

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

FILED
FEB 29 1984

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 v.)
)
 SHARON K. TOMBLIN, MICHAEL D.)
 TOMBLIN, and DAVID H. HARPER,)
)
 Defendants.)

WACK C. SILVER, CLERK
U.S. DISTRICT COURT

145
No. 83-CR-144-BT

O R D E R

On February 24, 1984, at the conclusion of the Government's evidence, this Court granted the motion for acquittal of defendant, David H. Harper. Pursuant to that order, the Court hereby finds defendant David H. Harper is acquitted of all counts alleged against him herein, is hereby discharged and his bond is exonerated.

IT IS SO ORDERED this 29th day of February, 1984.



THOMAS R. BRETT
UNITED STATES DISTRICT JUDGE

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

FILED

LOUIS PORTER,)
)
 Plaintiff,)
)
 vs.)
)
 UNITED STATES OF AMERICA,)
)
 Defendant.)

FEB 27 1984

Jack C. Silver, Clerk

No. 84-C-114-EU. S. DISTRICT COURT
80-CR-33-E

O R D E R

NOW on this 27th day of February, 1984, the Court has before it the Motion of Louis Porter to vacate and set aside or correct sentence filed pursuant to 28 U.S.C. § 2255. The movant was found guilty by a jury and sentenced by this Court on November 7, 1980 of having violated Title 18 U.S.C. §§ 371, 1341 and 2 and 1962(a) and 1963 and 2 as charged in Counts One through Sixteen of the Indictment brought against him. Defendant Porter was sentenced to five (5) years as to each count, Counts two through sixteen to run concurrently with the sentence imposed in Count one, said sentence imposed pursuant to 18 U.S.C. § 4205(b)(2).

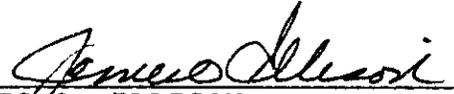
Movant thereafter filed a Motion to Reduce Sentence and/or in the Alternative Motion for Suspension of Sentence and Probation pursuant to Rule 35, which after evidentiary hearing was granted insofar as sentence was reduced from five to three years. A similar motion was reurged January 1, 1984 and denied.

Movant now asserts he was denied effective assistance of counsel at trial in violation of his sixth amendment rights;

specifically he alleges his attorney's failure to object to the Court's refusal to give the "good faith" instruction submitted by movant's trial counsel rises to a level of incompetence so as to render his assistance ineffective. Movant claims entitlement to a new trial by virtue of this revelation.

The standard this Court must follow in reviewing competency of trial counsel is set forth in Dyer v. Crisp, 613 F.2d 275 (1980). Under this, the Court finds movant's petition must fail. The record before this Court does not substantiate a claim that counsel for Defendant's representation fell below the minimum standard of reasonable skill and competence expected of a defense attorney in a criminal case.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the motion of Louis Porter to vacate, set aside or correct sentence be and is hereby denied.



JAMES O. ELLISON
UNITED STATES DISTRICT JUDGE

ROBERT LEE MORGA

NORTHERN DISTRICT OF OKLAHOMA

DEFENDANT

FILED
DOCKET NO. →

83-CR-142-01-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
2	27	84

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. 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 ~~verdict~~/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., Sections 841(a)(1) & 846, and Title 18, Section 2 as charged in Counts one and two of the Indictment.**

SENTENCE OR PROBATION ORDER

Cts. 1 & 2 - SEVEN (7) YEARS as to each count, count 2 to run concurrent with sentence imposed in count 1. Defendant may become eligible for parole at such time as the U.S. Parole Commission may determine as provided in T. 18, USC, Sec. 4205(b)(2)

SPECIAL CONDITIONS OF PROBATION

IT IS FURTHER ORDERED that the defendant serve a SPECIAL PAROLE TERM of THREE (3) YEARS.

ADDITIONAL CONDITIONS OF PROBATION

IT IS FURTHER ORDERED that the execution of this sentence is deferred until March 19, 1984, at 11:00 a.m., at which time the defendant is to report voluntarily to the designated institution. If defendant is unable to make transportation arrangements he is to report to U.S. Marshal for transport.

