

DEFENDANT

JAMES D. HULL

DOCKET NO.

78-CR-109-B

JUDGMENT AND PROBATION/COMMITMENT ORDER

AO-245 (5/75)

COUNSEL

In the presence of the attorney for the government the defendant appeared in person on this date

MONTH 11 DAY 29 YEAR 78

WITHOUT COUNSEL

However the court advised defendant of right to counsel and asked whether defendant desired to have counsel appointed by the court and the defendant thereupon waived assistance of counsel.

WITH COUNSEL

Kenneth P. Stainer, Retained

(Name of counsel)

FILED

PLEA

GUILTY, and the court being satisfied that there is a factual basis for the plea,

NOLO CONTENDERE,

NOT GUILTY

NOV 29 1978

FINDING & JUDGMENT

There being a finding of

NOT GUILTY. Defendant is discharged

GUILTY.

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

Defendant has been convicted as charged of the offense(s) of having violated Title 18, U.S.C., Section 1324(a)(2), as charged in the Indictment.

SENTENCE OR PROBATION ORDER

The court asked whether defendant had anything to say why judgment should not be pronounced. Because no sufficient cause to the contrary was shown, or appeared to the court, the court adjudged the defendant guilty as charged and convicted and ordered that: The defendant is hereby committed to the custody of the Attorney General or his authorized representative for imprisonment for a period of

TWENTY-FOUR [24] months, and on the condition that the defendant be confined in a jail type institution for a period of Three [3] months, the execution of the remainder of the sentence of imprisonment is hereby suspended and the defendant is placed on probation for Twenty-one [21] months.

IT IS FURTHER ADJUDGED that the execution of this sentence is deferred until December 6, 1978, at 9:30 A.M., at which time the defendant is to present himself to the U. S. Marshal,

SPECIAL CONDITIONS OF PROBATION

IT IS FURTHER ADJUDGED that defendant is to remain on bond until he presents himself to U. S. Marshal, at which time the bond will be exonerated.

ADDITIONAL CONDITIONS OF PROBATION

In addition to the special conditions of probation imposed above, it is hereby ordered that the general conditions of probation set out on the reverse side of this judgment be imposed. The Court may change the conditions of probation, reduce or extend the period of probation, and at any time during the probation period or within a maximum probation period of five years permitted by law, may issue a warrant and revoke probation for a violation occurring during the probation period.

COMMITMENT RECOMMENDATION

The court orders commitment to the custody of the Attorney General and recommends,

It is ordered that the Clerk deliver a certified copy of this judgment and commitment to the U.S. Marshal or other qualified officer.

CERTIFIED AS A TRUE COPY ON

SIGNED BY

U.S. District Judge

Allen E. Brown

THIS DATE

By

XXXXXXXXXXXX

U.S. Magistrate

Date 11-29-78

() CLERK

() DEPUTY

DEFENDANT

FREDERICK GAGE WHITTIER

DOCKET NO.

78-CR-104-B

JUDGMENT AND PROBATION/COMMITMENT ORDER

AO-245 (5/75)

In the presence of the attorney for the government the defendant appeared in person on this date

MONTH 11 DAY 29 YEAR 78

COUNSEL

WITHOUT COUNSEL However the court advised defendant of right to counsel and asked whether defendant desired to have counsel appointed by the court and the defendant thereupon waived assistance of counsel.

WITH COUNSEL Lewis Perrault, III, Retained (Name of counsel)

FILED

PLEA

GUILTY, and the court being satisfied that there is a factual basis for the plea, NOLO CONTENDERE, NOV 29 1978

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

FINDING & JUDGMENT

There being a finding/verdict of NOT GUILTY. Defendant is discharged GUILTY.

Defendant has been convicted as charged of the offense(s) of having violated Title 21, U.S.C., Section 841(a)(1), as charged in Counts two and three of the Indictment.

SENTENCE OR PROBATION ORDER

The court asked whether defendant had anything to say why judgment should not be pronounced. Because no sufficient cause to the contrary was shown, or appeared to the court, the court adjudged the defendant guilty as charged and convicted and ordered that the defendant is hereby committed to the custody of the Attorney General or his authorized representative for imprisonment for a period of Maximum period of Fifteen [15] years as to each of the two counts, for a study as described in T. 18, U.S.C., Section 4205(d), the results of such study to be furnished this Court within 90 days, whereupon the sentence of imprisonment herein imposed may be subject to modification in accordance with T. 18, U.S.C., Section 4205(c).

IT IS FURTHER ADJUDGED that the defendant is sentenced to a special parole term of three [3] years as to each count to commence at expiration of the sentence imposed herein.

SPECIAL CONDITIONS OF PROBATION

IT IS FURTHER ADJUDGED that the execution of this sentence is deferred until December 6, 1978, at 9:30 A.M., at which time the defendant is to present himself to the U.S. Marshal.

IT IS FURTHER ADJUDGED that defendant is to remain on bond until defendant presents himself to the U.S. Marshal, at which time the bond will be exonerated.

ADDITIONAL CONDITIONS OF PROBATION

In addition to the special conditions of probation imposed above, it is hereby ordered that the general conditions of probation set out on the reverse side of this judgment be imposed. The Court may change the conditions of probation, reduce or extend the period of probation, and at any time during the probation period or within a maximum probation period of five years permitted by law, may issue a warrant and revoke probation for a violation occurring during the probation period.

COMMITMENT RECOMMENDATION

The court orders commitment to the custody of the Attorney General and recommends,

It is ordered that the Clerk deliver a certified copy of this judgment and commitment to the U.S. Marshal or other qualified officer.

CERTIFIED AS A TRUE COPY ON

SIGNED BY U.S. District Judge

Allen E. Brown

THIS DATE

By

U.S. Magistrate

Date 11-29-78

() CLERK

() DEPUTY

DEFENDANT

WILLIAM LYNN ADAMS

78-CR-104-B

DOCKET NO.

JUDGMENT AND PROBATION/COMMITMENT ORDER

AO-245 (5/75)

COUNSEL

In the presence of the attorney for the government
the defendant appeared in person on this date

MONTH	DAY	YEAR
11	29	78

WITHOUT COUNSEL However the court advised defendant of right to counsel and asked whether defendant desired to have counsel appointed by the court and the defendant thereupon waived assistance of counsel.

WITH COUNSEL John Tanner, Retained
(Name of counsel)

PLEA

GUILTY, and the court being satisfied that there is a factual basis for the plea, NOLO CONTENDERE, NON ~~NOVI~~ **NOVI** 1978

FINDING & JUDGMENT

There being a finding/ ~~XXXX~~ of NOT GUILTY. Defendant is discharged
 GUILTY.

