

ECHKULBM

1 you to understand that the jury will be given an instruction
2 that they cannot draw any inference or suggestion of guilt from
3 the fact that you do not testify. Do you understand that?

4 THE DEFENDANT: Yes.

5 THE COURT: Now, in terms of plea offers, has there
6 ever been a time when the government has made a plea offer that
7 has been conveyed to you?

8 THE DEFENDANT: Nothing in writing, Your Honor, but
9 there was a verbal offer.

10 THE COURT: All right. Was that just one offer so far
11 as you understood?

12 THE DEFENDANT: Yes.

13 THE COURT: Mr. Dratel, is that your understanding,
14 that there was one oral offer that was made?

15 MR. DRATEL: Correct, Your Honor.

16 THE COURT: Is that consistent with what the
17 government believes has been extended to the defendant?

18 MR. TURNER: Yes. Preindictment, Your Honor.

19 THE COURT: And that was a preindictment plea offer?

20 MR. TURNER: Yes.

21 THE COURT: All right.

22 Mr. Ulbricht, did you turn that offer down?

23 THE DEFENDANT: I suppose by not responding, it was a
24 declining, yes.

25 THE COURT: And I take it that there is no plea offer