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

2-27-84

JON V. CHASE

THE NORTHERN DISTRICT OF OKLAHOMA

DEFENDANT

DOCKET NO. 83-CR-134-BT

JUDGMENT AND PROBATION/COMMITMENT ORDER

AO 245 (10/75)

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

MONTH	DAY	YEAR
02	24	84

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 Jack Winn, Retained Counsel

(Name of counsel)

FILED

PLEA

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

FEB 24 1984

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

FINDING & JUDGMENT

There being a finding/XXXX 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 1341 and Title 20 U.S.C., Section 1097 as charged in Counts 1,2&16 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 - Two (2) years as to each count, count 2 to run concurrent with count 1. Count 16 - Imposition of sentence is suspended and the Defendant is placed on probation for a period of Three (3) years to commence upon release by the U.S. Parole Commission.

SPECIAL CONDITIONS OF PROBATION

Defendant is ordered to make restitution in the amount of \$359,434.94 as directed by the U.S. Probation Office, Tulsa, OK.

Execution of sentence is stayed until 11:00 a.m. on March 16, 1984, at which time Defendant is to present himself to the designated institution, U.S. Marshal will advise Defendant of 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: the Defendant be placed in a minimum security institution. Jack Morgan 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 2-24-84

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

FILED
IN OPEN COURT

FEB 24 1984

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

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
vs.)
)
COLLEGIATE RECOVERY and)
CREDIT ASSISTANCE PROGRAMS,)
INC.,)
)
)
)
)
Defendant.)

No. 83-CR-134-B

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 COUNTS 1 - 16 INCLUSIVE, of the INDICTMENT against COLLEGIATE RECOVERY and CREDIT ASSISTANCE PROGRAMS, INC., defendant.



JACK MORGAN
Assistant United States Attorney
460 U. S. Courthouse
Tulsa, OK. 74103
(918) 581-7463

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



United States District Judge

Date: February 24, 1984

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

JON V. CHASE,

Defendant.

FILED
IN OPEN COURT

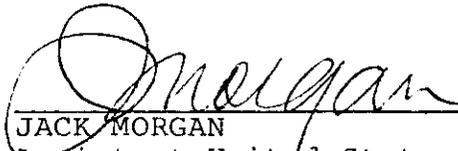
FEB 24 1984

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

No. 83-CR-134-B

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 COUNTS 3 - 15 INCLUSIVE, of the INDICTMENT against JON V. CHASE, defendant.



JACK MORGAN
Assistant United States Attorney
460 U. S. Courthouse
Tulsa, OK. 74103
(918) 581-7463

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


United States District Judge

Date: February 24, 1984

NORTHER DISTRICT OF OKLAHOMA

DEFENDANT

CLAYTON EUGENE MASON

DOCKET NO. 83-CR-127-C

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
2	23	1984

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 Phil Frazier, 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

FEB 23 1984

Jack C. Silver, 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. §2113(a) and (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

FIVE (5) YEARS, pursuant to Title 18, U.S.C., §4205 (b) (2).

SPECIAL CONDITIONS OF PROBATION

IT IS FURTHER ORDERED that the execution of sentence is deferred until March 12, 1984, 9:00 a.m. at which time the defendant is to present himself to the U. S. Marshal at Tulsa, Oklahoma, or directly to an institution at the direction of the Marshal, in execution of said sentence.

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

H. Dale Cook

Date February 23, 1984

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

FILED
IN OPEN COURT

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 vs.)
)
 FREDIA LAVONNE GANT,)
)
 Defendant.)

jm FEB 17 1984

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

No. 83-CR-130-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 Counts 1, 2, 4, 5, and 6 of the Information against FREDIA LAVONNE GANT, defendant.

LAYN R. PHILLIPS
United States Attorney

L. Phillips
Assistant United States Attorney
Ben F. Baker

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

W. Salebrook
United States District Judge

Date: 2-17-84

DEFENDANT

FREDA LAVONNE GANT

NORTHERN DISTRICT OF OKLAHOMA

DOCKET NO. 83-CR-130-C

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
2	17	1984

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

Joseph F. Clark, Jr., 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

FEB 17 1984

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., §656, as charged in Count 3 of 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 committed to the custody of the Attorney General or his authorized representative for imprisonment for a period of

Count Three (3) - THE IMPOSITION OF SENTENCE is hereby suspended and the Defendant is placed on Probation for a period of Four (4) Years.

SPECIAL CONDITIONS OF PROBATION

In addition to the usual conditions of probation, the Defendant shall comply with the Plea Agreement entered in this case.

