

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

FILED

FEB 26 1974

Jack C. Silver, Clerk
U. S. DISTRICT COURT

NO. 73-CR-144 ✓

UNITED STATES OF AMERICA,)
)
Plaintiff,)
vs.)
)
JOSE PEREZ-GONZALEZ,)
)
Defendant.)

O R D E R

The Court has for consideration an application on behalf of the Defendant pursuant to Rule 35, Federal Rules of Criminal Procedure, requesting a reduction of sentence. Upon review thereof, study and reflection of the proceedings herein, and being fully advised in the premises, the Court finds that the motion for reduction or modification of sentence should be sustained.

IT IS, THEREFORE, ORDERED that the Judgment and Sentence entered herein on December 4, 1973, be and it is hereby modified to read as follows:

IT IS ADJUDGED that the defendant is hereby committed to the custody of the Attorney General or his authorized representative for imprisonment for a period of ninety (90) days, that is, three (3) months, on Count One.

IT IS ADJUDGED that the imposition of sentence in Counts Two, Three and Four is hereby suspended and the defendant placed on probation for a period of Three (3) Years, concurrently, to begin at the expiration of sentence in Count One.

It is the intention of this Order of Modification of Sentence that the Defendant Jose Perez-Gonzalez be released from jail type or institutional custody forthwith and in no event later than the 3rd day of March, 1974.

Dated this 26th day of February, 1974, at Tulsa, Oklahoma.


CHIEF JUDGE, UNITED STATES DISTRICT
COURT FOR THE NORTHERN DISTRICT OF
OKLAHOMA

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

FILED

FEB 26 1974

UNITED STATES OF AMERICA,

Plaintiff,

vs.

DONALD LEE COLBERT,

Defendant.

Jack C. Silver, Clerk
U. S. DISTRICT COURT

NO. 73-CR-120

O R D E R

The Court has letters from the Defendant dated December 14 and 24, 1973, and January 8, 1974, requesting a reduction of sentence which the Court is treating as a Motion pursuant to Rule 35, Federal Rules of Criminal Procedure. Upon review thereof, study and reflection of the proceedings herein, and being fully advised in the premises, the Court finds that the motion for reduction or modification of sentence should be sustained.

IT IS, THEREFORE, ORDERED that the Judgment and Sentence entered herein on October 30, 1973, be and it is hereby modified to read as follows:

IT IS ADJUDGED THAT the Defendant is hereby committed to the custody of the Attorney General or his authorized representative for imprisonment for a maximum period of 130 days, that is, four (4) months and ten (10) days.

IT IS ADJUDGED that the imposition of sentence as to Count Two is hereby suspended and the defendant placed on probation for a period of Three (3) Years, to begin at the expiration of sentence in Count One.

IT IS ADJUDGED that a condition of probation is that the defendant make restitution in the amount of \$285.00 payable to the Clerk of the Court, at the rate of \$15.00 per month until paid; payments to begin the first month following the first month of probation.

It is the intention of this Order of Modification of Sentence that the Defendant Donald Lee Colbert be released from jail type or institutional custody forthwith and in no event later than the 8th day of March, 1974.

Dated this 26th day of February, 1974, at Tulsa, Oklahoma.

Allen E. Barrow
CHIEF JUDGE, UNITED STATES DISTRICT
COURT FOR THE NORTHERN DISTRICT OF
OKLAHOMA

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA,

)
) Plaintiff,)

vs.)

) NO. 73-CR-105

DONALD LEE COLBERT,

)
) Defendant.)

FILED

FEB 26 1974

ORDER

Jack C. Silver, Clerk
U. S. DISTRICT COURT

The Court has letters from the Defendant dated December 14 and 24, 1973, and January 8, 1974, requesting a reduction of sentence which the Court is treating as a Motion pursuant to Rule 35, Federal Rules of Criminal Procedure. Upon review thereof, study and reflection of the proceedings herein, and being fully advised in the premises, the Court finds that the motion for reduction or modification of sentence should be sustained.

IT IS, THEREFORE, ORDERED that the Judgment and Sentence entered herein on October 30, 1973, be and it is hereby modified to read as follows:

IT IS ADJUDGED THAT the Defendant is hereby committed to the custody of the Attorney General or his authorized representative for imprisonment for a maximum period of 130 days, that is, four (4) months and ten (10) days.

IT IS ADJUDGED that the imposition of sentence in Count Two is hereby suspended and the defendant is placed on probation for a period of Three (3) Years, to begin at the expiration of sentence in Count One.