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

Defendant has been convicted as charged of the offense(s) of **having violated Title 21, U.S.C., Section 841(a)(1), as charged in Count four of the Indictment.**

SENTENCE OR PROBATION ORDER

The court asked whether defendant had anything to say why judgment should not be pronounced. Because no sufficient cause to the contrary was shown, or appeared to the court, the court adjudged the defendant guilty as charged and convicted and ordered that: The defendant is hereby committed to the custody of the Attorney General or his authorized representative for imprisonment for a period of ~~the~~ **Maximum period of Fifteen [15] years for a study as described in Title 18, U.S.C., Section 4205(d), the results of such study to be furnished this Court within 90 days, whereupon the sentence of imprisonment herein imposed may be subject to modification in accordance with T. 18, U.S.C., Section 4205(c).**

SPECIAL CONDITIONS OF PROBATION

IT IS FURTHER ADJUDGED that the sentence is deferred until December 6, 1978, at 9:30 A.M., at which time the defendant is to present himself to the U. S. Marshal.

IT IS FURTHER ADJUDGED that the defendant is sentenced to a special parole term of three [3] years to commence at expiration of the sentence imposed herein.

IT IS FURTHER ADJUDGED that the defendant is to remain on bond until he presents himself to the U. S. Marshal, at which time the bond will be exonerated.

ADDITIONAL CONDITIONS OF PROBATION

In addition to the special conditions of probation imposed above, it is hereby ordered that the general conditions of probation set out on the reverse side of this judgment be imposed. The Court may change the conditions of probation, reduce or extend the period of probation, and at any time during the probation period or within a maximum probation period of five years permitted by law, may issue a warrant and revoke probation for a violation occurring during the probation period.

COMMITMENT RECOMMENDATION

The court orders commitment to the custody of the Attorney General and recommends, **placement in the U. S. Medical Center for Federal Prisoners, Springfield, MO.**

It is ordered that the Clerk deliver a certified copy of this judgment and commitment to the U.S. Marshal or other qualified officer.

CERTIFIED AS A TRUE COPY ON

SIGNED BY U.S. District Judge

Allen E. Barnau

THIS DATE _____

~~XXXXXXX~~ U.S. Magistrate

Date 11-29-78

By _____

() CLERK

() DEPUTY

DEFENDANT

KENNETH RUSSELL BUTTERWORTH, JR.

DOCKET NO. 78-CR-104-B

JUDGMENT AND PROBATION/COMMITMENT ORDER

AO-245 (5/75)

COUNSEL

In the presence of the attorney for the government the defendant appeared in person on this date

MONTH 11 DAY 29 YEAR 78

WITHOUT COUNSEL

However the court advised defendant of right to counsel and asked whether defendant desired to have counsel appointed by the court and the defendant thereupon waived assistance of counsel.

WITH COUNSEL

Larry Gullekson, Retained

(Name of counsel)

PLEA

GUILTY, and the court being satisfied that there is a factual basis for the plea,

NOLO CONTENDERE,

NOT GUILTY

FILED NOV 29 1978

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

FINDING & JUDGMENT

There being a finding/verdict of

NOT GUILTY. Defendant is discharged

GUILTY.

Defendant has been convicted as charged of the offense(s) of having violated Title 18, U.S.C., Section 924(c), as charged in Count five of the Indictment.

SENTENCE OR PROBATION ORDER

The court asked whether defendant had anything to say why judgment should not be pronounced. Because no sufficient cause to the contrary was shown, or appeared to the court, the court adjudged the defendant guilty as charged and convicted and ordered that: The defendant is hereby committed to the custody of the Attorney General or his authorized representative for imprisonment for a period of

Thirty-six [36] months, and on the condition that the defendant be confined in a jail type institution for a period of three [3] months, the execution of the remainder of the sentence of imprisonment is hereby suspended and the defendant is placed on probation for Thirty-three [33] months.

IT IS FURTHER ADJUDGED that the execution of this sentence is deferred until December 6, 1988, at 9:30 A.M., at which time defendant is to present himself to the U.S. Marshal.

SPECIAL CONDITIONS OF PROBATION

IT IS FURTHER ADJUDGED that defendant is to remain on bond until he presents himself to U.S. Marshal, at which time the bond will be exonerated.

ADDITIONAL CONDITIONS OF PROBATION

In addition to the special conditions of probation imposed above, it is hereby ordered that the general conditions of probation set out on the reverse side of this judgment be imposed. The Court may change the conditions of probation, reduce or extend the period of probation, and at any time during the probation period or within a maximum probation period of five years permitted by law, may issue a warrant and revoke probation for a violation occurring during the probation period.

COMMITMENT RECOMMENDATION

The court orders commitment to the custody of the Attorney General and recommends,

It is ordered that the Clerk deliver a certified copy of this judgment and commitment to the U.S. Marshal or other qualified officer.

CERTIFIED AS A TRUE COPY ON

SIGNED BY U.S. District Judge

[Signature]

THIS DATE

By

U.S. Magistrate

Date 11-29-78

() CLERK

() DEPUTY

NOV 28 1978

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

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

UNITED STATES OF AMERICA,)	
	Respondent,)
v.)	NOS. 78-C-303-B
)	78-C-417-B
MARSHA DALE ADAMS,)	78-CR-19
	Movant.)

O R D E R

The Court has for consideration the motion pursuant to 28 U.S.C. § 2255 filed pro se, in forma pauperis, by Marsha Dale Adams. The cause has been assigned civil Case No. 78-C-59-B and docketed in her criminal Case No. 78-CR-19. Further, Movant has filed a second motion pursuant to 28 U.S.C. § 2255 which has been assigned civil Case No. 78-C-417-B and also docketed in her criminal Case No. 78-CR-19. The Court finds that in this latter § 2255 motion, Movant asserts claims with common questions of law and fact as asserted in the first two claims, set out below, in the motion here being considered in Case No. 78-C-303-B. Therefore, Case No. 78-C-417-B should be consolidated pursuant to Rule 42(a), Federal Rules of Civil Procedure, with this Case No. 78-C-303-B.

Movant is a prisoner at the Federal Correctional Institution, Fort Worth, Texas, pursuant to sentence upon her conviction on a plea of guilty to a three-count indictment charging Count One, theft of mail in violation of 18 U.S.C. § 1702; Count Two, forgery in violation of 18 U.S.C. § 495; and Count Three, publishing a forged check in violation of 18 U.S.C. § 495. Her sentence was to 30 months' imprisonment on Counts One and Two, the sentence on Count Two to run concurrently with the sentence on Count One, and on Count Three, the imposition of sentence was suspended and she was placed on probation for a period of three years to follow her incarceration. A special condition of probation was imposed that she make restitution in the sum of \$225.50.

In her § 2255 motion, Movant demands her release from custody and as grounds therefor claims that she is being deprived of her liberty in violation of her rights guaranteed by the Constitution of the United States of America. In particular, Movant claims that:

1. She was denied a speedy trial and due process of law in that the crimes are charged to have been committed on or about October 1, 1975, and the indictment thereon was not returned until February 9, 1978. She asserts that she was prejudiced by this delay because witnesses were not available, and events had dimmed so that she could not remember the facts.

2. She was represented by inadequate counsel.
3. Her plea of guilty was involuntary and unknowing as she was over-medicated on barbituates and the consequences of her plea were not explained to her.
4. The sentence was imposed without proper jurisdiction of the Court.

