

**SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK**

THE PEOPLE OF THE STATE OF NEW YORK,

-against-

DONALD J. TRUMP,

Defendant.

NOTICE OF APPEAL

Indictment No. 71543/2023

PLEASE TAKE NOTICE that President Donald J. Trump hereby appeals to the First Department of the Appellate Division of the Supreme Court of the State of New York from the judgment of conviction on 34 counts of falsifying business records in the 1st degree under PL § 175.10 and sentence of unconditional discharge, rendered in the Supreme Court, New York County (Merchan, J.) under Indictment No. 71543/2023 on January 10, 2025 (attached hereto as Exhibit A), and further appeals from each and every part thereof and every intermediate order made therein.

Dated: New York, New York
January 29, 2025

Respectfully submitted,



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-and-

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FILED

JAN 29 2025

SUPREME COURT
NY COUNTY
APPEALS BUREAU

NEW YORK COUNTY
DISTRICT ATTORNEY

2025 JAN 29 A 10:07

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CLERK'S OFFICE

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Attorneys for President Donald J. Trump

TO: Clerk of the Court
New York Supreme Court, Criminal Term, New York County
100 Centre Street, Room 1000
New York, New York 10013

Alvin L. Bragg, Jr.
District Attorney, New York County
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EXHIBIT A

Sentencing

1

SUPREME COURT OF THE STATE OF NEW YORK

COUNTY OF NEW YORK - CRIMINAL TERM - PART: 59

- - - - - X

THE PEOPLE OF THE STATE OF NEW YORK,

Indict. No.
71543-2023

-against-

CHARGE

DONALD J. TRUMP,

FALSIFYING BUSINESS
RECORDS 1ST DEGREE

DEFENDANT.

SENTENCING

- - - - - X

100 Centre Street
New York, New York 10013
January 10, 2025

B E F O R E:

HONORABLE JUAN M. MERCHAN
JUSTICE OF THE SUPREME COURT

A P P E A R A N C E S:

FOR THE PEOPLE:

ALVIN BRAGG, JR., ESQ.
DISTRICT ATTORNEY, NEW YORK COUNTY
One Hogan Place
New York, New York 10013

BY: JOSHUA STEINGLASS, ESQ.
MATTHEW COLANGELO, ESQ.
SUSAN HOFFINGER, ESQ.
CHRISTOPHER CONROY, ESQ.
BECKY MANGOLD, ESQ.
KATHERINE ELLIS, ESQ.

Assistant District Attorneys

BLANCHE LAW

BY: TODD BLANCHE, ESQ. (Appeared virtually with Defendant,
Donald J. Trump)

EMIL BOVE, ESQ. (In person)

Attorneys for the Defendant

SUSAN PEARCE-BATES, RPR, CSR, RSA
Principal Court Reporter

Susan Pearce-Bates, RPR, CCR, RSA
Principal Court Reporter

1 SERGEANT: All rise.

2 Part 59 is now in session. The Honorable Juan
3 Merchan presiding.

4 THE COURT: Good morning.

5 Please be seated.

6 THE CLERK: Calling Part 59 calendar, calendar
7 number one, Donald Trump, indictment 71543 of '23.

8 THE COURT: Your appearances, please.

9 MR. STEINGLASS: Good morning.

10 For the People, ADAs Joshua Steinglass,
11 Christopher Conroy, Susan Hoffinger, Beckey Mangold,
12 Matthew Colangelo, and Katherine Ellis.

13 THE COURT: Good morning, People.

14 MR. BOVE: Emil Bove for President Trump who is
15 appearing via Teams. He is co-located with my partner,
16 Todd Blanche.

17 THE COURT: All right.

18 Good morning, Mr. Bove.

19 Good morning, Mr. Blanche.

20 Good morning, Mr. Trump.

21 MR. BLANCHE: Good morning.

22 THE COURT: Although Mr. Bove has already alluded
23 to it, just for the record, I want to make clear that Mr.
24 Blanche is appearing virtually with Mr. Trump.