IT IS ADJUDGED that a condition of probation is that the defendant make restitution in the amount of \$224.00 payable to the Clerk of the Court, at the rate of \$10.00 per month until paid; payments to begin the first month following the first month of probation.

IT IS ADJUDGED that the period of sentence in Counts One and Two herein shall run concurrently with the period of sentence in Counts One and Two of Case No. 73-CR-120.

It is the intention of this Order of Modification of Sentence that the Defendant Donald Lee Colbert be released from jail type or institutional custody forthwith and in no event later than the 8th day of March, 1974.

Dated this 26th day of February, 1974, at Tulsa, Oklahoma.


CHIEF JUDGE, UNITED STATES DISTRICT
COURT FOR THE NORTHERN DISTRICT OF
OKLAHOMA

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA,

)
) Plaintiff,)

vs.

) NO. 73-CR-71)

ROBERT J. HOGSHOOTER,

)
) Defendant.)

FILED
FEB 20 1974
Jack C. Silver, Clerk
U.S. DISTRICT COURT

O R D E R

The Court has for consideration a letter from the Defendant dated February 20, 1974, which the Court is treating as a motion for reduction or modification of sentence pursuant to Rule 35, Federal Rules of Criminal Procedure. Upon review thereof, study and reflection of the proceedings herein, and being fully advised in the premises, the Court finds that the motion for reduction or modification of sentence should be sustained.

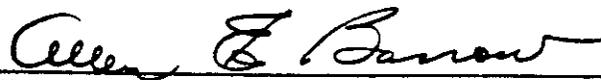
IT IS, THEREFORE, ORDERED that the Judgment and Sentence entered herein on October 30, 1973, and on February 25, 1974, be and they are hereby modified to read as follows:

IT IS ADJUDGED that the Defendant, Robert J. Hogshooter, is hereby committed to the custody of the Attorney General or his authorized representative for a maximum period of Eighteen (18) months, pursuant to T. 18, U.S.C. § 4208(a)(2); to be served concurrently with his Missouri State Sentence now being served, and it is requested that said State Prison be designated for service of the Federal sentence.

THE COURT RECOMMENDS commitment to the Federal Correctional Institution at Fort Worth, Texas, for alcohol treatment, for any part of said Eighteen (18) months continuing for a longer period than his Missouri State Sentence now being served.

IT IS FURTHER ORDERED that in the event the request to run the Federal sentence concurrent with the State of Missouri sentence and to designate the Missouri State Prison as the prison for service of the Federal sentence is not granted, then and in that event the eighteen month Federal sentence be and it is hereby reduced to time served and the defendant is to be released forthwith.

Dated this 26th day of February, 1974, at Tulsa, Oklahoma.


CHIEF JUDGE, UNITED STATES DISTRICT
COURT FOR THE NORTHERN DISTRICT OF
OKLAHOMA

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA,

)
) Plaintiff,)

vs.

) NO. 73-CR-71 ✓
)

ROBERT J. HOGSHOOTER,

)
) Defendant.)

FILED

FEB 25 1974 ✓

ORDER

Jack C. Silver, Clerk

U. S. DISTRICT COURT

The Court has for consideration a letter from the Defendant dated February 20, 1974, which the Court is treating as a motion for reduction or modification of sentence pursuant to Rule 35, Federal Rules of Criminal Procedure. Upon review thereof, study and reflection of the proceedings herein, and being fully advised in the premises, the Court finds that the motion for reduction or modification of sentence should be sustained.

IT IS, THEREFORE, ORDERED that the Judgment and Sentence entered herein on October 30, 1973, be and it is hereby modified to read as follows:

IT IS ADJUDGED that the Defendant, Robert J. Hogshooter, is hereby committed to the custody of the Attorney General or his authorized representative for a maximum period of Eighteen (18) months, pursuant to T. 18, U.S.C. § 4208(a)(2); to be served concurrently with his Missouri State Sentence now being served, and said State Prison designated for service of sentence.

THE COURT RECOMMENDS commitment to the Federal Correctional Institution at Fort Worth, Texas, for Alcohol treatment, for any part of said Eighteen (18) months continuing for a longer period that his Missouri State Sentence now being served.

Dated this 25th day of February, 1974, at Tulsa, Oklahoma.