The Court remembers the plea and sentence of Marsha Dale Adams, and has carefully reviewed the motion, response and file. Being fully advised in the premises, the Court finds that an evidentiary hearing is not required and the § 2255 motions are without merit and should be denied.

Movant's conviction and sentence were rendered on a plea of guilty entered April 4, 1978. She contends as the third ground for her § 2255 motion in Case No. 78-C-303-B that her plea was involuntary and unknowing because she was over-medicated on barbituates and the consequences of a plea were not explained to her. In Case No. 78-C-417-B, consolidated herein, she abandons this claim of an invalid, unknowing plea.

Movant's plea of guilty was taken in full conformity with Rule 11, Federal Rules of Criminal Procedure. Movant was at all times during the plea and sentence in possession of her faculties, able to understand and respond to the Court's questions, she was alert and gave no indication of dull-wittedness, incoherence or intoxication. The charge and maximum possible sentence were explained to her by the Court. See, Transcript Page 7, Lines 17-25. It was carefully determined that her plea of guilty was entered of her own free choice, without force, threat or promise. The Court asked the Movant, "Are you under the influence of or have you had within the last twenty-four hours any liquor, drug or medicine which might in any way affect your ability to understand or participate in these proceedings? The Movant answered, under oath, "No, sir." See, Transcript Page 9, Lines 16-20. Movant's plea of guilty was free and knowing, it was competently and voluntarily entered in full compliance with Rule 11 and constitutional safeguards as clearly appears of record and from this Court's memory of the proceedings. From the Movant's demeanor at plea on April 4, 1978, there is no question that the Movant had sufficient present ability to consult with her lawyer with a reasonable degree of rational understanding and that she had a rational, as well as, a factual understanding of the proceedings against her. Ordinarily, the truth and accuracy of statements made by a Defendant during Rule 11 proceedings are

regarded as conclusive. Hedman v. United States, 527 F.2d 20 (10th Cir. 1975). This Court concludes that Movant has presented no believable reason to disregard the apparent truth of her earlier Rule 11 statements under oath, and the files, records, and this Court's memory of the proceedings are conclusive that she is entitled to no relief. See, Hampton v. United States, 504 F.2d 600 (10th Cir. 1974); Robinson v. United States, 474 F.2d 1085 (10th Cir. 1973). A plea of guilty is a solemn act not to be disregarded because of belated misgivings about the wisdom of the same. United States v. Woosley, 440 F.2d 1280 (8th Cir. 1971); Chaney v. United States, No. 76-1116 Unreported (10th Cir. filed Jan. 4, 1977).

Further, her valid plea of guilty waives all prior non-jurisdictional defects. United States v. Saltow, 444 F.2d 59 (10th Cir. 1969); Acuna v. Baker, 418 F.2d 59 (10th Cir. 1969); United States v. Nooner, 565 F.2d 633 (10th Cir. 1977). The denial of a speedy trial presented as her first claim in both § 2255 motions, consolidated herein, is one of those non-jurisdictional defects waived by the valid plea of guilty. See, United States v. Muller, Nos. 77-1956 and 77-1995 Unreported (10th Cir. filed June 15, 1978). Movant presents the sole conclusory claim that because of the pre-indictment delay witnesses, who are unnamed and what they could testify to unasserted, were not available, and events had dimmed so that she could not remember the facts. This is insufficient to justify the dismissal of an indictment filed well within the applicable statute of limitations, and does not support relief pursuant to § 2255. See, United States v. Marion, 404 U. S. 307 (1971); United States v. Lovasco, 431 U. S. 783 (1977). Especially is this true when the charges are simple and uncomplicated involving the theft of a check from the mail, forgery of that check, and uttering and publishing the check as true.

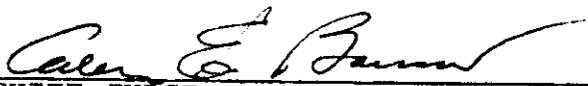
Her second claim of inadequate counsel, also presented in both § 2255 motions, here consolidated, is equally without merit. Movant's trial counsel has filed an affidavit that he did not to this client, and had never to any client charged with a crime, told the client to plead guilty or that he or she "had to" plead guilty. The Court is familiar with the work of defense counsel and knows him to be an able and experienced attorney who has represented innumerable criminal defendants. Movant stated on the record, under oath, at her plea that she was satisfied with her attorney. See, Transcript Page 8, Lines 19-21.

Her fourth claim that the Court lacked jurisdiction to impose sentence is frivolous and totally without merit deserving no further comment. Movants claims in her § 2255 motions are insufficient to contradict her statements at the time of her plea and the affidavit on file and they do not require under the circumstances before the Court an evidentiary hearing. See, Hedman v. United States, Supra.; United States v. Farnsworth, No. 78-1262 Unpublished (10th Cir. filed Nov. 16, 1978).

IT IS, THEREFORE, ORDERED that the motion pursuant to 28 U.S.C. § 2255 of Marsha Dale Adams bearing Case No. 78-C-417-B be and it is hereby consolidated with Case No. 78-C-393-B.

IT IS FURTHER ORDERED that the motions of Marsha Dale Adams to vacate and set aside her convictions and sentences presented in consolidated Cases No. 78-C-303-B and No. 78-C-417-B be and they are hereby overruled and dismissed.

Dated this 28th day of November, 1978, at Tulsa, Oklahoma.


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

UNITED STATES DISTRICT COURT

Northern District of Oklahoma

United States of America

vs.

LERoy JONES "RIP"

Criminal No. 77-CR-42

FILED

NOV 22 1978

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 ~~xxx~~ Count 1 of the Indictment against
(indictment, information, complaint)

Leroy Jones "Rip" defendant.

Asst. United States Attorney

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

L.S./H. Dale Cook
United States District Judge

Date: November 22, 1978

FORM OBD-113

DOJ

8-27-74

United States District Court

FOR THE
NORTHERN District of OKLAHOMA

FILED

NOV 21 1978

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

THE UNITED STATES

vs.

Roger Allen Wood

Division _____

Docket No. C- 76-CR-67 ✓

COMES NOW Rod Baker PROBATION OFFICER OF THE COURT presenting an official report upon the conduct and attitude of probationer Roger Allen Wood who was placed on probation by the Honorable Allen E. Barrow sitting in the court at Tulsa, Ok., on the 13th day of October 1976 who fixed the period of probation supervision at Two (2) Years, and imposed the general terms and conditions of probation theretofore adopted by the court and also imposed special conditions and terms as follows:

RESPECTFULLY PRESENTING PETITION FOR ACTION OF COURT FOR CAUSE AS FOLLOWS:

(If short insert here; if lengthy write on separate sheet and attach)

Wood is presently incarcerated and charged in Oklahoma County, Oklahoma, with Kidnapping (CRF-78-4570) and Attempted First Degree Rape (CRF-78-4571).

PRAYING THAT THE COURT WILL ORDER the extension of Roger Allen Wood's probation for a period of one (1) year from its original expiration date of November 26, 1978.

ORDER OF COURT

Considered and ordered this 20th day of November 1978 and ordered filed and made a part of the records in the above case.

