

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

FILED

JUN 30 1983

**Jack R. Silver, Clerk
U. S. DISTRICT COURT**

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
vs.)
)
DEBORA LOUISE ADKINS LONG,)
)
Defendant.)

No. 82-CR-1-02
No. 83-C-220-C

O R D E R

Now before the Court for its consideration is the motion of Debora Louise Adkins, movant herein, to vacate, set aside or correct a sentence imposed by this Court on March 18, 1982. The motion is filed pursuant to 28 U.S.C. §2255. Ms. Adkins pled guilty to two counts of a nine-count indictment, all counts having charged violation of 18 U.S.C. §1708. Ms. Adkins was sentenced to five (5) years probation. The Judgment and Probation Order does not reflect any special conditions of probation, but at sentencing this Court informed Ms. Adkins that association with one of her co-defendants, Luther Ben Long, was prohibited. Furthermore, the general conditions of probation printed on the reverse side of the Judgment and Probation Order include a condition that Ms. Adkins associate only with law-abiding persons.

Mr. Long was convicted on all nine counts of the same indictment by a jury and this Court sentenced him to four (4)

years incarceration on Counts 1, 2 and 3 of the indictment, the sentence in Counts 2 and 3 to run concurrently with the sentence imposed in Count 1 and to four (4) years incarceration as to the remainder of the Counts, said terms to run concurrently with each other, but consecutively as to the terms imposed in Counts 1, 2 and 3. Mr. Long appealed these convictions to the United States Court of Appeals for the Tenth Circuit and his convictions were affirmed by the Court of Appeals. United States v. Long, 705 F.2d 1259, (10th Cir. 1983).

The motion of Ms. Adkins contends that a condition of probation which forbids association with Mr. Long is violative of the 1st, 5th, 8th and 14th Amendments to the United States Constitution. In her motion Ms. Adkins alleges that Mr. Long has been her husband for three years and that this marriage produced one son, Billy Joe Adkins Long. The Court first notes that the United States Probation Office files reflect that Ms. Adkins was legally married in Sapulpa, Oklahoma on November 17, 1977 to one William J. Adkins and that said marriage produced one son, Billy Joe Adkins. That marriage was dissolved by a Decree of Divorce granted to Ms. Adkins on September 29, 1981. Evidently, from letters received by the Probation Office, it is learned that Ms. Adkins views the relationship with Mr. Long as being one of common law marriage.

The Presentence Report in Ms. Adkins case contains the following pertinent information:

1. that Ms. Adkins met Mr. Long in July of 1981 and that he moved into the residence of Ms. Adkins' mother shortly

thereafter;

2. that Ms. Adkins lived with Mr. Long for approximately eight months at which time the instant charges were initiated;

3. that no children were born from the relationship of Ms. Adkins and Mr. Long; and

4. that Ms. Adkins had no prior record of involvement with law enforcement officials before her arrest on the charges in the instant case. The movant was, however, charged with carrying a concealed weapon in the District Court in and for Tulsa County, State of Oklahoma, on December 14, 1981. The state charge arose out of the same incident as the instant offenses.

After carefully reviewing both Ms. Adkins' and Mr. Long's probation files and researching the applicable law this Court has determined that the condition of the movant's probation that she associate only with law-abiding persons and, specifically, that association with her co-defendant, Mr. Long, is prohibited, does not violate any provision of the United States Constitution.

In the case of United States v. Lawson, 670 F.2d 923 (10th Cir. 1982) the United States Court of Appeals for the Tenth Circuit recognized that "[a] sentencing judge has broad discretion to impose conditions of probation that are reasonably related to protecting the public and rehabilitating the defendant. (emphasis added) Id at 929. The condition of Ms. Adkins' probation that she associate only with law-abiding persons and that association with Mr. Long, specifically, is prohibited is to further the penological goal of Ms. Adkins' rehabilitation and to enhance her opportunity to return to a life