25 And you are currently in Florida, is that

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1 correct?

2 MR. BLANCHE: Yes, that's correct, Your Honor.

3 THE COURT: Okay. And Mr. Trump's other
4 attorney, Mr. Bove, is with us here in this courtroom.

5 Pursuant to this Court's Decision and Order dated
6 January 3rd, 2025, Mr. Trump was given the option of
7 appearing virtually, and subsequently counsel for Mr. Trump
8 informed this Court that Mr. Trump had elected to waive
9 personal appearance, and appear virtually.

10 The decision of sentence in this matter is
11 permitted in New York, and I direct your attention to the
12 Matter of People v. Reyes, 72 Misc. 3d 1133, 2021.

13 Before turning to the matter of sentencing, I
14 want to confirm that the People, and defense counsel have
15 both received copies of the probation report.

16 You have not?

17 (Probation report is handed out.)

18 THE COURT: Let the record reflect that the
19 People are being handed a copy now. Mr. Bove is being
20 handed a copy.

21 Why don't you take some time to look at it?

22 Okay.

23 MR. STEINGLASS: Thank you.

24 THE COURT: While the parties look at the
25 probation report, Mr. Blanche, I would like to confirm that

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1 you received an E-copy of the report?

2 MR. BLANCHE: Yes, Your Honor. We received a
3 copy this morning, and I have it in front of me.

4 THE COURT: Is there anything about that report
5 that you would like to put on the record?

6 MR. BLANCHE: Nothing other than the fact that it
7 was -- that some of the facts, and procedural history,
8 especially involving other cases, are not up-to-date
9 because of what has happened since the date of the report,
10 and otherwise, given what we expect is happening today.

11 THE COURT: Okay. Thank you.

12 People, is there anything about the probation
13 report that you would like to put on the record?

14 MR. STEINGLASS: No, Judge. I just need a couple
15 more minutes.

16 THE COURT: You need more time?

17 MR. STEINGLASS: Yes, if you don't mind.

18 THE COURT: Sure.

19 MR. STEINGLASS: Thank you, Judge.

20 I don't think there is anything that we need to
21 put on the record about it.

22 THE COURT: Okay. Thank you.

23 Let's impose sentence, please.

24 THE CLERK: Donald Trump, you are before the
25 Court for sentence following your conviction by trial to 34

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1 counts of falsifying business records in the first degree.

2 Before being sentenced the Court will allow you,
3 your attorney, and the Assistant District Attorney an
4 opportunity to address the Court with any matters relevant
5 to sentence.

6 For the People.

7 MR. STEINGLASS: Thank you.

8 Judge, where is the preferred place for me to
9 stand?

10 THE COURT: Wherever you feel comfortable.

11 MR. STEINGLASS: Okay. The Defendant in this
12 case, as you know, stands convicted of 34 counts of
13 falsifying business records in the first degree, all Class
14 E Felonies. Each carries a range of authorized sentencing
15 options from -- for as much as one-and-a-third to four
16 years in state prison, to a variety of non-incarceratory
17 sentences.

18 In this Court's January 3rd Decision on the
19 defendant's Clayton Motion, Your Honor indicated an
20 inclination to impose an unconditional discharge. Under
21 all the circumstances of this case, its unique posture, and
22 the Defendant's status as President Elect, the People
23 recommend a sentence of an unconditional discharge.

24 In finding the Defendant guilty in this case, the
25 jury necessarily found unanimously that the Defendant

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1 falsified 34 separate entries in his business records with
2 the intent to defraud, which included an intent to commit,
3 or conceal a conspiracy to promote his own election by
4 unlawful means.

5 Having presided over the trial, Your Honor is
6 very familiar with the conduct, its seriousness, and the
7 overwhelming evidence to support the jury's verdict. I am
8 certainly not going to rehash that now.