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

H. Dale Cook

Date February 17, 1984

Certified this 17th day of February, 1984. Rosanne J. Miller Deputy

BEVERLY BLUE, a, a Beverly
Gibreath

NORTHERN DISTRICT OF OKLAHOMA

DEFENDANT

DOCKET NO. 83-CR-152-01-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
2 15 84

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 Jeffrey Fischer, Retained FILED
(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 ~~fact~~ 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 the Indictment.**

Jack C. Silver, Clerk
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

EIGHTEEN (18) MONTHS, with a Special Parole Term of TWO (2) YEARS.

IT IS FURTHER ORDERED that the execution of sentence is deferred until March 7, 1984, at no later than 4:00 p.m., at which time the defendant is to report to the designated institution via his own transportation

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

U.S. Magistrate

James O. Ellison

Date

2-15-84

GARY DEWAYNE PAR

DEFENDANT

83-CR-148-R

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 2 DAY 8 YEAR 84

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

Fred Staggs, Retained

(Name of counsel)

FEB - 8 1984

PLEA

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

NOLO CONTENDERE,

Jack C. Silver, Clerk
NOT GUILTY
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 472, 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 COURT~~
~~HEREBY CONVICTIONED THE DEFENDANT 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 FOUR (4) YEARS from this date.

SPECIAL
CONDITIONS
OF
PROBATION

The Special Condition of Probation is that the defendant make restitution in the amount of \$400.00, in payments as 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
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

James O. Ellison

Date

2-8-84

DEFENDANT

BOBBY RUSSELL BROWN

THE NORTHERN DISTRICT OF OKLAHOMA

DOCKET NO. 83-CR-8-B

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 (08), YEAR (84)

COUNSEL

WITHOUT COUNSEL... WITH COUNSEL Van N. Eden, Court Appointed 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 is discharged

Defendant has been convicted as charged of the offense(s) of having violated Title 18, U. S. C., Section 871 as charged in count one of the two count 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

Eighteen (18) months to run consecutively to the State sentence the defendant is currently serving.

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,

Approved as to form:

Signature of John S. Morgan, Asst. U.S. Attorney

United States District Court Northern District of Oklahoma. I hereby certify that this is a true copy of the original on file in this Court.

Jack C. Silver, Clerk

Signature of Deputy Clerk

SIGNED BY U.S. District Judge

U.S. Magistrate

THOMAS D BRETT

2-9-84

FILED FEB - 8 1984 JACK C. SILVER, CLERK U.S. DISTRICT COURT

ALICE L. BLAIR

NORTHERN DISTRICT OF OKLAHOMA

DEFENDANT

DOCKET NO. 83-CR-149-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
2	1	84

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 Froese, Ct. Apptd. (Name of counsel)

F L L C O

PLEA

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

FEB 1 1984 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 495, 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

The imposition of sentence is suspended and the defendant is hereby placed on probation for a period of THREE (3) YEARS, from this date.

SPECIAL CONDITIONS OF PROBATION

SPECIAL CONDITION OF PROBATION is that the defendant make restitution in the amount of \$190.00, in payments as 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 2-1-84

DEFENDANT BILLY LEE CHEATE NORTHERN DISTRICT OF OKLAHOMA
DOCKET NO. 83-CR-151-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
2	1	84

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 Sandra Fogley Houston, Ct. Appd. F I L E D
(Name of counsel)

PLEA GUILTY, and the court being satisfied that there is a factual basis for the plea, NOLO CONTENDERE, NOT GUILTY
FEB - 1984
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 495, as charged in Count two of the Indictment.**

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~~

SENTENCE OR PROBATION ORDER **COUNT 2 - The imposition of sentence is suspended and the defendant is hereby placed on probation for a period of THREE (3) YEARS, from this date.**

SPECIAL CONDITIONS OF PROBATION **SPECIAL CONDITION OF PROBATION, is that the defendant make restitution in the amount of \$350.00, in payments as 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
 U.S. Magistrate
Date 2-1-84

FILED
IN OPEN COURT

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

FEB - 1 1984

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 vs.)
)
 BILLY LEE CHEATER,)
)
 Defendant.)

F. C. S. v. Clerk
U.S. DISTRICT COURT

No. 83-CR-151-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 Count 1 of the Indictment against BILLY LEE CHEATER, defendant.

LAYN R. PHILLIPS
United States Attorney

Ben F. Baker

Assistant United States Attorney

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

James O. Ollman
United States District Judge

Date: 2-1-84