AO 257 (Rev. 6/78)

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT

BY: ☐ COMPLAINT ☒ INFORMATION ☐ INDICTMENT ☐ SUPERSEDING

Name of District Court, and/or Judge/Magistrate Location

NORTHERN DISTRICT OF CALIFORNIA

SAN FRANCISCO DIVISION

FILED

MAR 27 2018

SUSAN Y. SOONG
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

OFFENSE CHARGED

18 U.S.C. § 401(1) - Criminal Contempt

☐ Petty
☐ Minor
☒ Misdemeanor
☐ Felony

PENALTY: Not more than one year imprisonment

DEFENDANT - U.S

▶ Michael Kim

DISTRICT COURT NUMBER

CR 18 0124 MAG

PROCEEDING

Name of Complaintant Agency, or Person (& Title, if any)

FEDERAL BUREAU OF INVESTIGATION

☐ person is awaiting trial in another Federal or State Court, give name of court

☐ this person/proceeding is transferred from another district per (circle one) FRCrp 20, 21, or 40. Show District

☐ this is a reprosecution of charges previously dismissed which were dismissed on motion of: ☐ U.S. ATTORNEY ☐ DEFENSE } SHOW DOCKET NO.

☐ this prosecution relates to a pending case involving this same defendant

☐ prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under } MAGISTRATE CASE NO.

Name and Office of Person Furnishing Information on this form: ALEX G. TSE

☒ U.S. Attorney ☐ Other U.S. Agency

Name of Assistant U.S. Attorney (if assigned): WILLIAM FRENTZEN

DEFENDANT

IS *NOT* IN CUSTODY

1) ☒ Has not been arrested, pending outcome this proceeding. If not detained give date any prior summons was served on above charges ▶

2) ☐ Is a Fugitive

3) ☐ Is on Bail or Release from (show District)

IS IN CUSTODY

4) ☐ On this charge

5) ☐ On another conviction } ☐ Federal ☐ State

6) ☐ Awaiting trial on other charges

If answer to (6) is "Yes", show name of institution

Has detainer been filed? ☐ Yes ☐ No } If "Yes" give date filed

DATE OF ARREST ▶ Month/Day/Year

Or... if Arresting Agency & Warrant were not

DATE TRANSFERRED TO U.S. CUSTODY ▶ Month/Day/Year

☐ This report amends AO 257 previously submitted

ADDITIONAL INFORMATION OR COMMENTS

PROCESS:

☐ SUMMONS ☒ NO PROCESS* ☐ WARRANT Bail Amount:

If Summons, complete following:

☐ Arraignment ☐ Initial Appearance

Defendant Address:

** Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment*

Date/Time: Before Judge:

Comments:

ALEX G. TSE (CABN 152348)
Acting United States Attorney

FILED
MAR 27 2018
SUSAN Y. SOONG
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA, Plaintiff, v. MICHAEL KIM, Defendant.	CASE NO. CR 18 0124 MAG VIOLATION: 18 U.S.C. § 401(1) – Criminal Contempt SAN FRANCISCO VENUE

INFORMATION

The United States Attorney charges:

Background

1. On March 26, 2014, Defendant X, not a defendant herein, was charged by complaint in the Northern District of California with racketeering conspiracy, in violation of Title 18, United States Code, Section 1962(d), and other criminal offenses, in Case Number 3:14-70421-MAG.

2. The Honorable Chief Magistrate Judge Joseph Spero ordered Defendant X detained pending trial. Defendant X, through his counsel, sought a review of the detention order.

3. Defendant MICHAEL KIM was a Deputy with the San Francisco City and County Sheriff's Department and a friend of Defendant X.

4. On August 6, 2014, KIM signed a declaration for the purpose of assisting Defendant X and knowing that the declaration would be provided to the Court in connection with Defendant X's detention proceedings. The declaration contained material false statements and representations regarding a ballistic vest that KIM had loaned to Defendant X.

COUNT ONE: (18 U.S.C. § 401(1) – Criminal Contempt)

5. Paragraphs 1 through 4 are incorporated herein.

6. On or about August 6, 2014, in the Northern District of California, and elsewhere, the defendant,

MICHAEL KIM,

did knowingly and willfully commit misbehavior in the presence of this Court so as to obstruct the administration of justice, specifically, by swearing to a false declaration, knowing and intending that the declaration would be presented to this Court for the purpose of attempting to gain the release of Defendant X.

In violation of Title 18, United States Code, Section 401(1).

DATED: March 13, 2018

ALEX G. TSE
Acting United States Attorney

JOHN H. HEMANN
Deputy Chief, Criminal Division

(Approved as to form: _____)
AUSA WILLIAM FRENTZEN

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

CRIMINAL COVER SHEET

Instructions: *Effective November 1, 2016, this Criminal Cover Sheet must be completed and submitted, along with the Defendant Information Form, for each new criminal case.*

CR 18 0124

CASE NAME: **CASE NUMBER:**

USA v. Michael Kim **CR**

MAG

Is This Case Under Seal?	**Yes**	**No** ✓	
Total Number of Defendants:	**1** ✓	**2-7**	**8 or more**
Does this case involve ONLY charges under 8 U.S.C. § 1325 and/or 1326?	**Yes**	**No** ✓	
Venue (Per Crim. L.R. 18-1):	**SF** ✓	**OAK**	**SJ**
Is this a potential high-cost case?	**Yes**	**No** ✓	
Is any defendant charged with a death-penalty-eligible crime?	**Yes**	**No** ✓	
Is this a RICO Act gang case?	**Yes**	**No** ✓	

Assigned AUSA (Lead Attorney): William Frentzen **Date Submitted:** 03/27/18

Comments:

RESET FORM SAVE PDF