9 In last week's decision on January 3rd, this
10 Court referred to the gravamen of the defendant's conduct,
11 his criminal conduct in this case, as constituting quote,
12 premeditated and continuous deception.

13 The verdict was delivered by a jury that was
14 carefully chosen using an extensive questionnaire based on
15 suggestions from both parties, and after thorough
16 questioning of the prospective jurors by both sides. The
17 verdict in this case was unanimous, and decisive, and it
18 must be respected.

19 As this Court has observed, quote, the sanctity
20 of a jury verdict, and the deference that must be accorded
21 to it, is a bedrock principle in our nation's
22 jurisprudence.

23 The defendant's conduct before, during, and after
24 this trial, also merits consideration.

25 Instead of preserving, protecting, and defending

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1 our constitutionally established system of criminal
2 justice, the Defendant, the once, and future President of
3 the United States, has engaged in a coordinated campaign to
4 undermine its legitimacy.

5 Far from expressing any kind of remorse for his
6 criminal conduct, the Defendant has purposefully bred
7 disdain for our judicial institutions, and the rule of law.
8 And he has done this to serve his own ends, and to
9 encourage others to reject the jury verdict that he finds
10 so distasteful.

11 He has characterized these proceedings as
12 corrupt, rigged, witch hunt, or a sham too many times to
13 tabulate. The defendant's rhetoric is ratcheted up since
14 this Court's rulings on his Motions to Dismiss. He has
15 been unrelenting in his unsubstantiated attacks upon this
16 Court and its family, individual prosecutors and their
17 families, the witnesses, the Grand Jury, the trial jury,
18 and the Justice system as a whole.

19 The Defendant has not only been held in contempt
20 by other Jurists in other matters, but this Court alone
21 found the Defendant in contempt for 10 distinct violations
22 of the Order restricting extrajudicial speech.

23 In his legal filings, the Defendant has used
24 dangerous rhetoric in leveling accusations of intentionally
25 unlawful, and unconstitutional conduct on the part of this

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1 Court, and the prosecution.

2 As this Court has noted, the Defendant's conduct
3 quote, constitutes a direct attack on the Rule of Law
4 itself.

5 Moreover, the Defendant has publicly threatened
6 to retaliate against the prosecutors who have sought to
7 hold him accountable in this and other matters, and the
8 Courts who have endeavored to fairly, and faithfully
9 adjudicate these matters.

10 Such threats are designed to have a chilling
11 effect to intimidate those who have the responsibility to
12 enforce our laws in the hopes that they will ignore the
13 defendant's transgressions because they fear that he is
14 simply too powerful to be subjected to the same rule of law
15 as the rest of us.

16 In this 2024 end-of-year report, the United
17 States Supreme Court Chief Justice Roberts, warned of the
18 dangers of such conduct.

19 Quote, public officials too regrettably have
20 engaged in recent attempts to intimidate judges. For
21 example, suggesting political bias in the Judge's adverse
22 rulings without credible bias for such allegations, end
23 quote.

24 Chief Justice Roberts continued quote, attempts
25 to intimidate Judges for their ruling are inappropriate,

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1 and should be vigorously opposed. Public officials
2 certainly have a right to criticize the work of the
3 judiciary, but they should be mindful that intemperance in
4 their statements when it comes to Judges may prompt
5 dangerous reactions by others.

6 Chief Justice Roberts also spoke of the dangers
7 of disinformation, which are quote, magnified by social
8 media which provides a ready channel to instantly spread
9 rumor, and false information.

10 Put simply, this Defendant has caused enduring
11 damage to public perception of the Criminal Justice System,
12 and has placed officers of the court in harms away.

13 In the probation report, which we just received
14 this morning, the author having interviewed the Defendant
15 noted that the Defendant sees himself as above the law, and
16 won't accept responsibility for his actions. And that is
17 certainly consistent with everything else that we have
18 seen.

19 Now, in a typical case, both the offense conduct,
20 and these other exacerbating factors, would impact the
21 appropriate sentence. But in this case we must be
22 respectful of the Office of the Presidency, and mindful of
23 the fact that the Defendant will be inaugurated as
24 President in 10 days.