as a law-abiding and productive member of society. Courts have not always reached identical results when faced with the question of whether prison inmates have a constitutional right to receive visits from family and friends. See Ramos v. Lamm, 639 F.2d 559, 579 (10th Cir. 1980), cert. denied, 450 U.S. 1041, 101 S.Ct. 1759, 68 L.Ed.2d 239 (1981), and cases cited therein. If such a right does exist it is subject to restrictions upon lawful conviction and when the restriction is to serve a legitimate penological goal, such as rehabilitation or prison security. Procunies v. Martinez, 416 U.S. 396, 94 S.Ct. 1800, 40 L.Ed.2d 224 (1974); Lawson, supra at 929; See also Brisbon v. Lane, 554 F.Supp. 426 (N.D.Ill. 1983), and Walker v. Pate, 356 F.2d 502 (7th Cir. 1966), cert. denied 384 U.S. 966 (1966).

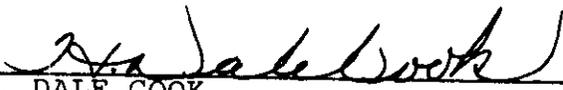
In the present case, it is clear now, as it was at the time of sentencing, that Ms. Adkins' problems in the criminal justice system began with her association with Mr. Long. The Court is of the view that further association with Mr. Long, who had at least six prior felony convictions at the time of his conviction in the instant case, would be wholly detrimental to Ms. Adkins' rehabilitation chances. The probation condition which restricts association with Mr. Long or other persons who are not law-abiding is sufficiently tailored to the rehabilitative process to withstand Constitutional attack in this instance under any of the Amendments cited by movant.

The Court would finally note that this Court has not limited visits between Mr. Long and Billy Joe Adkins. However, Billy Joe must be accompanied by someone other than Ms. Adkins during any

such visits. Ms. Adkins remains subject to the condition that she associate only with law-abiding persons and she is prohibited from association with Mr. Long.

It is therefore the Order of this Court that the motion of Debora Louise Adkins to vacate, set aside or correct her probationary sentence is denied.

It is so Ordered this 30th day of June, 1983.



H. DALE COOK
Chief Judge, U. S. District Court

RICKY BROWN

NORTH

DISTRICT OF OKLAHOMA

DEFENDANT

DOCKET NO.

83-CR-89-C

JUDGMENT AND PROBATION/COMMITMENT ORDER

AO 215 (8/74)

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

MONTH	DAY	YEAR
6	30	83

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 (Name of counsel)

PLEA

GUILTY, and the court being satisfied that there is a factual basis for the plea, NOLO CONTENDERE, NOT GUILTY

FINDING & JUDGMENT

There being a finding/verdict of GUILTY. Defendant is discharged. Defendant has been convicted as charged of the offense(s) of having violated Title 16, U.S.C., Sections 703 and 707 as charged in the Information

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 imposition of sentence of imprisonment is suspended and defendant is placed on probation for a period of thirty (30) days from this date, under the Federal Youth Correction Act, pursuant to T. 18, U.S.C., § 5010(a).

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.

SIGNED BY

U.S. District Judge

X U.S. Magistrate

[Signature]

Date 6-30-83

DEFENDANT

CHARLES GLEN AINS

THE NORTHERN DISTRICT OF OKLAHOMA

DOCKET NO. 82-CR-143-02-BT

JUDGMENT AND PROBATION/COMMITMENT ORDER

AO 245 (6/74)

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

Table with columns: MONTH (02), DAY (01), YEAR (83)

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 Ronald Mook, Retained Counsel (Name of counsel)

FILED

PLEA

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

NOLO CONTENDERE,

JUN 30 1983

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 21, U. S. C., Section 841(a) (1), as charged in count one 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 1 - One (1) year, defendant to be released at the expiration of one-third of that period, as provided in Title 18, U. S. C. A. Sec. 4205(f).

It is further ordered that the defendant serve a special parole term of Two (2) years.

It is further ordered that the defendant is fined \$1,000.00 to be paid within one year from this date.

SPECIAL CONDITIONS OF PROBATION

It is further ordered that the defendant present himself to the designated institution by 11:00 a.m. on Monday, February 28, 1983. The U. S. Marshal, Tulsa, Ok will advise defendant of the designated institution.

