

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION

UNITED STATES OF AMERICA,	)	Case No. 4:11CR003, Judge Polster
	)	
Plaintiff,	)	
	)	Case No. 3:10CR134, Judge Zouhary
v.	)	
	)	
PHILIP A. CARGNINO,	)	
	)	
Defendant.	)	

**GOVERNMENT'S NOTICE OF RELATED CASE**

Now comes the United States of America, by and through Steven M. Dettelbach, United States Attorney, and Christian H. Stickan and Robert J. Patton, Assistant United States Attorneys, and files this Notice of Related Case. Pursuant to Local Criminal Rule 57.9(b)(3), Case Number 11-CR-003 may be considered related to Case No. 10-CR-134, assigned to the Honorable Judge Jack Zouhary.

Although Rule 57.9 provides for reassignment of related cases, the rule itself does not articulate a governing standard. Rather, when filing a criminal case, the United States Attorney's Office is required "in any case which is, or might be considered, related to another case, file a motion/notice with both District Judges advising the Court of the relationship. A new violation resulting in a federal indictment or information may be considered related to the previously filed case." Id. Pursuant to that rule, the government is hereby providing this notice. This newly filed indictment involves the same scheme and conspiracy as in Case No. 10-CR-134.

Due to the fact that there is some relationship between the charges in these cases since the same scheme is charged in both cases, the government believes that these should be considered as related cases under Rule 57.9(b).

Respectfully Submitted,

STEVEN M. DETTELBACH  
UNITED STATES ATTORNEY

By: /s/ Christian H. Stickan  
Christian H. Stickan  
Assistant U.S. Attorney  
Reg. No. 0013403 (Ohio)  
U.S. Court House, Suite 400  
801 West Superior Avenue  
Cleveland, Ohio 44113-1852  
Tel. No.: (216) 622-3818  
Fax No.: (216) 522-8355  
Christian.Stickan@usdoj.gov

By: /s/ Robert J. Patton  
Robert J. Patton  
Assistant U.S. Attorney  
Reg. No. 0066590 (Ohio)  
United States Courthouse  
801 West Superior Avenue, Suite 400  
Cleveland, Ohio 44113  
Telephone No.: (216) 622-3856  
Facsimile No.: (216) 522-2403  
[Robert.Patton2@usdoj.gov](mailto:Robert.Patton2@usdoj.gov)

**CERTIFICATE OF SERVICE**

I hereby certify that on January 6, 2011, a copy of the foregoing was filed electronically. Notice of this filing will be sent by operation of the Court's electronic filing system to all parties indicated on the electronic filing receipt. All other parties will be served by regular U.S. mail. Parties may access this filing through the Court's system.

By: /s/ Christian H. Stickan  
Christian H. Stickan  
Assistant U.S. Attorney