25 Any undischarged portion of a sentence has the

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1 potential to interfere with the Defendant's performance of
2 the duties of his office.

3 As a practical matter, the most sensible sentence
4 prior to his inauguration is an unconditional discharge.

5 The Court has expressed an inclination to do
6 exactly that because in the Court's words, quote, the most
7 viable solution to ensure finality, and allow the Defendant
8 to pursue his Appellate options is to proceed to sentence.

9 Now, as you know, in New York a conditional
10 discharge is authorized by Penal Law.

11 Quote, if the Court, having regard to the nature,
12 and circumstances of the offense, and to the history,
13 character, and condition of the Defendant, is of the
14 opinion that neither the public interest, nor the ends of
15 Justice would be served by a sentence of imprisonment, and
16 that probation supervision is not appropriate.

17 An unconditional discharge is authorized if the
18 conditional discharge is authorized, and quote, if the
19 Court is of the opinion that no proper purpose would be
20 served by imposing any condition upon the Defendant's
21 release. Because these crimes are felonies, the Court must
22 set forth in the record the reasons for its action.

23 The American public has the right to a presidency
24 unencumbered by pending court proceedings, or ongoing
25 sentence related obligations, but imposing this sentence

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1 ensures that finality.

2 Sentencing the Defendant permits this Court to
3 enter judgment, to cement the defendant's status as a
4 convicted felon while he pursues whatever Appeals he
5 intends to pursue, and it gives full effect, and respect to
6 the jury's verdict, while preserving the Defendant's
7 ability to govern.

8 The People, therefore, recommend that this Court
9 impose a sentence of an unconditional discharge.

10 Thank you.

11 THE COURT: Thank you.

12 Counsel.

13 MR. BLANCHE: Thank you, Your Honor.

14 I very, very much disagree with much of what the
15 government just said about this case, about the legitimacy
16 of what happened in this courtroom during the trial, and
17 about President Trump's conduct fighting this case from
18 before it was indicted, to while it was indicted, to the
19 jury's verdict, and even to this day.

20 What the government just said presupposes
21 something that we disagree with very much, which was that
22 this was an appropriate case to be brought.

23 It was not.

24 This case, without a doubt, knowing everything we
25 know about the timing of the investigation, the fact that

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1 multiple prosecutors looked at the facts of this case,
2 including prosecutors within the District Attorney's Office
3 in New York County, and made a decision not to bring
4 charges.

5 As the Court knows, shortly after President Trump
6 announced his intention to run for re-election this case
7 was started for what amounted to a third time, which brings
8 us, ultimately, to where we are today.

9 A lot of what the government just said
10 presupposes that this case is legally appropriate, and that
11 the charges that were brought by the People were consistent
12 with the laws of New York.

13 Again, we very much disagree with that, and as
14 everybody has been noted because it's true, we certainly
15 intend on appealing that. And it is not, by the way, just
16 counsel and President Trump that feels that way. There is
17 many, many, many legal experts that share the same views
18 that I just said, which is that legally this case should
19 not have been brought based on the facts that were
20 established at trial, and also on the legal basis for which
21 they were brought.

22 But it is also not just the legal experts, not
23 just counsel, and not just President Trump, but the
24 majority of the American people also agree that this case
25 should not have been brought. I mean, the interesting

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1 thing about the fact that there was a trial for the first
2 time in our history, a criminal trial during an election
3 season, is that the American voters got a chance to see,
4 and decide for themselves whether this is the kind of case
5 that should have been brought, and they decided. And
6 that's why in 10 days President Trump is going to assume
7 the Office of the Presidency of the United States.

8 And, certainly, we are here for the Court to
9 sentence President Trump to an unconditional discharge, and
10 for that it is a very sad day. It's a sad day for
11 President Trump, and his family, and friends; but it's
12 also, in counsel's view, a sad day for this country because
13 this was a case, without a doubt, that was brought by a
14 District Attorney who promised that he would go after
15 President Trump if elected, and felt like he had to go
16 through with that promise, and so, that's sad.

