

DATE 10-29-92

United States District Court

NORTHERN

District of OKLAHOMA

FILED
OCT 29 1992
U.S. DISTRICT COURT
NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA

V.

ARTURO BARRERA SANCHEZ

(Name of Defendant)

JUDGMENT IN A CRIMINAL CASE
(For Offenses Committed On or After November 1, 1987)

Case Number: 92-CR-004-001

Steven W. Vincent & H. Tati Saniesteban
Defendant's Attorney

THE DEFENDANT:

- pleaded guilty to count(s) One (1) of the Superseding Indictment
- was found guilty on count(s) _____ after a plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

<u>Title & Section</u>	<u>Nature of Offense</u>	<u>Date Offense Concluded</u>	<u>Count Number(s)</u>
21:846, 841(a)(1) and 841(b)(1)(C)	Conspiracy to Possess With Intent To Distribute Marijuana	12-17-91	One (1)

The defendant is sentenced as provided in pages 2 through 3 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- The defendant has been found not guilty on count(s) _____ and is discharged as to such count(s).
- ~~Count(s)~~ The Original Indictment (is)(are) dismissed on the motion of the United States.
- It is ordered that the defendant shall pay a special assessment of \$ 50, for count(s) One of the Superseding Indictment, which shall be due immediately as follows:

IT IS FURTHER ORDERED that the defendant shall notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid.

Defendant's Soc. Sec. No.: 451-45-6454

Defendant's Date of Birth: 12-01-65

Defendant's Mailing Address:

3436 Memphis
El Paso, Texas 79930

Defendant's Residence Address:

El Paso, Texas 79930

October 22, 1991

Date of Imposition of Sentence

James O. Ellison
Signature of Judicial Officer

James O. Ellison, Chief U.S. District Judge

Name & Title of Judicial Officer

Date

Defendant: ARTURO BARRERA SANCHEZ
 Case Number: 92-CR-004-001-E

Judgment—Page 2 of 3

PROBATION

The defendant is hereby placed on probation for a term of Four (4) years on Count One of the
Superseding Indictment

While on probation, the defendant shall not commit another Federal, state, or local crime, shall not illegally possess a controlled substance, and shall not possess a firearm or destructive device. The defendant also shall comply with the standard conditions that have been adopted by this court (set forth below). If this judgment imposes a fine or a restitution obligation, it shall be a condition of probation that the defendant pay any such fine or restitution. The defendant shall comply with the following additional conditions:

STANDARD CONDITIONS OF SUPERVISION

While the defendant is on probation pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer within 72 hours of any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirements.

Office.

Defendant: ARTURO BARRERA SANCHEZ
Case Number: 92-CR-004-001-E

STATEMENT OF REASONS

The court adopts the factual findings and guideline application in the presentence report.

OR

The court adopts the factual findings and guideline application in the presentence report except (see attachment, if necessary):
The Court lowers the amount of marijuana in the offense conduct to 1,122 pounds, which provides for a decrease in the base offense level to a level 26.

Guideline Range Determined by the Court:

Total Offense Level: 26

Criminal History Category: II

Imprisonment Range: 70 to 87 months

Supervised Release Range: 3 to 5 years

Fine Range: \$ 12,500 to \$ 1,000,000

Fine is waived or is below the guideline range, because of the defendant's inability to pay.

Restitution: \$ 0

Full restitution is not ordered for the following reason(s):

The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

OR

The sentence is within the guideline range, that range exceeds 24 months, and the sentence is imposed for the following reason(s):

OR

The sentence departs from the guideline range

upon motion of the government, as a result of defendant's substantial assistance.

for the following reason(s):

United States District Court
Northern District of California
Honorable [Name]

By Smith
Deputy

DATE 10-29-92

FILED
OCT 29 1992
F. M. LAWRENCE
CLERK
U.S. DISTRICT COURT
NORTHERN DISTRICT

United States District Court

Northern District of Oklahoma

UNITED STATES OF AMERICA
v.

JUDGMENT IN A CRIMINAL CASE (For Offenses Committed On or After November 1, 1987)

SHIWILA METISHA WILLIS
(Name of Defendant)

Case Number: 91-CR-149-E

Rob Nigh (FPD)

Defendant's Attorney

THE DEFENDANT:

- pleaded guilty to count(s) One, Two, and Three of the Superseding Indictment
- was found guilty on count(s) _____ after a plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

Title & Section	Nature of Offense	Date Offense Concluded	Count Number(s)
21:841(a)(1) and 21:841(b)(1)(B)(iii)	Distribution of Cocaine Base In Excess of Five (5) Grams	08-31-90	One (1)
21:841(a)(1)	Distribution of Cocaine Base	11-19-91	Two (2)
21:841(a)(1)	Distribution of Cocaine Base	11-20-91	Three (3)

The defendant is sentenced as provided in pages 2 through 4 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

The defendant has been found not guilty on count(s) _____ and is discharged as to such count(s).

Count(s) One and Two of the Indictment (is)(are) dismissed on the motion of the United States.

It is ordered that the defendant shall pay a special assessment of \$ 150 for count(s) One, Two & Three of Superseding Indictment which shall be due immediately as follows:

IT IS FURTHER ORDERED that the defendant shall notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid.