Allen E. Barrow
Chief U.S. District Judge

Respectfully,
Rod Baker
Probation Officer

Place Tulsa, Oklahoma

Date November 20, 1978

DEFENDANT

CURTIS JAMES JOHNSON

DOCKET NO.

78-CR-125-B

JUDGMENT AND PROBATION/COMMITMENT ORDER

AO-245 (5/75)

In the presence of the attorney for the government the defendant appeared in person on this date

MONTH 11 DAY 20 YEAR 78

COUNSEL

WITHOUT COUNSEL

However the court advised defendant of right to counsel and asked whether defendant desired to have counsel appointed by the court and the defendant thereupon waived assistance of counsel.

WITH COUNSEL

Kenneth L. Stainer, Appt.

(Name of counsel)

FILED

PLEA

GUILTY, and the court being satisfied that there is a factual basis for the plea,

NOLO CONTENDERE,

NOT GUILTY 1978

There being a finding/verdict of

NOT GUILTY. Defendant is discharged

GUILTY.

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

FINDING & JUDGMENT

Defendant has been convicted as charged of the offense(s) of having violated Title 18, U.S.C., Sections 1708 and 495 as charged in Counts one and two of the Indictment.

GENERAL CONDITIONS OF PROBATION

SENTENCE OR PROBATION ORDER

The court asked whether defendant had anything to say why judgment should not be pronounced. Because no sufficient cause to the contrary was shown, or appeared to the court, the court adjudged the defendant guilty as charged and convicted and ordered 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 - Thirty-six (36) months, and on the condition that the defendant be confined in a jail type institution for a period of Six (6) months, the execution of the remainder of the sentence of imprisonment is hereby suspended and the defendant is placed on probation for thirty (30) months.

IT IS FURTHER ADJUDGED that the six (6) months incarceration will run concurrently with the state sentence defendant received in Creek County, Oklahoma.

IT IS FURTHER ADJUDGED that the execution of sentence is stayed until the defendant has finished machinist school training.

SPECIAL CONDITIONS OF PROBATION

Count Two - The imposition of sentence is suspended and the defendant is hereby placed on probation for a period of thirty (30) months, to run concurrently with the probation imposed in Count one.

The special condition of probation is that the defendant make restitution of \$114.00 to the Court Clerk for payment to U. S. Treasury. Payments to begin the first month after release from incarceration at \$5.00 a month until paid.

ADDITIONAL CONDITIONS OF PROBATION

In addition to the special conditions of probation imposed above, it is hereby ordered that the general conditions of probation set out on the reverse side of this judgment be imposed. The Court may change the conditions of probation, reduce or extend the period of probation, and at any time during the probation period or within a maximum probation period of five years permitted by law, may issue a warrant and revoke probation for a violation occurring during the probation period.

The court orders commitment to the custody of the Attorney General and recommends,

COMMITMENT RECOMMENDATION

CARL W. GARDNER

It is ordered that the Clerk deliver a certified copy of this judgment and commitment to the U.S. Marshal or other qualified officer.

CERTIFIED AS A TRUE COPY ON

SIGNED BY

U.S. District Judge

U.S. Magistrate

Allen E. Barrow

THIS DATE 11-20-78

By J.M. Callahan

() CLERK

(X) DEPUTY

Date 11-20-78

FILED

UNITED STATES DISTRICT COURT

NOV 20 1978

Northern District of Oklahoma

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

United States of America

Criminal No. 78-CR-113-B

vs.

Bill M. Martin

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)

Bill M. Martin defendant, which has been superseded by an indictment in case no. 78-CR-119-B returned on November 8, 1978.

Hubert H. Bryant
United States Attorney

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

(Signed) Allen

Chief United States District Judge

Date: November 16, 1978

FORM OBD-113

DOJ

8-27-74

FILED

UNITED STATES DISTRICT COURT

Northern District of Oklahoma

NOV 20 1978

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

United States of America)

Criminal No. 78-CR-104

vs.)

KENNETH RUSSELL
BUTTERWORTH, JR.,)

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~~ Counts 1 and 4 of the Indictment against (indictment, information, complaint) Jr. Kenneth Russell Butterworth, /defendant.

Kenneth P. Swade
United States Attorney

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

Allen F. Bennett
United States District Judge

Date: November 20, 1978

DOJ

FORM OBD-113

8-27-74

FILED

UNITED STATES DISTRICT COURT

Northern District of Oklahoma

NOV 20 1978

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

United States of America)
vs.)
FREDERICK GAGE WHITTIER)

Criminal No. 78-CR-104

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 ~~xxx~~ Count I of the Indictment against (indictment, information, complaint) Frederick Gage Whittier defendant.

Kenneth P. Swales
United States Attorney

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

Allen L. Banow
United States District Judge

Date: November 20, 1978

DEFENDANT

MIGUEL REYES-CARMONA

DOCKET NO.

78-CR-122-B

JUDGMENT AND PROBATION/COMMITMENT ORDER

AO-245 (5/75)

In the presence of the attorney for the government the defendant appeared in person on this date

MONTH 11 DAY 16 YEAR 78

COUNSEL

WITHOUT COUNSEL However the court advised defendant of right to counsel and asked whether defendant desired to have counsel appointed by the court and the defendant thereupon waived assistance of counsel.

WITH COUNSEL James Fransein, Appt.

(Name of counsel)

FILED

PLEA

GUILTY, and the court being satisfied that there is a factual basis for the plea,

NOLO CONTENDERE,

NON VINCIT 1978

There being a finding/verdict of

NOT GUILTY. Defendant is discharged. GUILTY.

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

FINDING & JUDGMENT

Defendant has been convicted as charged of the offense(s) of having violated Title 8, U.S.C., Section 1324(a)(2), as charged in the Indictment.

SENTENCE OR PROBATION ORDER

The court asked whether defendant had anything to say why judgment should not be pronounced. Because no sufficient cause to the contrary was shown, or appeared to the court, the court adjudged the defendant guilty as charged and convicted and ordered that: The defendant is hereby committed to the custody of the Attorney General or his authorized representative for imprisonment for a period of

Sixty (60) months, and on the condition that the defendant be confined in a jail type institution for a period of One (1) month, the execution of the remainder of the sentence of imprisonment is hereby suspended and the defendant is placed on probation for Fifty-nine (59) months.

IT IS FURTHER ADJUDGED that the defendant be given credit for time spent in jail to this date.

SPECIAL CONDITIONS OF PROBATION

ADDITIONAL CONDITIONS OF PROBATION

In addition to the special conditions of probation imposed above, it is hereby ordered that the general conditions of probation set out on the reverse side of this judgment be imposed. The Court may change the conditions of probation, reduce or extend the period of probation, and at any time during the probation period or within a maximum probation period of five years permitted by law, may issue a warrant and revoke probation for a violation occurring during the probation period.

COMMITMENT RECOMMENDATION

The court orders commitment to the custody of the Attorney General and recommends,

It is ordered that the Clerk deliver a certified copy of this judgment and commitment to the U.S. Marshal or other qualified officer.