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, Approved as to form:

Gerald Hilsher Asst. U. S. Attorney

the defendant receive medication that has been prescribed to him by his physician. I hereby certify that the foregoing is a true copy of the original on file in this Court.

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

SIGNED BY

U.S. District Judge

U.S. Magistrate

THOMAS R. BRETT

Jack C. Silver, Clerk

By: J. Cleveland Deputy

Date 6-30-83

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

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 vs.)
)
 ELMER HALL,)
)
 Defendant.)

No. 82-CR-52-C ✓
No. 83-C-501-C

FILED

JUN 29 1983 *pt*

J. W. ... , USA

U. S. DISTRICT COURT

ORDER

Elmer Hall has filed a motion pursuant to 28 U.S.C. §2255 to vacate his sentence imposed by the Court on November 24, 1983 in 82-CR-52-C. Hall claims that false allegations contained in his pre-sentence report, while not considered by the Court in sentencing him, were seen by and considered by the Parole Commission in denying him probation or work release privileges.

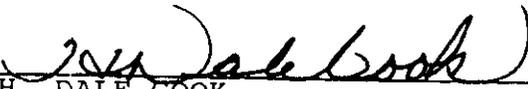
In Brown v. United States, 610 F.2d 672 (9th Cir. 1980), a federal prisoner complained that he was consistently denied parole because his presentence report contained statements that he alleged were inaccurate. The circuit court held that the district court was without jurisdiction to reach the merits of his claim in a §2255 action. The court stated that "A petition under §2255 can test only the sentence imposed and not the sentence 'as it is being executed.'" The court further noted that "a petition under 28 U.S.C. §2241 is the proper form of proceeding for obtaining review of parole decisions." See also

Robinson v. U.S., 474 F.2d 1085 (10th Cir. 1973); Tedder v. United States Board of Parole, 527 F.2d 593, 594, n.1. (9th Cir. 1975); Garland v. United States, 450 F.Supp. 206 (S.D.N.Y. 1978).

A petition under §2241 must be addressed to the district court which has jurisdiction over Brown or his custodian. Brown, supra, 677; Braden v. 30th Judicial Circuit Court of Kentucky, 410 U.S. 484, 93 S.Ct. 1123, 35 L.Ed.2d 443 (1973). Because Hall is confined to the Federal Prison in El Reno, Oklahoma, any complaints he has against parole authorities must be addressed to the United States District Court for the Western District of Oklahoma. Moreover, because this Court (Northern District of Oklahoma) lacks jurisdiction over the United States Pardon and Parole Board located in Dallas, Texas, it cannot construe Hall's §2255 petition as a §2241 petition. Brown, supra, 677.

For these reasons, Hall's motion to vacate the sentence imposed in 82-CR-52-C must be and hereby is overruled and the action herein is dismissed.

It is so Ordered this 29th day of June, 1983.


H. DALE COOK
Chief Judge, U. S. District Court

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

FILED

JUN 24 1983

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

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 vs.)
)
 MELVIN E. JACOBS,)
)
 Defendant.)

40-CR-27-E

No. 83-C-238-E

ORDER DENYING MOTION TO
VACATE, SET ASIDE OR CORRECT SENTENCE

The Court has before it the motion of Melvin E. Jacobs to vacate, set aside or correct sentence pursuant to 28 U.S.C. § 2255. The movant entered a plea of guilty on May 15, 1980 to counts 1 and 3 of an indictment charging him with uttering a forged United States Treasury Check. The movant's petition to plead guilty reveals a plea agreement entered into between the government and the movant to the effect that upon an acceptance of guilty pleas to counts 1 and 3, count 2 would be dismissed. The movant was sentenced on June 12, 1980 to one (1) year in prison on each of counts 1 and 3. It was ordered that the sentence imposed in count 3 would run consecutively with count 1.

The movant alleges a violation of due process in that his federal sentence should have started to "run" at the time sentence was imposed, and when he was released to state authorities the federal time should have continued to run. Movant asserts that he has already served over two (2) years pursuant to a state sentence that should have been "federal time" and that since federal authorities did not seek return of custody, his federal sentence has been served.

