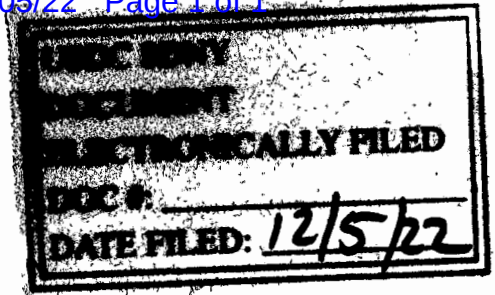


Criminal Notice of Appeal - Form A

NOTICE OF APPEAL

United States District Court

Southern District of New York



Caption: United States v.

Brian Benjamin

Docket No.: 21 Cr. 706 (JPO) Hon. J. Paul Oetken (District Court Judge)

Notice is hereby given that the United States of America appeals to the United States Court of Appeals for the Second Circuit from the judgment, other Order granting in part motion to dismiss (Dkt. 76) entered in this action on December 5, 2022 (date)

This appeal concerns: Conviction only Sentence only Conviction & Sentence Other Defendant found guilty by plea trial N/A Offense occurred after November 1, 1987? Yes No N/A Date of sentence: N/A Bail/Jail Disposition: Committed Not committed N/A

Appellant is represented by counsel? Yes No If yes, provide the following information:

Defendant's Counsel: Barry H. Berke, Esq. / Dani R. James, Esq. / Darren A. LaVerne, Esq. Counsel's Address: 1177 Avenue of the Americas New York, New York 10036 Counsel's Phone: 212-715-9100 / -9363 / -9274 Assistant U.S. Attorney: Jarrod L. Schaeffer / Celia V. Cohen / Andrea M. Griswold AUSA's Address: One St. Andrew's Plaza New York, New York 10007 AUSA's Phone: 212-637-2270 / -2466 / -1205

Signature