CERTIFIED AS A TRUE COPY ON

THIS DATE

SIGNED BY

U.S. District Judge

By

CLERK

U.S. District Judge

Date 11-16-78

DEPUTY

DEFENDANT

MITCHELL STARK, a/k/a
Bill Kennedy

DOCKET NO.

78-CR-96-B

JUDGMENT AND PROBATION/COMMITMENT ORDER

AO 245 (5/75)

In the presence of the attorney for the government
the defendant appeared in person on this date

MONTH 11 DAY 15 YEAR 78

COUNSEL

WITHOUT COUNSEL

However the court advised defendant of right to counsel and asked whether defendant desired to have counsel appointed by the court and the defendant thereupon waived assistance of counsel.

WITH COUNSEL

Gavin King, Appt.

(Name of counsel)

FILED

PLEA

GUILTY, and the court being satisfied that
there is a factual basis for the plea,

NOLO CONTENDERE,

NOT GUILTY

NOV 15 1978

There being a finding/verdict of

NOT GUILTY. Defendant is discharged

GUILTY.

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

FINDING &
JUDGMENT

Defendant has been convicted as charged of the offense(s) of **having violated Title 18, U.S.C.,
Sections 922(a)(6) and 922(b) & 924(a), as charged in Counts Five and Six of
the Indictment.**

SENTENCE
OR
PROBATION
ORDER

The court asked whether defendant had anything to say why judgment should not be pronounced. Because no sufficient cause to the contrary was shown, or appeared to the court, the court adjudged the defendant guilty as charged and convicted and ordered that: The defendant is hereby committed to the custody of the Attorney General or his authorized representative for imprisonment for a period of

Count 5 - Five (5) years and further ordered that the defendant may become eligible for parole at such time as the Parole Commission may determine as provided in T. 18 U.S.C., Section 4205(b)(2).

IT IS FURTHER ADJUDGED that the defendant may become eligible for parole in One (1) year from this date and during that time the defendant is to learn a trade.

Count 6 - The imposition of sentence is suspended and the defendant is hereby placed on probation for a period of Three (3) years, to commence at expiration of incarceration in Count 5.

SPECIAL
CONDITIONS
OF
PROBATION

ADDITIONAL
CONDITIONS
OF
PROBATION

In addition to the special conditions of probation imposed above, it is hereby ordered that the general conditions of probation set out on the reverse side of this judgment be imposed. The Court may change the conditions of probation, reduce or extend the period of probation, and at any time during the probation period or within a maximum probation period of five years permitted by law, may issue a warrant and revoke probation for a violation occurring during the probation period.

COMMITMENT
RECOMMEN-
DATION

The court orders commitment to the custody of the Attorney General and recommends,
placement in Federal Institution, Inpac, CA.

It is ordered that the Clerk deliver a certified copy of this judgment and commitment to the U.S. Marshal or other qualified officer.

CERTIFIED AS A TRUE COPY ON

SIGNED BY

U.S. District Judge

THIS DATE

By

() CLERK

() DEPUTY

Date 11-15-78

DEFENDANT

RICHARD WINDSELL OTTO

78-CR-114-B

DOCKET NO.

JUDGMENT AND PROBATION/COMMITMENT ORDER

AO-245 (5/75)

COUNSEL

In the presence of the attorney for the government the defendant appeared in person on this date

MONTH 11 DAY 13 YEAR 78

WITHOUT COUNSEL

However the court advised defendant of right to counsel and asked whether defendant desired to have counsel appointed by the court and the defendant thereupon waived assistance of counsel.

WITH COUNSEL

Philip S. Haney, Asst.

(Name of counsel)

FILED

PLEA

GUILTY, and the court being satisfied that there is a factual basis for the plea,

NOLO CONTENDERE,

NOT GUILTY NOV 13 1978

FINDING & JUDGMENT

There being a finding/verdict of

NOT GUILTY. Defendant is discharged

GUILTY.

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

Defendant has been convicted as charged of the offense(s) of violating Title 18, U.S.C., Section 2312, as charged in the indictment.

SENTENCE OR PROBATION ORDER

The court asked whether defendant had anything to say why judgment should not be pronounced. Because no sufficient cause to the contrary was shown, or appeared to the court, the court adjudged the defendant guilty as charged and convicted and ordered that: The defendant is hereby committed to the custody of the Attorney General or his authorized representative for imprisonment for a period of

THREE (3) YEARS.

SPECIAL CONDITIONS OF PROBATION

ADDITIONAL CONDITIONS OF PROBATION

In addition to the special conditions of probation imposed above, it is hereby ordered that the general conditions of probation set out on the reverse side of this judgment be imposed. The Court may change the conditions of probation, reduce or extend the period of probation, and at any time during the probation period or within a maximum probation period of five years permitted by law, may issue a warrant and revoke probation for a violation occurring during the probation period.

COMMITMENT RECOMMENDATION

The court orders commitment to the custody of the Attorney General and recommends,

It is ordered that the Clerk deliver a certified copy of this judgment and commitment to the U.S. Marshal or other qualified officer.

CERTIFIED AS A TRUE COPY ON

THIS DATE

SIGNED BY

U.S. District Judge

Allen E. Hancock

By

CLERK

DEPUTY

Date 11-13-78

DEFENDANT

CLARISSA CROSLBY

78-CR-107-B

DOCKET NO.

JUDGMENT AND PROBATION/COMMITMENT ORDER

AO-245 (5/75)

COUNSEL

In the presence of the attorney for the government the defendant appeared in person on this date

MONTH 11 DAY 7 YEAR 78

WITHOUT COUNSEL

However the court advised defendant of right to counsel and asked whether defendant desired to have counsel appointed by the court and the defendant thereupon waived assistance of counsel.

WITH COUNSEL

Galvin King, Appt.

(Name of counsel)

PLEA

GUILTY, and the court being satisfied that there is a factual basis for the plea,

NOLO CONTENDERE,

NOT GUILTY 1978

FINDING & JUDGMENT

There being a finding of GUILTY.

Jack C. ... U. S. DISTRICT COURT

Defendant has been convicted as charged of the offense(s) of having violated Title 18, U.S.C., Section 495, 2, as charged in Counts 1, 2, 3 and 4 of the Indictment.

SENTENCE OR PROBATION ORDER

The court asked whether defendant had anything to say why judgment should not be pronounced. Because no sufficient cause to the contrary was shown, or appeared to the court, the court adjudged the defendant guilty as charged and convicted and ordered that: The defendant is hereby committed to the custody of the Attorney General or his authorized representative for imprisonment for a period of

Counts 1, 2 & 3 - Eighteen (18) months as to each count. Sentence imposed in Counts 2 & 3 to run concurrently with count 1.

Count 4 - The imposition of the sentence is suspended and the defendant is hereby placed on probation for a period of Five (5) years, to commence at expiration of incarceration.

SPECIAL CONDITIONS OF PROBATION

The special condition is that the defendant make restitution of \$1,841.44 to the U. S. Court Clerk for payment to the U. S. Treasury. Payments to begin the first month after release from institution, the first payment to be \$34.14. The remaining payments to be \$31.10 a month until paid in full.