17 And I hope, and I know that President Trump
18 shares this view, that this will never happen again in this
19 country.

20 And so, we certainly understand where we are
21 today. We very much intend on pursuing an Appeal of this
22 verdict, and -- and what happened during this
23 investigation. And we certainly believe that the only
24 appropriate sentence, if one is to be imposed at all, which
25 we very much believe it shouldn't be, and that the case

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1 should be dismissed, is a sentence of an unconditional
2 discharge.

3 Thank you.

4 THE COURT: Thank you.

5 Would your client like to be heard?

6 MR. TRUMP: Yes. Thank you, Your Honor.

7 This has been a very terrible experience. I
8 think it has been a tremendous setback for New York, and
9 the New York Court System.

10 This was a case that Alvin Bragg did not want to
11 bring. And he thought it was, from what I read, and from
12 what I hear, inappropriately handled before he got there.

13 And a gentleman from a law firm came in, and
14 acted as a District Attorney. And that gentleman, from
15 what I heard, was criminal, or almost criminal in what he
16 did. It was very inappropriate. It was somebody involved
17 with my political opponent.

18 Part of the records that we are talking about is
19 saying, I just noticed, where he said I was falsifying
20 business records. Well, the falsification of business
21 records, as they say, it was calling a legal expense in the
22 books where everybody could see them a legal expense.

23 In other words, that legal fees, or legal expense
24 were put down as legal expense by accountants. They
25 weren't put down by me. They were put down by accountants.

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1 I didn't call them construction, concrete work.
2 I didn't call them electrical work. I didn't call them
3 anything. They called a legal fee, or a legal expense, a
4 legal expense, and for this I got indicted. It's
5 incredible actually.

6 Now, if you look, my attorney alluded to it, the
7 top legal scholars, and legal pundits in this country, the
8 ones that are quoted all the time on television that are
9 making their views felt, and highly respected people, have
10 said, every one, virtually every one that I know of,
11 haven't seen any to the contrary, not one, and none of
12 these people are not exactly friends of mine to put it
13 mildly, but they all said this is a case that should have
14 never been brought. It is an injustice of justice.

15 Very respected Jonathan Turley; Andy McCarthy;
16 Judge David Reffner, a wonderful man who just passed away
17 by the way; Gregg Jarrett; Elie Honig from CNN of all
18 places, CNN said that; Paula Ingrassia; Alan Dershowitz,
19 they all said this is not a case that should be brought.
20 It's not.

21 Think about it. Legal expenses are down as legal
22 expenses, and I get indicted for business records.
23 Everybody should be so accurate.

24 It's been a political witch hunt. It was done to
25 damage my reputation so that I would lose the election,

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1 and, obviously, that didn't work. And the people of our
2 country got to see this firsthand because they watched the
3 case in your courtroom. They got to see this firsthand,
4 and then they voted. And I won it, and had the largest
5 number of votes by far of any republican candidate in
6 history, and won, as you know, all seven swing states.

7 Won conclusively all seven swing states, and won
8 the popularity -- the popular vote by millions and millions
9 of votes. And they have been watching your trial. So they
10 understood it.

11 I wasn't allowed to use the lawyer/client
12 privilege, or the reliance on counsel. I had a lawyer that
13 made this deal, and he admitted that. And he was also a
14 totally discredited person.

15 We weren't allowed to use the information from
16 the Southern District that totally discredited him. That
17 wasn't allowed to be put in, and that was terrible,
18 unbelievable. And this is a man who has got no standing.
19 He has been disbarred on other matters unrelated. And he
20 was allowed to talk as though he was George Washington, but
21 he is not George Washington. He shouldn't have been
22 allowed.

