honorable Maurice Ross to three weekends in jail, and one year of probation, for Simple Assault, for a one-punch assault after the parties left a bar near Georgetown. (Case Mo. F-3491-03; PSA 207)**

**FACTS:** Timothy Gray, age 24, of Springfield, Virginia, was sentenced by the Honorable Maurice Ross to 180 days incarceration, with the execution of all but three weekends suspended, to be followed by one year of probation, following his conviction for Simple Assault. The case involved a one-punch assault that resulted in four fractures to the victim's cheekbone.

The evidence at trial established that the defendant was a 6 foot, 210 pound, ex-Marine in his early 20s, and the victim a senior cadet at the U.S. Air Force Academy, and that the defendant and victim had attended the same high school in Springfield, Virginia, although they did not really know each other. On February 24, 2003, the defendant and the victim were in McFadden's bar near Georgetown. The victim left the bar with a woman with whom the defendant had recently been romantically involved. The victim and the woman were in the 2400 block of Pennsylvania Avenue, N.W., walking down the street, when the defendant ran up behind them and blind-sided the victim with a sucker punch to his face. The punch was thrown so hard that the victim sustained four compound fractures to his cheekbone that required emergency reconstructive surgery later that night. The defendant fled the scene, but was arrested a few weeks later on an arrest warrant.

The defense during the trial was that the defendant threw only one punch and never intended to cause such damage, the defendant testifying that he walked up to the victim to see where his female friend was going, and jabbed the victim once in the face, thinking the victim was going to punch him. The jury found the defendant not guilty of Aggravated Assault, a felony charge, but guilty of Simple Assault, a misdemeanor.

Assistant U.S. Attorney Louis Ramos prosecuted this case.



**DEFENDANTS WHO WERE CONVICTED  
IN FIREARMS CASES**

*Under the Project Safe Neighborhoods (PSN) initiative, 15 persons were convicted of firearms offenses in May, 2004. PSN is a partnership between local and federal agencies to reduce gun violence in the District of Columbia.*

**U.S. Attorney's Office Web site**

The United States Attorney's Office maintains a web site with additional information concerning Office personnel and activities. The web site is: [www.DCcommunityprosecution.gov](http://www.DCcommunityprosecution.gov)

**The Following Report, Titled “Papered Arrests”  
Contains Details on Arrests and Charges Filed  
Against Defendants in this District.**

**UNITED STATES ATTORNEY'S OFFICE PAPERED COMMUNITY PROSECUTION  
PAPERED ARRESTS**

Criteria Entered; Arrest Date: 05/01/2004 - 05/31/2004, District: 2D, Sort: PSA, Arrest Date

PSA	ARREST DATE	CCN	PAPERD LEAD CHARGE & AUSA'S NAME	DEFENDANT'S NAME	PAPERED CASES	SECTION ASSIGNMENT & LOCATION OF OFFENSE
201	05/09/2004 01:10	04062519	BURGLARY I TIMOTHY G. LYNCH	RICKS, STANLEY A	F0294304	SC, COMMUNITY PROSECUTION/GRAND JURY SECTION 3025 BEECH STREET NW
201	05/13/2004 07:05	04047590	ASLT W/I TO ROB TIMOTHY G. LYNCH	JENNINGS, ROMAL A	F0307704	SC, COMMUNITY PROSECUTION/GRAND JURY SECTION 6219 PINEY BRANCH RD NW
201	05/13/2004 08:30	04010279	ILLEGAL DUMPING ROZELLA A. OLIVER	ESCOBAR, FELIPE A	M0492004	SC, MISDEMEANOR SECTION 5300 BLOCK 29 ST NW
201	05/17/2004 09:00	04048270	ARMED ROBBERY TIMOTHY G. LYNCH	DAUGHTRY, VARVIE	F0316704	SC, COMMUNITY PROSECUTION/GRAND JURY, COMM. PROS. ASSIGNMENT 5701 CHEVY CHASE PARKWAY
201	05/17/2004 13:00	04047590	ARMED ROBBERY TIMOTHY G. LYNCH	LAWRENCE, QUINTON N	F0316104	SC, COMMUNITY PROSECUTION/GRAND JURY, COMM. PROS. ASSIGNMENT 3400 BLK NORTHHAMPTON ST
202	05/01/2004 19:04	04058803	THEFT 2ND DEGREE STEVEN R. KAUFMAN	MEISSONNIER, STEPHANIE	M0494804	SC, MISDEMEANOR SECTION 5300 WISCONSIN AVE NW
202	05/11/2004 17:30	04011879	THREATS BODILY HARM ROBERT E. LEIDENHEIMER	MOMENT, MICHAEL	M0482804	SC, MISDEMEANOR SECTION 4339 HARRISON STREET NW