Title 18 U.S.C. § 3568 governs the time upon which a federal sentence commences. Section 3568 says in pertinent part "the sentence of imprisonment of any person convicted of an offense shall commence

to run from the date on which such person is received at the penitentiary, reformatory, or jail for service of such sentence. The general rule is that the time of sentence commences to run from the date on which such person is received at the place of service. Anderson v. United States, 405 F.2d 492 (10th Cir. 1969); Miller v. Willingham, 400 F.2d 873 (10th Cir. 1968). The Tenth Circuit has held that a federal sentence is consecutive to a state's sentence even when no reference is made to the state sentence. Miller v. Willingham, supra; Hall v. Looney, 256 F.2d 59 (10th Cir. 1958).

At the time of sentencing, movant was incarcerated in the Rogers County jail. At present movant is incarcerated in an Oklahoma state institution in Stringtown, Oklahoma, pursuant to a state sentence. Movant's federal sentence will not commence to run until the movant is actually delivered to federal custody for service of the federal sentence. Therefore movant's argument that his federal sentence has been served is without merit, and wholly unsupported in the law.

IT IS THEREFORE ORDERED AND ADJUDGED that the motion of Melvin E. Jacobs to vacate, set aside or correct his sentence pursuant to 28 U.S.C. § 2255 be and hereby is denied.

ORDERED this 24th day of June, 1983.



JAMES O. ELLISON
UNITED STATES DISTRICT JUDGE

ANTHONY AL. JSO

THE NORTH DISTRICT OF OKLAHOMA

DEFENDANT

ALFONSO

DOCKET NO. 83-CR-36-02-BT

JUDGMENT AND PROBATION/COMMITMENT ORDER

AO 245 (6/74)

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

MONTH DAY YEAR 06 21 83

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 ED PARKS, Retained Counsel (Name of counsel)

PLEA

GUILTY, and the court being satisfied that there is a factual basis for the plea, NOLO CONTENDERE, NOT GUILTY

FINDING & JUDGMENT

There being a finding of GUILTY. Defendant has been convicted as charged of the offense(s) of having violated Title 21, U.S.C., Sec. 841(a) (1) & Title 18, U.S.C., Sec. 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

Count 2 - Three (3) years, With a Special Parole Term of Three (3) years, and defendant is fined \$2,000.00.

SPECIAL CONDITIONS OF PROBATION

FILED JUN 21 1983 Jack C. Silver, Clerk U. S. DISTRICT COURT

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,

Approved as to form: Ben F. Baker Asst. U.S. Attorney

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

SIGNED BY

U.S. District Judge

U.S. Magistrate

THOMAS R. BRETT Date 6-21-83

A true and correct copy H. Owen Deputy Clerk

DEFENDANT

OMER LOUIS ARROTHERS, JR.

THE NORTHERN DISTRICT OF OKLAHOMA

DOCKET NO. 83-CR-11-BT

JUDGMENT AND PROBATION/COMMITMENT ORDER

In the presence of the attorney for the government the defendant appeared in person on this date MONTH 06 DAY 20 YEAR 83

COUNSEL [] WITHOUT COUNSEL [XX] WITH COUNSEL W. Creekmore Wallace, II, Retained Counsel

PLEA [XX] GUILTY, and the court being satisfied that there is a factual basis for the plea, [] NOLO CONTENDERE, [] NOT GUILTY

FINDING & JUDGMENT There being a finding of [XX] GUILTY. Defendant has been convicted as charged of the offense(s) of having violated Title 18, U.S.C. Section 1014 as charged in Counts 13,14,15 & 16 of 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 a period of

Count 13 - Two (2) years. Counts 14, 15 & 16 - The imposition of sentence is suspended and the defendant is placed on probation for a period of Two (2) years as to each count. Probation imposed in Counts 15 & 16 to run concurrent with the probation imposed in Count 14. Sentence of probation imposed in Counts 14, 15 & 16 is to run consecutive to the sentence imposed in Count 13.

SPECIAL CONDITIONS OF PROBATION IT IS FURTHER ORDERED that the defendant make restitution in the amount of \$18,535.25. Payments to be determined by the U.S. Probation Office.