23 The Southern District did a book of,
24 approximately, 28 pages where they -- I have never seen
25 anything like it. They excoriated him. You wouldn't let

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1 it be put into evidence. So he was able to testify as a
2 witness, and I think it's a disgrace to the system.

3 I was under a Gag Order. I am the first
4 President in history that was under a Gag Order where I
5 couldn't talk about aspects of the case that are very
6 important. I guess I am still under, so I won't do it now.
7 I assume I am still under a Gag Order, but the fact is that
8 I am totally innocent. I did nothing wrong.

9 They talked about business records, and the
10 business records were extremely accurately accounted.

11 I had nothing to do with them anyway. That was
12 done by an accountant, and bookkeeper who gave very
13 credible testimony, and was corroborated by everybody that
14 was asked.

15 And with all that's happening in our country
16 today, with a city that's burning to the ground, one of our
17 largest most important city is burning to the ground, with
18 wars that are uncontrollably going on, with all of the
19 problems of inflation, and attacks on countries, and all of
20 the horrible things that are going on, I got indicted over
21 calling a legal expense, a legal expense, which was called
22 a legal expense.

23 I just want to say I think it's an embarrassment
24 to New York, and New York has a lot of problems, but this
25 is a great embarrassment. I believe that this, and other

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1 cases that were brought, as you know, the DOJ is very much
2 involved in this case. It's because that's the political
3 opponent they are talking about.

4 The DOJ is very involved. You have a gentleman
5 sitting right there from the DOJ, who was from the DOJ's
6 Office who was also involved with the New York State's
7 Attorney General's case and he went from there to here. He
8 went around and did what he had to do. He got them to move
9 on me.

10 But in the meantime, I won the election, and a
11 massive landslide, and the people of this country
12 understand what's going on. This has been a weaponization
13 of government. They call it lawfare. It never happened to
14 any extent like this. It never happened in our country
15 before. And I just like to explain that I was treated
16 very, very unfairly, and I thank you very much.

17 THE COURT: Thank you, Mr. Trump.

18 Mr. Trump, you appear before this Court today to
19 conclude this criminal proceeding by the imposition of
20 sentence.

21 Although I have taken the unusual step of
22 informing you in advance of my inclinations, before
23 imposing sentence I believe it is important for you, as
24 well as those observing these proceedings, to understand my
25 reason for the sentence I am about to impose.

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1 The imposition of sentence is one of the most
2 difficult and significant decisions that any Criminal Court
3 Judge is called upon to make. Our legislature sets the
4 parameters for an authorized sentence, but it is a Judge
5 that must decide what constitutes a just conclusion to a
6 verdict of guilty.

7 The Court is vested with broad discretion in
8 determining what sources, or evidence it may consider to
9 arrive at an appropriate sentence. In doing so, the Court
10 must consider the facts of the case, along with any
11 aggravating, or mitigating circumstances.

12 In my time on the bench I have been called upon
13 to grapple with this weighty responsibility for countless
14 defendants who have been found guilty after trial for an
15 assortment of offenses, ranging from non-violent Class E
16 Felonies to the most heinous crimes including homicides,
17 sex trafficking, and child sexual abuse.

18 The task is always difficult, and deserving of
19 careful consideration, whether the sentence be an
20 unconditional discharge or incarceration of 25 years to
21 life.

22 However, never before has this Court been
23 presented with such a unique, and remarkable set of
24 circumstances. Indeed, it can be viewed fairly that this
25 has been a truly extraordinary case.

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1 There was unprecedented media attention, public
2 interest, and heightened security involving various
3 agencies; and yet, the trial was a bit of a paradox because
4 once the courtroom doors were closed the trial itself was
5 no more special, unique, or extraordinary than the other 32
6 criminal trials that took place in this courthouse at the
7 exact same time.

8 Jury selection was conducted; the same rules of
9 evidence were followed; opening statements were made;
10 witnesses called and cross-examined; evidence presented;
11 summations delivered; the same burden of proof was
12 supplied; and a jury made up of ordinary citizens delivered
13 a verdict. And it was all conducted pursuant to the rules
14 of procedure, and guided by the law.