ADDITIONAL CONDITIONS OF PROBATION

In addition to the special conditions of probation imposed above, it is hereby ordered that the general conditions of probation set out on the reverse side of this judgment be imposed. The Court may change the conditions of probation, reduce or extend the period of probation, and at any time during the probation period or within a maximum probation period of five years permitted by law, may issue a warrant and revoke probation for a violation occurring during the probation period.

COMMITMENT RECOMMENDATION

The court orders commitment to the custody of the Attorney General and recommends,

It is ordered that the Clerk deliver a certified copy of this judgment and commitment to the U.S. Marshal or other qualified officer.

CERTIFIED AS A TRUE COPY ON

SIGNED BY

U.S. District Judge

Handwritten signature of the judge

THIS DATE

By

() CLERK

() DEPUTY

U.S. District Judge

Date 11-7-78

DEFENDANT

ARMITA F. ZEIGLER

78-CR-103-B

DOCKET NO.

JUDGMENT AND PROBATION/COMMITMENT ORDER

AO-245 (5/75)

COUNSEL

In the presence of the attorney for the government the defendant appeared in person on this date

MONTH 11 DAY 7 YEAR 78

WITHOUT COUNSEL However the court advised defendant of right to counsel and asked whether defendant desired to have counsel appointed by the court and the defendant thereupon waived assistance of counsel.

WITH COUNSEL Paul Weinstein, Ret.

(Name of counsel)

FILED

PLEA

GUILTY, and the court being satisfied that there is a factual basis for the plea,

NOLO CONTENDERE,

NOT GUILTY

NOV 7 1978

FINDING & JUDGMENT

There being a finding/verdict of

NOT GUILTY. Defendant is discharged

GUILTY.

Jack G. Simer, Clerk U.S. DISTRICT COURT

Defendant has been convicted as charged of the offense(s) of having violated Title 18, U.S.C., Sections 1005 and 656, as charged in Counts 1,2,3,4,5 & 6 of the Indictment.

SENTENCE OR PROBATION ORDER

The court asked whether defendant had anything to say why judgment should not be pronounced. Because no sufficient cause to the contrary was shown, or appeared to the court, the court adjudged the defendant guilty as charged and convicted and ordered that: The defendant is hereby committed to the custody of the Attorney General or his authorized representative for imprisonment for a period of

Counts 1,2,3,4 & 5 - Eighteen (18) months as to each count. Sentence imposed in Counts 2,3,4 & 5 to run concurrently with Count 1.

Count 6 - The imposition of sentence is suspended and the defendant is hereby placed on probation for a period of Five (5) years, to commence at expiration of incarceration.

SPECIAL CONDITIONS OF PROBATION

The special condition of probation is that the Defendant make restitution of \$4,326.32, to the U.S. Court Clerk for payment to The First National Bank & Trust Company, Tulsa, Oklahoma. Payments are to begin the first month after release from institution, the first payment to be \$86.32. The remaining payments to be \$80.00 a month. Restitution to be paid in full in Fifty-four (54) months.

ADDITIONAL CONDITIONS OF PROBATION

In addition to the special conditions of probation imposed above, it is hereby ordered that the general conditions of probation set out on the reverse side of this judgment be imposed. The Court may change the conditions of probation, reduce or extend the period of probation, and at any time during the probation period or within a maximum probation period of five years permitted by law, may issue a warrant and revoke probation for a violation occurring during the probation period.

COMMITMENT RECOMMENDATION

The court orders commitment to the custody of the Attorney General and recommends,

It is ordered that the Clerk deliver a certified copy of this judgment and commitment to the U.S. Marshal or other qualified officer.

CERTIFIED AS A TRUE COPY ON

SIGNED BY

U.S. District Judge

[Signature]

THIS DATE

By

() CLERK

() DEPUTY

Date 11-7-78

DEFENDANT

BRENDA J. EZELL

78-CR-99-B

DOCKET NO.

JUDGMENT AND PROBATION/COMMITMENT ORDER

AO-245 (5/75)

COUNSEL

In the presence of the attorney for the government the defendant appeared in person on this date

MONTH	DAY	YEAR
11	7	78

WITHOUT COUNSEL

However the court advised defendant of right to counsel and asked whether defendant desired to have counsel appointed by the court and the defendant thereupon waived assistance of counsel.

WITH COUNSEL

Paul Weinstein, Ret.

(Name of counsel)

PLEA

GUILTY, and the court being satisfied that there is a factual basis for the plea,

NOLO CONTENDERE,

NOT GUILTY NOV 7 1978

FINDING & JUDGMENT

There being a finding/verdict of

NOT GUILTY. Defendant is discharged

GUILTY.

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

Defendant has been convicted as charged of the offense(s) of **having violated Title 18, U.S.C., Sections 1006 and 656, as charged in Counts 1, 2, 3, 4 and 6, of the Indictment.**

SENTENCE OR PROBATION ORDER

The court asked whether defendant had anything to say why judgment should not be pronounced. Because no sufficient cause to the contrary was shown, or appeared to the court, the court adjudged the defendant guilty as charged and convicted and ordered that: The defendant is hereby committed to the custody of the Attorney General or his authorized representative for imprisonment for a period of

Counts 1, 2, 3 & 4 - Eighteen (18) months as to each count. Sentence imposed in Counts 2, 3 & 4 to run concurrently with Count 1.

Count 6 - The imposition of sentence is suspended and the defendant is hereby placed on probation for a period of Five (5) years, to commence at expiration of incarceration.

IT IS FURTHER ADJUDGED that the defendant be taken to a hospital outside the institution for the birth of baby.

SPECIAL CONDITIONS OF PROBATION

The special condition of probation is that the defendant make restitution of \$4,374.09, to the U.S. Court Clerk for payment to The First National Bank & Trust Company, Tulsa, Oklahoma. Payments are to begin the first month after release from institution, the first payment to be \$81.09. The remaining payments to be in the amount of \$81.00 a month until paid in full.

ADDITIONAL CONDITIONS OF PROBATION

In addition to the special conditions of probation imposed above, it is hereby ordered that the general conditions of probation set out on the reverse side of this judgment be imposed. The Court may change the conditions of probation, reduce or extend the period of probation, and at any time during the probation period or within a maximum probation period of five years permitted by law, may issue a warrant and revoke probation for a violation occurring during the probation period.

COMMITMENT RECOMMENDATION

The court orders commitment to the custody of the Attorney General and recommends,

It is ordered that the Clerk deliver a certified copy of this judgment and commitment to the U.S. Marshal or other qualified officer.

CERTIFIED AS A TRUE COPY ON

SIGNED BY

U.S. District Judge

THIS DATE

By

() CLERK

() DEPUTY

Date 11-7-78

DEFENDANT

WALTER RAYMOND MILLENS

DOCKET NO.