IT IS FURTHER ORDERED that the execution of this sentence is deferred until Wednesday, July 20, 1983, at 11:00 a.m., at which time the defendant will present himself to the Designated Institution. U.S. Marshal will advise which designated institution.

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 re-arrest the defendant for a violation occurring during the probation period.

COMMITMENT RECOMMENDATION The court orders commitment to the custody of the Attorney General and recommends, Approved as to form: Gerald Hilsher Asst. U.S. Atty.

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

SIGNED BY [XX] U.S. District Judge THOMAS R. BRETT Date 6-20-83

UNITED STATES DISTRICT COURT

Northern District of Oklahoma

FILED
IN OPEN COURT

JUN 20 1983

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

United States of America

vs.

OMER CARROTHERS,
a/k/a Louther J. Cruthers,
a/k/a Luther J. Cruthers,
a/k/a Lou Cruthers

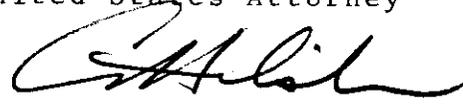
Criminal No. 83-CR-11-BT

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 the INDICTMENT hereby dismisses ~~the~~ Cts 1 thru 12 & Cts 17 thru 23 of / against (indictment, information, complaint)

OMER CARROTHERS, defendant.

FRANK KEATING
United States Attorney



Asst. United States Attorney

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

S/ THOMAS R. BRETT

United States District Judge

Date: 6-20-83

DEFENDANT

FREDDIE J. CART RIGHT, II

NORTHEAST DISTRICT OF OKLAHOMA

DOCKET NO.

83-CR-39-07-E

JUDGMENT AND PROBATION/COMMITMENT ORDER

AO-245 (6/74)

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

MONTH 6 DAY 16 YEAR 83

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 Ernest Bedford, Ct. Apptd. (Name of counsel)

FILED

PLEA

GUILTY, and the court being satisfied that there is a factual basis for the plea, NOLO CONTENDERE, NOT GUILTY

JUN 16 1983

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., Sections 843(a)(3) & 846, as charged in Counts 1, 10 and 13 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: Counts 1, 10 & 13 - For treatment and supervision pursuant to Title 18, U.S.C., Section 5010(b) until discharged by the U.S. Parole Commission as provided by law, as to each count, counts 10 and 13 to run concurrently with sentence imposed in Count 1.

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, institution for treatment of drug abuse.

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

SIGNED BY

U.S. District Judge

U.S. Magistrate

JAMES B. ELLISON

Date

6-16-83

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

FILED

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 vs.)
)
 CLARK HENRY McNUTT,)
)
 Defendant.)

JUN 14 1983

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

No. 82-CR-53-C

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 Count VII only of the Superseding Indictment against CLARK HENRY McNUTT, defendant.

FRANK KEATING
United States Attorney

Ben F. Baker
Assistant United States Attorney

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

W. J. [Signature]
United States District Judge

Date: 6-14-83

PHILLIP STANLEY

NORTHERN DISTRICT OF OKLAHOMA

DEFENDANT

DOCKET NO. 83-CR-45-02-E

JUDGMENT AND PROBATION/COMMITMENT ORDER

AO 245 (8/74)

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

MONTH DAY YEAR 6 13 83

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 CAROL J. RUSSO, Et. Appt. (Name of counsel)

PLEA

GUILTY, and the court being satisfied that there is a factual basis for the plea, NOLO CONTENDERE, NOT GUILTY

FINDING & JUDGMENT

There being a finding of GUILTY. Defendant has been convicted as charged of the offense(s) of having violated Title 18, U.S.C., Section 2314, 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 imposition of sentence is suspended and the defendant is hereby placed on probation for a period of FIVE (5) YEARS from this date.

SPECIAL CONDITIONS OF PROBATION

The defendant is to make restitution in the amount of \$5,326.00, at a rate determined by the Probation Office.

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.