CHIEF JUDGE, UNITED STATES DISTRICT
COURT FOR THE NORTHERN DISTRICT OF
OKLAHOMA

IN THE UNITED STATES DISTRICT COURT FOR THE **FILED**
NORTHERN DISTRICT OF OKLAHOMA FEB 25 1974 ✓

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 vs.)
)
 FRED MIMS, JR.,)
)
 Defendant.)

Jack C. Silver, Clerk
U. S. DISTRICT COURT

NO. 73-CR-114 ✓

ORDER

The Court has for consideration letters of November 1 and 5, 1973, and February 9, 1974, from the Defendant, which the Court is treating as a motion for reduction or modification of sentence pursuant to Rule 35, Federal Rules of Criminal Procedure. Upon review thereof, study and reflection of the proceedings herein, and being fully advised in the premises, the Court finds that the motion for reduction or modification of sentence should be sustained.

IT IS, THEREFORE, ORDERED that the Judgment and Sentence entered herein on October 30, 1973, be and it is hereby modified to read as follows:

IT IS ADJUDGED that the defendant is hereby committed to the custody of the Attorney General or his authorized representative for a period of six (6) months as to Count One.

IT IS ADJUDGED that the imposition of sentence as to Count Two is hereby suspended and the defendant placed on probation for a period of Two (2) years, to begin at the expiration of sentence in Count One.

IT IS ADJUDGED that a condition of probation is that the defendant make restitution in the amount of \$200.00 at the rate of \$10.00 per month, until paid; payments to begin the first month following the first month of the probationary period.

Dated this 25th day of February, 1974, at Tulsa, Oklahoma.

Allen E. Baran
CHIEF JUDGE, UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES DISTRICT COURT

Northern District of Oklahoma

United States of America

Criminal No. 72-CR-24

vs.

Archie George White and
William Rufus Brusaw

FILED

FEB 25 1974

Jack C. Silver, Clerk
U. S. DISTRICT COURT

ORDER FOR DISMISSAL

Pursuant to Rule 48(a) of the Federal Rules of Criminal

Procedure and by leave of court endorsed hereon the United States

Attorney for the Northern District of Oklahoma

hereby dismisses the indictment against
(indictment, information, complaint)

Archie George White and defendants, in view of the decision
William Rufus Brusaw,
of the Supreme Court in U.S.A. -v- Thomas E. Mase, January 8, 1974.

Authority to dismiss has been received on February 21, 1974, by
telephone from Irving Jenkins, Department of Justice, Washington,
D. C.

NATHAN G. GRAHAM
United States Attorney

/s/ Hubert H. Bryant
ASST. United States Attorney
HUBERT H. BRYANT

Leave of court is granted for the filing of the foregoing dismissal.

William Rufus Brusaw
United States District Judge

Date:

United States District Court

FOR THE

NORTHERN DISTRICT OF OKLAHOMA

United States of America

v.

EUGENE CARLTON MARTIN

No. 73-CR-98

FILED

FEB 8 1974

Jack C. Silver, Clerk
U.S. DISTRICT COURT

On this 8th day of February, 1974, the attorney for the government and the defendant appeared in person and by counsel, L. G. Hawkins and Bill Smalley.

IT IS ADJUDGED that the defendant upon his plea of not guilty, and a verdict of guilty

has been convicted of the offense of having violated T. 18, USC, Sec. 659, in that on or about Feb. 2, Mar. 1, 17, & 31, 1973, in the Northern District of Oklahoma, at Miami, Oklahoma, the defendant did unlawfully, willfully, & knowingly embezzle and steal with the intent to convert to his own use certain goods, that is, beef carcasses from Armour & Company, which goods were contained in a motor truck common carrier, being part of interstate shipments of property from the State of Texas to the States of New York and Pennsylvania, of a value of approximately \$9,000, as charged in Counts 1, 2, 3 & 4 of the Indictment

unchanged

and the court having asked the defendant whether he has anything to say why judgment should not be pronounced, and no sufficient cause to the contrary being shown or appearing to the Court,

IT IS ADJUDGED that the defendant is guilty as charged and convicted.

IT IS ADJUDGED that the defendant is hereby committed to the custody of the Attorney General or his authorized representative for imprisonment for a period of

Count One - Five (5) Years, and pay a fine unto the United States of America in the amount of \$5,000.00

- Count Two - Five (5) Years
Count Three - Five (5) Years
Count Four - Five (5) Years

IT IS ADJUDGED that the sentence imposed in Cts. 2,3 & 4 shall run concurrently with the sentence imposed in Ct. 1.

THE COURT RECOMMENDS that the defendant be placed in a minimum security type institution.