78-CR-98-B

JUDGMENT AND PROBATION/COMMITMENT ORDER

AO-245 (5/75)

In the presence of the attorney for the government the defendant appeared in person on this date

MONTH 11 DAY 7 YEAR 78

COUNSEL

WITHOUT COUNSEL

However the court advised defendant of right to counsel and asked whether defendant desired to have counsel appointed by the court and the defendant thereupon waived assistance of counsel.

WITH COUNSEL Jim Lindsey, Rest.

(Name of counsel)

FILED

PLEA

GUILTY, and the court being satisfied that there is a factual basis for the plea,

NOLO CONTENDERE,

NOT GUILTY

NOV 7 1978

FINDING & JUDGMENT

There being a finding/verdict of

NOT GUILTY. Defendant is discharged

GUILTY.

Defendant has been convicted as charged of the offense(s) of having violated Title 26, U.S.C., Section 5861(d), as charged in the Indictment.

U.S. DISTRICT COURT

SENTENCE OR PROBATION ORDER

The court asked whether defendant had anything to say why judgment should not be pronounced. Because no sufficient cause to the contrary was shown, or appeared to the court, the court adjudged the defendant guilty as charged and convicted and ordered that: The defendant is hereby committed to the custody of the Attorney General or his authorized representative for imprisonment for

Observation and study at an appropriate classification center or agency, the results of such study to be furnished the Court within 30 days, if possible, or a maximum of 60 days, pursuant to the Federal Youth Correction Act, as provided in T. 18, U.S.C., Sec. 5010(e).

SPECIAL CONDITIONS OF PROBATION

ADDITIONAL CONDITIONS OF PROBATION

In addition to the special conditions of probation imposed above, it is hereby ordered that the general conditions of probation set out on the reverse side of this judgment be imposed. The Court may change the conditions of probation, reduce or extend the period of probation, and at any time during the probation period or within a maximum probation period of five years permitted by law, may issue a warrant and revoke probation for a violation occurring during the probation period.

COMMITMENT RECOMMENDATION

The court orders commitment to the custody of the Attorney General and recommends,

It is ordered that the Clerk deliver a certified copy of this judgment and commitment to the U.S. Marshal or other qualified officer.

CERTIFIED AS A TRUE COPY ON

SIGNED BY U.S. District Judge

Allen G. Barnes

THIS DATE

By

() CLERK

() DEPUTY

Date 11-7-78

DEFENDANT

JAMES ROY WHITBY

DOCKET NO.

78-CR-66

JUDGMENT AND PROBATION/COMMITMENT ORDER

AO-245 (5/75)

COUNSEL

In the presence of the attorney for the government the defendant appeared in person on this date

MONTH DAY YEAR 11 7 78

WITHOUT COUNSEL

However the court advised defendant of right to counsel and asked whether defendant desired to have counsel appointed by the court and the defendant thereupon waived assistance of counsel.

WITH COUNSEL

Ronald H. Mook, Retained

(Name of counsel)

PLEA

GUILTY, and the court being satisfied that there is a factual basis for the plea,

NOLO CONTENDERE,

NOT GUILTY

There being a ~~finding~~ verdict of

NOT GUILTY. Defendant is discharged

GUILTY.

FINDING & JUDGMENT

Defendant has been convicted as charged of the offense(s) of having violated Title 18, U.S.C., Section 2314 and 2, as charged in Count 2 of the Indictment.

SENTENCE OR PROBATION ORDER

The court asked whether defendant had anything to say why judgment should not be pronounced. Because no sufficient cause to the contrary was shown, or appeared to the court, the court adjudged the defendant guilty as charged and convicted and ordered that: The defendant is hereby committed to the custody of the Attorney General or his authorized representative for imprisonment for a period of

Two and one-half (2 1/2) Years

SPECIAL CONDITIONS OF PROBATION

ADDITIONAL CONDITIONS OF PROBATION

In addition to the special conditions of probation imposed above, it is hereby ordered that the general conditions of probation set out on the reverse side of this judgment be imposed. The Court may change the conditions of probation, reduce or extend the period of probation, and at any time during the probation period or within a maximum probation period of five years permitted by law, may issue a warrant and revoke probation for a violation occurring during the probation period.

COMMITMENT RECOMMENDATION

The court orders commitment to the custody of the Attorney General and recommends,

It is ordered that the Clerk deliver a certified copy of this judgment and commitment to the U.S. Marshal or other qualified officer.

CERTIFIED AS A TRUE COPY ON

THIS DATE

SIGNED BY

U.S. District Judge

H. DALE COOK

Date

11-7-78

By

CLERK

DEPUTY

U.S. Magistrate

DEFENDANT

JOSEPH ANDREW MARCHMAN

DOCKET NO.

77-CR-137-B

JUDGMENT AND PROBATION/COMMITMENT ORDER

AO-245 (5/75)

COUNSEL

In the presence of the attorney for the government the defendant appeared in person on this date

MONTH	DAY	YEAR
11	1	78

WITHOUT COUNSEL

However the court advised defendant of right to counsel and asked whether defendant desired to have counsel appointed by the court and the defendant thereupon waived assistance of counsel.

WITH COUNSEL

Timothy J. Sullivan, Esq.

(Name of counsel)

FILED

PLEA

GUILTY, and the court being satisfied that there is a factual basis for the plea,

NOLO CONTENDERE,

NOT GUILTY

NOV - 1 1978

There being a finding/verdict of

NOT GUILTY. Defendant is discharged

GUILTY.

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

FINDING & JUDGMENT

Defendant has been convicted as charged of the offense(s) of **having violated Title 21, U.S.C., Section 841(a) (1), as charged in Count two of the Indictment.**

SENTENCE OR PROBATION ORDER

The court asked whether defendant had anything to say why judgment should not be pronounced. Because no sufficient cause to the contrary was shown, or appeared to the court, the court adjudged the defendant guilty as charged and convicted and ordered that:

Count Two - The imposition of sentence is suspended and the defendant is hereby placed on probation for a period of Two (2) years from this date, under the Young Adult Federal Youth Correction Act, pursuant to T. 18, U.S.C., Section 4216:5010(a).

IT IS FURTHER ADJUDGED that the defendant is allowed to return to Georgia and that probation supervision will be transferred to Georgia. This Court will retain jurisdiction.

SPECIAL CONDITIONS OF PROBATION

The special conditions of probation are that the defendant not associate with drug pushers or users; not associate with known criminals; attend school and stay with sister and work with her in restaurant business.

ADDITIONAL CONDITIONS OF PROBATION

In addition to the special conditions of probation imposed above, it is hereby ordered that the general conditions of probation set out on the reverse side of this judgment be imposed. The Court may change the conditions of probation, reduce or extend the period of probation, and at any time during the probation period or within a maximum probation period of five years permitted by law, may issue a warrant and revoke probation for a violation occurring during the probation period.

COMMITMENT RECOMMENDATION

The court orders commitment to the custody of the Attorney General and recommends,

It is ordered that the Clerk deliver a certified copy of this judgment and commitment to the U.S. Marshal or other qualified officer.

CERTIFIED AS A TRUE COPY ON

SIGNED BY

U.S. District Judge

Allen E. Barnes

THIS DATE

By

() CLERK

() DEPUTY

Date 11-1-78

DEFENDANT

PAUL A. MILLER

DOCKET NO.