SIGNED BY

U.S. District Judge

JAMES O. ELLISON

6-13-83

BETTY LOUISE VISC

DEFENDANT

DOCKET NO. 83-CR-49-E

JUDGMENT AND PROBATION/COMMITMENT ORDER

AO-245 (6/74)

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

MONTH DAY YEAR
6 13 83

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 Jo Stanley Glenn, Ct. Appt. (Name of counsel)

PLEA

GUILTY, and the court being satisfied that there is a factual basis for the plea, NOLO CONTENDERE, NOT GUILTY

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 495, as charged in Count 1 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...~~
Count 1 - The imposition of sentence is suspended and the defendant is hereby placed on probation for a period of EIGHTEEN (18) MONTHS from this date as provided under T. 18, U.S.C., Sec. 4216:5010(a), pursuant to the provisions of the Youth Correction Act.

SPECIAL CONDITIONS OF PROBATION

The defendant is to make restitution in the amount of \$381.00, at a rate determined by the Probation office.

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.

SIGNED BY

U.S. District Judge

U.S. Magistrate

JAMES O. ELLISON

Date

6-13-83

FILED
IN OPEN COURT

JUN 13 1983

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

UNITED STATES DISTRICT COURT

Northern District of Oklahoma

United States of America

vs.

BETTY LOUISE VISOR

Criminal No. 83-CR-49-E

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 2 & 3 of the INDICTMENT against (indictment, ~~XXXXXXXXXXXXXXXXXXXX~~)
BETTY LOUISE VISOR, defendant.

FRANK KEATING
United States Attorney

Ben F. Baker

Asst. United States Attorney

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

James D. Allison
United States District Judge

Date: 6-13-83

TOM BELL

NORTHERN DISTRICT OF OKLAHOMA

DEFENDANT

DOCKET NO. **83-CR-52-K**

JUDGMENT AND PROBATION/COMMITMENT ORDER

AO-245 (6/74)

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

MONTH DAY YEAR
6 13 83

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 **Charles Froob, Ct. Apptd.**
(Name of counsel)

PLEA

GUILTY, and the court being satisfied that there is a factual basis for the plea, NOLO CONTENDERE, NOT GUILTY

FINDING & JUDGMENT

There being a finding of ~~guilt~~ 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 472, 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 sentenced to the custody of the Attorney General and recommends, that the defendant be committed to the custody of the Attorney General and recommends, that the defendant be committed to the custody of the Attorney General and recommends,~~

Count 2 - The imposition of sentence is suspended and the defendant is hereby placed on probation for a period of TWO (2) YEARS from this date, as provided under T. 18, U.S.C., Sec. 4216: 5010(a) pursuant to the provisions of the Youth Correction Act.

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.

SIGNED BY

U.S. District Judge

James O. Ellison
James O. Ellison

6-13-83

JUN 13 1983

UNITED STATES DISTRICT COURT

NORTHERN District of OKLAHOMA

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

United States of America

vs.

TOM BELL

Criminal No. 83-CR-52-E

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 ~~XMA~~ Count 1 only of the INDICTMENT against (indictment, ~~XXXXXXXXXXXXXXXXXXXX~~) TOM BELL, defendant.

FRANK KEATING
United States Attorney

Ben F. Boher
Asst. United States Attorney

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

James D. Lister
United States District Judge

Date: 6-13-83

JACK O. TUGG

NORTH DISTRICT OF OKLAHOMA

DEFENDANT

DOCKET NO. 83-CR-55-E

JUDGMENT AND PROBATION/COMMITMENT ORDER

AO 215 (6/74)

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

MONTH 6 DAY 10 YEAR 83

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 Steven J. Adams (Retained) (Name of counsel)

PLEA

GUILTY, and the court being satisfied that there is a factual basis for the plea, NOLO CONTENDERE, NOT GUILTY

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 659 and Section 2, as charged in the Information

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 imposition of sentence of imprisonment is suspended and Defendant is placed on probation for a period of twenty-four months

SPECIAL CONDITIONS OF PROBATION

Defendant is to make restitution in the sum of \$2,104.00, which sum shall be paid in such amounts and at such times during the period of probation as determined by the Probation Officer, taking into consideration Defendant's income and ability to pay.

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,

FILED

JUN 10 1983

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

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

SIGNED BY

U.S. District Judge

X U.S. Magistrate

Date 6-10-83

BILLY CLARENCE JOHNSON, SR.

