

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA**

**UNITED STATES OF AMERICA** : **CRIMINAL NO. 09-220 (PLF)**  
 :  
 v. :  
 :  
**ROBERT KRAAIPOEL,** :  
 :  
 **Defendant.** :

**MOTION TO QUASH ARREST WARRANT AND FOR THE  
ISSUANCE OF A SUMMONS**

\_\_\_\_\_The United States of America, by and through its attorney, Channing D. Phillips, Acting United States Attorney for the District of Columbia, respectfully moves the Court to Quash the Bench Warrant and issue a Summons for the defendant to appear on September 24, 2009, at 10:15 a.m. In support of its motion, the government states the following:

1. On August 29, 2007, Magistrate Judge Alan Kay signed a criminal complaint that charged the defendant with three counts of the unlawful export of U.S. goods to an embargoed country, in violation of the International Emergency Economic Powers Act, 50 U.S.C. § 1705, and the Iranian Transactions Regulations, 50 C.F.R. Part 560, as well as two counts of making or causing to be made a false statement or representation, in violation of 18 U.S.C. § 1001 and 2. An arrest warrant was also issued for the defendant's arrest. The criminal complaint and arrest warrant and all related documents were placed under seal. On September 13, 2007, Magistrate John M. Facciola signed an order unsealing the complaint, warrant and supporting documentation, and ordering that they be entered on the public docket.

2. Defendant ROBERT KRAAIPOEL is a citizen and resident of the Netherlands. Since the

filing of the complaint, the defendant has retained counsel, and the parties have engaged in plea negotiations. The parties have reached a plea agreement. As part of this agreement, defendant ROBERT KRAAIPOEL has agreed to voluntarily fly into the United States and appear before the Court to plead guilty to a One-Count Information, charging him with participating in a conspiracy to commit offenses against the United States in violation of 18 U.S.C. § 371. That information was filed with the Court on September 9, 2009. The Court has scheduled the plea hearing for September 24, 2009 at 10:15 a.m.. ROBERT KRAAIPOEL is scheduled to arrive in the United States on September 21, 2009.

3. Pursuant to this agreement, the government requests that the arrest warrant for defendant ROBERT KRAAIPOEL be quashed, and that the Court issue a summons for defendant ROBERT KRAAIPOEL to appear before the Court on September 25, 2009 at 10:15 a.m.<sup>1</sup>

4. The government advised Mark Rochon, counsel for the defendant, of the filing of this motion, and he advised that has no opposition to the motion. Furthermore, Mr. Rochon has agreed to accept service of the summons on behalf of the defendant.

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<sup>1</sup>The government is also filing a motion for a booking order, so that the defendant can be booked on the charge prior to the September 24, 2009, plea hearing.

**CONCLUSION**

WHEREFORE, for the foregoing reasons and for any other such reasons as may appear to the Court, the government requests that its motion be granted and that the arrest warrant in this case be quashed, and a summons be issued requiring defendant ROBERT KRAAIPOEL to appear before the Court on September 25, 2009 at 10:15 a.m.

Respectfully submitted,  
CHANNING D. PHILLIPS  
Acting United States Attorney

BY:

/s/  
\_\_\_\_\_  
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	:	
<b>v.</b>	:	
	:	
<b>ROBERT KRAAIPOEL,</b>	:	
	:	
<b>Defendant.</b>	:	

**ORDER**

\_\_\_\_\_ Upon consideration of the government’s Motion to Quash the Arrest Warrant and the record herein, for the reasons set forth in the government’s motion and for good cause shown, it is this \_\_\_\_\_ day of September 2009,

\_\_\_\_\_ ORDERED that the arrest warrant issued for the defendant in this case is hereby quashed, and it is

FURTHER ORDERED that the United States Marshals Service cancel and/or withdraw the warrant from the NCIC data base, and it is

FURTHER ORDERED that a summons be issued ordering defendant Robert Kraaiipoel to appear before the Court in Courtroom 29A at 10:15 a.m. on September 24, 2009, and it is

FURTHER ORDERED that copies of the summons will be provided to the parties for service on the defendant.

\_\_\_\_\_  
PAUL L. FRIEDMAN  
United States District Court Judge