77-CR-107-B

JUDGMENT AND PROBATION/COMMITMENT ORDER

AO-245 (5/75)

In the presence of the attorney for the government the defendant appeared in person on this date

MONTH	DAY	YEAR
11	1	78

COUNSEL

WITHOUT COUNSEL

However the court advised defendant of right to counsel and asked whether defendant desired to have counsel appointed by the court and the defendant thereupon waived assistance of counsel.

WITH COUNSEL

Kenneth Stainer, Appt.

(Name of counsel)

FILED

PLEA

GUILTY, and the court being satisfied that there is a factual basis for the plea,

NOLO CONTENDERE,

NOT GUILTY

NOV - 1 1978

There being a finding/verdict of

NOT GUILTY. Defendant is discharged

GUILTY.

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

FINDING & JUDGMENT

Defendant has been convicted as charged of the offense(s) of **having violated Title 28, U.S.C., Section 841(a) (1), as charged in the Indictment.**

SENTENCE OR PROBATION ORDER

The court asked whether defendant had anything to say why judgment should not be pronounced. Because no sufficient cause to the contrary was shown, or appeared to the court, the court adjudged the defendant guilty as charged and convicted and ordered that: ~~The defendant is committed to the custody of the Attorney General or his authorized representative for imprisonment for a period of~~

The imposition of sentence is suspended and the defendant is hereby placed on probation for a period of two (2) years from this date, under the Young Adult Federal Youth Correction Act, pursuant to T. 18, U.S.C., Section 4216:5010(a).

SPECIAL CONDITIONS OF PROBATION

The special conditions of probation are that the defendant not associate with known drug pushers or users; that he attend regular sessions as out patient at Hillcrest Medical Center for psychiatric treatment, and continue his training to become a surgery technician.

ADDITIONAL CONDITIONS OF PROBATION

In addition to the special conditions of probation imposed above, it is hereby ordered that the general conditions of probation set out on the reverse side of this judgment be imposed. The Court may change the conditions of probation, reduce or extend the period of probation, and at any time during the probation period or within a maximum probation period of five years permitted by law, may issue a warrant and revoke probation for a violation occurring during the probation period.

COMMITMENT RECOMMENDATION

The court orders commitment to the custody of the Attorney General and recommends,

It is ordered that the Clerk deliver a certified copy of this judgment and commitment to the U.S. Marshal or other qualified officer.

CERTIFIED AS A TRUE COPY ON

SIGNED BY

U.S. District Judge

Allen E. Brown

THIS DATE _____

By _____

() CLERK

() DEPUTY

U.S. Magistrate

Date **11-1-78**

FILED

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

NOV - 1 1978

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

United States of America,)
)
vs)
)
GENE WILLIAM THOMPSON)

77-CR-20-B

REVOCATION OF PROBATION

On June 23, 1977, came the attorney for the government and the defendant appeared in person and by counsel, John Hampton.

IT WAS ADJUDGED that the defendant, upon his plea of guilty had been convicted of having violated Title 18, U.S.C., Section 495, as charged in the Indictment.

IT WAS ADJUDGED that the defendant was guilty as charged and he was convicted.

IT WAS ADJUDGED that the defendant be committed to the custody of the Attorney General for a period of One (1) year, as to Count One. The Court recommended the Halfway House, Oklahoma City, Oklahoma. As to Count Two the imposition of sentence was suspended and the defendant was placed on probation for a period of Two (2) years.

On June 28, 1977, the Court entered an Order modifying defendant's sentence to read as follows: Count One - The defendant is hereby committed to the custody of the Attorney General for a period of One (1) year, however, the execution of the sentence is suspended and the defendant is placed on probation for One (1) year with the special condition that he reside in a residential community treatment center for the first six months, and participate in the program of the residential community treatment center for the remaining six months of this one year's probation. The Court recommends that the residential community treatment center be the Halfway house in Oklahoma City, Oklahoma, and the defendant is to present himself to the U. S. Marshal at 10:00 A.M., on June 27, 1977, to commence this probationary term. Count Two - The imposition of the sentence is suspended and the defendant is hereby placed on probation for a period of two years to commence upon release from the residence and participation in the community treatment center program as imposed in Count One.

Now, on this 1st day of November, 1978, came the attorney for the government, and the defendant appeared in person and with counsel, John Hampton. It being shown to the Court that the defendant has violated the terms and conditions of said probation,

IT IS ADJUDGED that the Judgment and Commitment entered on June 23, 1977, and modified on June 28, 1977, be revoked and set aside and the defendant is committed to the custody of the Attorney General for Five (5) years. The Court recommends placement in a training center.

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.


Chief Judge United States District Court
for the Northern District of Oklahoma

FILED

NOV - 1 1978

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

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

United States of America,)
)
vs)
)
ERNEST RUBEN HIGGS)

73-CR-83-B

REVOCATION OF PROBATION

On August 14, 1973, came the attorney for the government and the defendant appeared in person and by counsel, James Goodwin.

IT WAS ADJUDGED that the defendant, upon his plea of guilty, had been convicted of having violated Title 18, U.S.C., Section 495, as charged in the Information.

IT WAS ADJUDGED that the defendant was guilty as charged and convicted.

IT WAS ADJUDGED that the imposition of sentence be suspended and the defendant was placed on probation for a period of Three (3) years, pursuant to the Federal Youth Correction Act. The special condition of probation was that defendant stay in school.

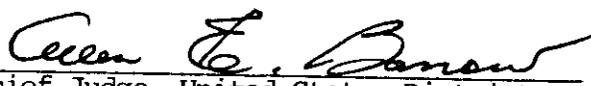
On June 2, 1976, came the attorney for the government and the defendant appeared with counsel, James Goodwin. It being shown to the Court that the defendant had violated the terms and conditions of said probation,

IT WAS ADJUDGED that the Order of probation entered on August 14, 1973, be revoked and set aside and the probation was extended for a period of Three (3) years, to commence at the completion of incarceration in Case No. 73-CR-82.

Now, on this 1st day of November, 1978, came the attorney for the government and the defendant appeared with counsel Kenneth Stainer. It being shown to the Court that the defendant has violated the terms and conditions of said probation,

IT IS ADJUDGED that the Order of probation entered on June 2, 1976, be revoked and set aside and the defendant is committed to the custody of the Attorney General for Sixty (60) months, and on the condition that the defendant be confined in a jail type institution for a period of Six (6) months, the execution of the remainder of the sentence of imprisonment is suspended and the defendant is placed on probation for Fifty-four (54) months. The special conditions of probation are that the defendant make restitution to five Tulsa banks: Bank of Oklahoma; Republic Bank; Boulder Bank; Fourth National and Utica Bank, plus \$89.30 to the Bell Telephone Company. Payments are to commence the second month after release from institution, at \$40.00 a month, payable to the Court Clerk for distribution to banks and phone company. The defendant is not to associate with known criminals and is to stay employed.

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.


Chief Judge, United States District
Court for the Northern District of
Oklahoma