**UNITED STATES ATTORNEY'S OFFICE PAPERED COMMUNITY PROSECUTION  
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PSA	ARREST DATE	CCN	PAPERD LEAD CHARGE & AUSA'S NAME	DEFENDANT'S NAME	PAPERED CASES	SECTION ASSIGNMENT & LOCATION OF OFFENSE
202	05/13/2004 15:00		THEFT 2ND DEGREE NATASHIA TIDWELL	MCKINNY, DANNY	M0494904	SC, MISDEMEANOR SECTION 5300 WISC AVE NW
202	05/13/2004 20:00	04064901	THEFT 2ND DEGREE	WHITAKER, RHONDA P	M0570304	SC, MISDEMEANOR SECTION 5333 WISC AVE NW
202	05/16/2004 19:00	04066522	THEFT 2ND DEGREE JEFFREY PEARLMAN	CULBRETH, SANSRA	M0504504	SC, MISDEMEANOR SECTION 5333 WISCONSIN AVE NW
202	05/27/2004 17:27	04066539	THEFT 2ND DEGREE	WILLIAMS, DEREK	M0557104	SC, MISDEMEANOR SECTION 5300 WISC AVE NW
202	05/29/2004 12:15	04073518	THEFT 1ST DEGREE	REDDICK, ANGELA	F0345004	SC, COMMUNITY PROSECUTION/GRAND JURY SECTION 5300 WISC AVE NW
204	05/05/2004 16:10	04060622	UCSA POSS MARIJUANA EDWARD S. KEEFE	MILLER, JAMES H	M0515404	SC, MISDEMEANOR SECTION 2300 CALVERT STREET NW
204	05/25/2004 01:00	04071100	THEFT 2ND DEGREE TIMOTHY J. KELLY	LENKIN, ANDREA S	M0542504	SC, MISDEMEANOR SECTION 4200 WISCONSIN AVE NW



**UNITED STATES ATTORNEY'S OFFICE PAPERED COMMUNITY PROSECUTION  
PAPERED ARRESTS**

Criteria Entered; Arrest Date: 05/01/2004 - 05/31/2004, District: 2D, Sort: PSA, Arrest Date

PSA	ARREST DATE	CCN	PAPERD LEAD CHARGE & AUSA'S NAME	DEFENDANT'S NAME	PAPERED CASES	SECTION ASSIGNMENT & LOCATION OF OFFENSE
205	05/14/2004 08:30	04065155	VIOLATING DRUG FREE ZONE (FEL) TEJPAL S. CHAWLA	SULUKI, HANIF D	M0497704	SC, MISDEMEANOR SECTION 37TH AND O ST NW
205	05/24/2004 11:00	04056850	SIMPLE ASSAULT ROZELLA A. OLIVER	DORSEY, NIKIA E	M0539704	SC, MISDEMEANOR SECTION 3800 RESERVOIR RD NW
206	05/01/2004 19:45	04058811	SHOPLIFTING KAREN D. FOSKEY	CLARKE, JULIAN L	M0448104	SC, MISDEMEANOR SECTION 3111 M ST NW
206	05/02/2004 01:25	04058907	UCSA POSS MARIJUANA JENNY L. GRUS	BANIAM, IYOEL	M0494304	SC, MISDEMEANOR SECTION 1200 BLOCK WISCONSIN AVE
206	05/05/2004 00:50	04060355	UNLAWFUL ENTRY AMANDA J. WILLIAMS	HAINES, ROBERT E	M0454304	SC, MISDEMEANOR SECTION 3139 M ST NW
206	05/08/2004 16:00	04062274	SHOPLIFTING KAREN D. FOSKEY	GANUELAS, ERNESTO J	M0494404	SC, MISDEMEANOR SECTION 3111 M STREET NW
206	05/11/2004 16:05	04063677	THEFT 2ND DEGREE ROSALIND M. HUMPHRIES	JACKSON, FRANCIS A	M0482104	SC, MISDEMEANOR SECTION 3200 WATER STREET NW