NORTHERN DISTRICT OF OKLAHOMA

DEFENDANT

DOCKET NO. **83-CR-48-E**

JUDGMENT AND PROBATION/COMMITMENT ORDER

AO-245 (8/74)

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

MONTH **6** DAY **9** YEAR **83**

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

J. Richard Johnson, Jr., Ct. Apptd.

(Name of counsel)

PLEA

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

NOLO CONTENDERE,

NOT GUILTY

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 2113(a) & (d), 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

TWELVE (12) YEARS.

IT IS 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., Sec. 4205(b)(2).

SPECIAL CONDITIONS OF PROBATION

This sentence is imposed for the primary purpose of deterrence.

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.

SIGNED BY

U.S. District Judge

U.S. Magistrate

JAMES O. ELLISON

Date

6-9-83

DEFENDANT

CHARLES GLEN TKINS

THE DISTRICT OF OKLAHOMA

DOCKET NO. 82-CR-143-02-BT

JUDGMENT AND PROBATION/COMMITMENT ORDER

AO-245 (6/74)

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

MONTH 02 DAY 01 YEAR 83

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 Ronald Mook, Retained Counsel (Name of counsel)

PLEA

GUILTY, and the court being satisfied that there is a factual basis for the plea, NOLO CONTENDERE, NOT GUILTY

FINDING & JUDGMENT

There being a finding of 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 count one of the indictment.

FILED JUN - 8 1983

SENTENCE OR PROBATION ORDER

The court asked whether defendant had anything to say why judgment should not be pronounced... Count 1 - One (1) year, defendant may become eligible for parole at such time as the U.S. Parole Commission may determine as provided in Title 18, U.S.C.A., Sec. 4205(f). It is further ordered that the defendant serve a special parole term of Two (2) years. It is further ordered that the defendant is fined \$1,000.00 to be paid within one year from this date.

SPECIAL CONDITIONS OF PROBATION

It is further ordered that the defendant present himself to the designated institution by 11:00 a.m. on Monday, February 28, 1983. The U.S. Marshal, Tulsa, OK will advise defendant of the designated institution.

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 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, Approved as to form: Gerald Hilsher Asst. U.S. Atty.

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

SIGNED BY

U.S. District Judge

U.S. Magistrate

Signature of Thomas R. Brett

THOMAS R. BRETT

Date 6-6-83

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

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 v.)
)
 CHARLES GLEN ATKINS,)
)
 Defendant.)

No. 82-CR-143-02-BT

FILED
JUN - 8 1983
Jack C. Stone, Clerk
U.S. DISTRICT COURT

O R D E R

Before the Court for consideration is defendant's motion to correct judgment and sentence. The plaintiff, by and through Assistant United States Attorney Gerald Hilsher has no objection thereto.

It appears from the record that a defendant sentenced under 18 U.S.C. §4205(b)(2) is not eligible for parole unless the sentence exceeds one year. However, a defendant sentenced under 18 U.S.C. §4205(f) for a term not less than six months but no longer than one year may be released on parole after serving one-third of the term. Defendant herein was sentenced to one year imprisonment under 18 U.S.C. §4205(b)(2) and is therefore not eligible for parole at anytime during his one year sentence.

It is the intent of the Court that defendant be sentenced under 18 U.S.C. §4205(f). Accordingly, the Court finds defendant's motion to correct judgment and sentence should be sustained. A corrected judgment and probation/commitment order shall be entered contemporaneously herein.

IT IS SO ORDERED this 6th day of June, 1983.


THOMAS R. BRETT
UNITED STATES DISTRICT JUDGE

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

FILED

pm JUN 7 1983

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 vs.)
)
 LEROY DALE HINES)
)
 Defendant.)

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

No. 79-CR-123-C ✓

O R D E R

The Court has before it for consideration the motion of the defendant, Leroy Dale Hines, for a reduction of sentence pursuant to Rule 35 of the Federal Rules of Criminal Procedure. The defendant was found guilty by a jury of violations of Title 18 U.S.C. §§2 & 1952 and 371, and he now asks the Court to modify the sentence imposed by it upon him on April 16, 1980.