IT IS ORDERED that the Clerk deliver a certified copy of this judgment and commitment to the United States Marshal or other qualified officer and that the copy serve as the commitment of the defendant.

APPROVED AS TO FORM:

Ben F. Baker

U.S. Attorney

Luther Bohannon

United States District Judge.

Asst. U. S. Attorney

Clerk.

Insert "by [name of counsel], counsel" or without counsel; the court advised the defendant of his rights to counsel and asked him whether he desired to have counsel appointed by the court, and the defendant thereupon stated that he waived the right to the assistance of counsel. Insert (1) "guilty and the court being satisfied there is a factual basis for the plea," (2) "not guilty, and a verdict of guilty," (3) "not guilty, and a finding of guilty," or (4) "nolo contendere," as the case may be. Insert "in count(s) number" if required. Enter (1) sentence or sentences, specifying counts if any; (2) whether sentences are to run concurrently or consecutively and, if consecutively, when each term is to begin with reference to termination of preceding term or to any other outstanding unserved sentence; (3) whether defendant is to be further imprisoned until payment of the fine or fine and costs, or until he is otherwise discharged as provided by law. Enter any order with respect to suspension and probation. For use of Court to recommend a particular institution.

United States District Court

FOR THE

NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA

v.

RICHARD LEROY VANN

No. 74-CR-9

FILED

FEB 6 1974

Jack C. Silver, Clerk
U.S. DISTRICT COURT

On this 6th day of February, 1974, came the attorney for the government and the defendant appeared in person, and with counsel, Kenneth L. Stainer

IT IS ADJUDGED that the defendant upon his plea of guilty, and the Court being satisfied there is a factual basis for the plea,

has been convicted of the offense of having violated T. 18, U.S.C. Sec. 922(a)(6) & 924(a) in that on or about May 12, 1973, in the vicinity of Locust Grove, Mayes County, Northern District of Okla. he, in connection with the acquisition of a firearm from O.S. Burroughs, did knowingly make a false and fictitious statement to the Dept. of Treasury, (IRS Form 4473) that he had not been convicted of a crime punishable by imprisonment for a term exceeding one year when in fact he had, as charged in the Indictment.

and the court having asked the defendant whether he has anything to say why judgment should not be pronounced, and no sufficient cause to the contrary being shown or appearing to the court,

IT IS ADJUDGED that the defendant is guilty as charged and convicted.

IT IS ADJUDGED that the imposition of sentence is hereby suspended and the defendant placed on probation for a period of Two (2) Years from this date.

IT IS FURTHER ADJUDGED that the conditions of probation are as follows:

- 1) That he not annoy, threaten or bother his former wife in any way.
- 2) That he stay employed and not violate any law.
- 3) That he complete the requirements of probation imposed by the Kansas Court by February 23, 1974.

IT IS FURTHER ORDERED that during the period of probation the defendant shall conduct himself as a law-abiding, industrious citizen and observe such conditions of probation as the Court may prescribe. Otherwise the defendant may be brought before the court for a violation of the court's orders.

IT IS FURTHER ORDERED that the clerk deliver three certified copies of this judgment and order to the probation officer of this court, one of which shall be delivered to the defendant by the probation officer.

Approved as to form:

Allen E. Baker
United States District Judge.

Ben F. Baker
Ben F. Baker, Asst. U.S. Attorney

Clerk.

¹ Insert "by [name of counsel], counsel" or "without counsel; the court advised the defendant of his right to counsel and asked him whether he desired to have counsel appointed by the court, and the defendant thereupon stated that he waived the right to the assistance of counsel."

² Insert (1) "guilty, and the court being satisfied there is a factual basis for the plea," (2) "not guilty, and verdict of guilty," (3) "not guilty, and a finding of guilty," or (4) "nolo contendere," as the case may be.

³ Insert "in count(s) number" if required.

⁴ If sentence is imposed but execution suspended, and probation ordered, enter here (1) sentence or sentences, specifying counts if any, (2) whether sentences are to run concurrently or consecutively, and if consecutively, when each term is to begin with reference to termination of preceding term or to any outstanding or unserved sentence, (3) whether defendant is to be further imprisoned until payment of fine or fines and costs, or until he is otherwise discharged provided by law, (4) the facts regarding the suspension of the sentence or sentences and (5) the period of probation.

If sentence is suspended and probation ordered, enter here the following: "The imposition of sentence is hereby suspended and the defendant is placed on probation for a period of _____ years from this date."