15 Of course, part of what made it feel somewhat
16 ordinary, was the outstanding work, preparation, and
17 professionalism of the clerks, court officers, court
18 reporters, security personnel, and the entire staff of this
19 building who did their jobs as they would with any other
20 criminal trial.

21 So, while one can argue that the trial itself was
22 in many respects somewhat ordinary, the same cannot be said
23 about the circumstances surrounding this sentencing, and
24 that is because of the office that you once occupied, and
25 which you will soon occupy again.

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1 To be sure, it is the legal protections afforded
2 to the office of the President of the United States that
3 are extraordinary, not the occupant of the office.

4 The legal protections, especially within the
5 context of a criminal prosecution, afforded to the Office
6 of the President have been laid out by our founders, the
7 Constitution, and most recently interpreted by the United
8 States Supreme Court In The Matter Of Trump versus the
9 United States, which was decided on July 1st, 2024.

10 As with every other Defendant in your position,
11 it is my obligation to consider any, and all aggravating,
12 and mitigating factors to inform my decision. Some of
13 those aggravating factors have already been articulated in
14 my Sandoval Ruling at the start of this trial, and by my
15 recent written decisions on December 16th and January 3rd.

16 Thus, they need not be repeated at this time.

17 However, the considerable, indeed, extraordinary
18 legal protections afforded by the Office of the Chief
19 Executive is a factor that overrides all others.

20 To be clear, the protections afforded the Office
21 of the President are not a mitigating factor. They do not
22 reduce the seriousness of the crime, or justify its
23 commission in any way.

24 The protections are, however, a legal mandate,
25 which pursuant to the Rule of Law, this Court must respect,

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1 and follow.

2 However, despite the extraordinary breath of
3 those protections, one power they do not provide is the
4 power to erase a jury verdict.

5 It is clear from legal precedence, which until
6 July 1st was scarce, that Donald Trump, the ordinary
7 citizen, Donald Trump, the criminal Defendant, would not be
8 entitled to such considerable protections.

9 I am referring to protections that extend well
10 beyond those afforded the average Defendant, who whines
11 their way through the criminal justice system each day.

12 No, ordinary citizens do not receive those legal
13 protections.

14 It is the Office of the President that bestows
15 those far reaching protections to the office holder, and it
16 was the citizenry of this nation that recently decided that
17 you should once again receive the benefits of those
18 protections, which include, among other things, the
19 supremacy clause and Presidential immunity.

20 It is through that lens, and that reality that
21 this Court must determine a lawful sentence.

22 After careful analysis, and obedience to
23 governing mandates, and pursuant to the Rule of Law, this
24 Court has determined that the only lawful sentence that
25 permits entry of a Judgment of Conviction, without

Susan Pearce-Bates, RPR, CCR, RSA
Principal Court Reporter

Sentencing

1 encroaching upon the highest office in the land, is an
2 unconditional discharge, which the New York State
3 legislature has determined is a lawful and permissible
4 sentence for the crime of falsifying business records in
5 the first degree.

6 Therefore, at this time, I impose that sentence
7 to cover all 34 counts.

8 Sir, I wish you Godspeed as you assume your
9 second term in office.

10 Thank you.

11 LIEUTENANT: Remain seated in the audience,
12 please.

13 THE COURT: Did you give your client written
14 Notice of his Right to Appeal?

15 MR. BOVE: We will, Judge.

16 (END OF SENTENCING.)

C E R T I F I C A T E

18 I, SUSAN PEARCE-BATES, a Principal Court Reporter
19 of the State of New York, do hereby certify that the
20 foregoing is a true and accurate transcript of my
21 stenographic notes.
22

23
24 _____
25 SUSAN PEARCE-BATES
 PRINCIPAL COURT REPORTER

 Susan Pearce-Bates, RPR, CCR, RSA
 Principal Court Reporter