In considering defendant's motion for reduction of sentence, the Court has carefully reviewed the entire record and finds that the sentence imposed was appropriate, just and reasonable under the circumstances of this case. Therefore, the motion for reduction of sentence is hereby overruled.

It is so Ordered this 7th day of June, 1983.



H. DALE COOK
Chief Judge, U. S. District Court

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

UNITED STATES OF AMERICA,
Plaintiff,
vs.
CLYDE RONALD JOHNSTON
Defendant.

)
)
)
)
)
)
)
)
)
)
)

No. 82-CR-81

FILED

JUN 7 1983 *am*

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

ORDER

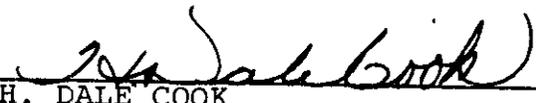
The Court has before it for consideration the motion of the defendant, Clyde Ronald Johnston, for a reduction of sentence pursuant to Rule 35 of the Federal Rules of Criminal Procedure. The defendant was convicted of the indictment charging him with a violation of Title 18 U.S.C. §1202(a)(1), and he now asks the Court to modify the sentence imposed by it upon him on November 22, 1982.

Under Rule 35, the Court retains jurisdiction to reduce a sentence for only one hundred twenty (120) days after it is imposed. The defendant's motion to reduce was received by the

Court on May 9, 1983. Clearly this is beyond the 120-day period provided by Rule 35 for the reduction of a sentence.

For the foregoing reason, it is therefore ordered that the defendant's motion for reduction of sentence be and the same is hereby overruled.

It is so Ordered this 7th day of June, 1983.



H. DALE COOK
Chief Judge, U. S. District Court

FILED

UNITED STATES DISTRICT COURT

JUL-5 1983

Northern District of Oklahoma

U. S. DISTRICT COURT

United States of America

vs.

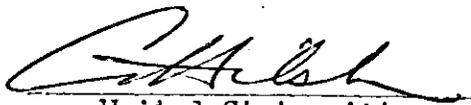
SARAH ELAINE ENGLISH

Criminal No. 83-CR-69

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 INFORMATION against ~~(XXXXXXXXXX, information, XXXXXXXXX)~~ SARAH ELAINE ENGLISH, defendant.

FRANK KEATING
United States Attorney


Asst. United States Attorney

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

S/ THOMAS R. BRETT

United States District Judge

Date: 6-3-83

GEORGE NEAL WILS

DEFENDANT

DOCKET NO.

83-CR-70-01-BT

JUDGMENT AND PROBATION/COMMITMENT ORDER

AO 245 (8/74)

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

MONTH	DAY	YEAR
6	2	83

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

Charles H. Froeb, Court Appointed

(Name of counsel)

PLEA

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

NOLO CONTENDERE,

NOT GUILTY

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 641 as charged in the Information**

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 sentenced to imprisonment for a term of six (6) months.~~

The imposition of sentence of imprisonment is suspended and defendant is placed on probation for a period of six (6) months

SPECIAL
CONDITIONS
OF
PROBATION

FILED

JUN 2 1983

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

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,

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

SIGNED BY

U.S. District Judge

U.S. Magistrate

Date

PAMELA RUTH WILSON

NORTHERN DISTRICT OF OKLAHOMA

DEFENDANT

83-CR-70-02-BT

DOCKET NO.

JUDGMENT AND PROBATION/COMMITMENT ORDER

AO-245 (6/74)

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

MONTH 6 DAY 2 YEAR 83

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.

X WITH COUNSEL

Charles H. Froeb, Court Appointed

(Name of counsel)

PLEA

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

NOLO CONTENDERE,

NOT GUILTY

FINDING & JUDGMENT

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

Defendant has been convicted as charged of the offense(s) of having violated Title 18, U.S.C., Section 641 as charged in the information

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

The imposition of sentence of imprisonment is suspended and defendant is placed on probation for a period of six (6) months

FILED JUN 2 1983 U.S. DISTRICT COURT

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.

SIGNED BY

U.S. District Judge

X U.S. Magistrate

Date