**UNITED STATES ATTORNEY'S OFFICE PAPERED COMMUNITY PROSECUTION  
PAPERED ARRESTS**

Criteria Entered; Arrest Date: 05/01/2004 - 05/31/2004, District: 2D, Sort: PSA, Arrest Date

PSA	ARREST DATE	CCN	PAPERD LEAD CHARGE & AUSA'S NAME	DEFENDANT'S NAME	PAPERED CASES	SECTION ASSIGNMENT & LOCATION OF OFFENSE
206	05/15/2004 21:29	04066180	DEST OF PROPERTY NATASHIA TIDWELL	SCHWARTZ, PETER D	M0503004	SC, MISDEMEANOR SECTION 3256 Q ST NW
206	05/15/2004 21:45	04066180	DEST OF PROPERTY NATASHIA TIDWELL	BUCKLEY, ROLAID L	M0503104	SC, MISDEMEANOR SECTION 3256 Q ST NW
206	05/17/2004 17:45	04066951	THEFT 2ND DEGREE AMANDA J. WILLIAMS	JOHNSON, IVAN L	M0506204	SC, MISDEMEANOR SECTION 1236 36TH ST NW
206	05/18/2004 17:15	04067593	THEFT 2ND DEGREE NATASHIA TIDWELL	EVANS, CHARLES B	M0511804	SC, MISDEMEANOR SECTION 3222 M STREET NW
206	05/22/2004 20:40	04069900	THEFT 2ND DEGREE ROZELLA A. OLIVER	WARD, COYIA S	M0533904	SC, MISDEMEANOR SECTION 3111 M ST.NW
207	05/02/2004 00:26	04058875	SIMPLE ASSAULT VASU B. MUTHYALA	WEIDMAN, JOSHUA	M0463304	SC, MISDEMEANOR SECTION 2401 PENNSYLVANIA AVE NW
207	05/05/2004 02:15	04060377	ADW NATASHIA TIDWELL	FLYNN, BERNARD	F0286104	SC, MISDEMEANOR SECTION 2401 PENN AVE NW

**UNITED STATES ATTORNEY'S OFFICE PAPERED COMMUNITY PROSECUTION  
PAPERED ARRESTS**

Criteria Entered; Arrest Date: 05/01/2004 - 05/31/2004, District: 2D, Sort: PSA, Arrest Date

PSA	ARREST DATE	CCN	PAPERD LEAD CHARGE & AUSA'S NAME	DEFENDANT'S NAME	PAPERED CASES	SECTION ASSIGNMENT & LOCATION OF OFFENSE
207	05/05/2004 12:41	04013491	UCSA POSS MARIJUANA JEFFREY PEARLMAN	THOMAS, KANISHA E	M0491704	SC, MISDEMEANOR SECTION 1100 OHIO DR SW
207	05/07/2004 21:45	04061883	THEFT 2ND DEGREE VASU B. MUTHYALA	EMBRY, JOEY	M0468804	SC, MISDEMEANOR SECTION 2000 PENN AVE NW
207	05/10/2004 22:10	04063336	THEFT 2ND DEGREE ROBERT E. LEIDENHEIMER	WHITMYR, DARYLE	M0478404	SC, MISDEMEANOR SECTION 2000 PENNSYLVANIA AVE NW
207	05/13/2004 18:40	04014601	SIMPLE ASSAULT C. BARRINGTON WILKINS	HODGES, MARK E	M0493504	SC, MISDEMEANOR SECTION GEORGE MASON MEMORIAL
207	05/14/2004 19:20	04065492	SIMPLE ASSAULT JENNY L. GRUS	AKROUT, ANIS B	M0498204	SC, MISDEMEANOR SECTION 2525 PENNSYLVANIA AVE NW