Defendant's Soc. Sec. No.: 448-80-0957

Defendant's Date of Birth: 04-29-72

Defendant's Mailing Address:

215 West Tecumseh
Tulsa, Oklahoma 74106

Defendant's Residence Address:

215 West Tecumseh
Tulsa, Oklahoma 74106

October 22, 1992

Date of Imposition of Sentence

James O. Ellison
Signature of Judicial Officer

James O. Ellison, Chief U.S. District Judge

Name & Title of Judicial Officer

Oct 29 1992
Date

Defendant: SHIWILA METISHA WILLIS
Case Number: 91-CR-149-E

Judgment—Page 2 of 4

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of As to Counts One, Two, and Three, five (5) years on each count, to run concurrently with each other.

The court makes the following recommendations to the Bureau of Prisons:

- The defendant is remanded to the custody of the United States marshal.
- The defendant shall surrender to the United States marshal for this district,

- at _____ a.m. _____ p.m. on _____.
- as notified by the United States marshal.

- The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons,
 - before 2 p.m. on 11-27-92 ~~provided that her current bond is re-endorsed, or a new bond is posted of the same amount.~~
 - as notified by the United States marshal.
 - as notified by the probation office.

RETURN

I have executed this judgment as follows:

Defendant delivered on _____ to _____ at _____, with a certified copy of this judgment.

By _____ Deputy Marshal

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of _____
As to Counts One, Two, and Three, sixty (60) months each count, to
run concurrently with each other.

While on supervised release, the defendant shall not commit another federal, state, or local crime and shall not illegally possess a controlled substance. The defendant shall comply with the standard conditions that have been adopted by this court (set forth below). If this judgment imposes a restitution obligation, it shall be a condition of supervised release that the defendant pay any such restitution that remains unpaid at the commencement of the term of supervised release. The defendant shall comply with the following additional conditions:

- The defendant shall report in person to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.
- The defendant shall pay any fines that remain unpaid at the commencement of the term of supervised release.
- The defendant shall not possess a firearm or destructive device.

That the defendant submit to drug testing, and if necessary drug treatment, as directed by the U. S. Probation Officer.

That the defendant participate in any educational and/or vocational program that may be available, as directed by the U.S. Probation Office.

STANDARD CONDITIONS OF SUPERVISION

While the defendant is on supervised release pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer within 72 hours of any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) The defendant shall submit to urinalysis testing as directed by the U. S. Probation

Defendant: SHIWILA METISH WILLIS
Case Number: 91-CR-149-E

Judgment—Page 4 of 4

STATEMENT OF REASONS

The court adopts the factual findings and guideline application in the presentence report.

OR

The court adopts the factual findings and guideline application in the presentence report except (see attachment, if necessary):

Guideline Range Determined by the Court:

Total Offense Level: 24

Criminal History Category: II

Imprisonment Range: 60 to 71 months

Supervised Release Range: 4 to 5 years

Fine Range: \$ 10,000 to \$ 4,000,000

Fine is waived or is below the guideline range, because of the defendant's inability to pay.

Restitution: \$

Full restitution is not ordered for the following reason(s):

The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

OR

The sentence is within the guideline range, that range exceeds 24 months, and the sentence is imposed for the following reason(s):

OR

The sentence departs from the guideline range

upon motion of the government, as a result of defendant's substantial assistance.

for the following reason(s):

United States District Court 1 SS
Northern District of California
I hereby certify that the foregoing
is a true and correct copy of the original.
By [Signature]
Deputy

United States District Court

Northern DISTRICT OF Oklahoma

ENTERED ON DOCKET
DATE 10-29-92

UNITED STATES OF AMERICA

JUDGMENT OF ACQUITTAL

V.

Leonard James Ternes

CASE NUMBER: 92-CR-095-001-C

The Defendant was found not guilty. IT IS ORDERED that the Defendant is acquitted, discharged, and any bond exonerated.

Only as to Count Two of the Indictment.

FILED

jm OCT 28 1992

Richard M. Lawrence, Clerk
U. S. DISTRICT COURT
NORTHERN DISTRICT OF OKLAHOMA

H. Dale Cook

Signature of Judicial Officer
The Honorable H. Dale Cook
U. S. District Judge

Name and Title of Judicial Officer

Date

DATE 10.28.92

OCT 28 1992

United States District Court

NORTHERN

District of

OKLAHOMA

Richard M. Lawrence, Clerk
U. S. DISTRICT COURT
NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA

V.

DANNY M. NEIGHBORS

(Name of Defendant)

JUDGMENT IN A CRIMINAL CASE (For Offenses Committed On or After November 1, 1987)

Case Number: 92-CR-027-001-C

Stanley Monroe

Defendant's Attorney

THE DEFENDANT:

- pleaded guilty to count(s) _____
- was found guilty on count(s) One through Forty-five of the Indictment after a plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

Title & Section	Nature of Offense	Date Offense Concluded	Count Number(s)
21:USC:841(a)(1)	Possession With Intent to Distribute a Controlled Substance	March, 1991	1-15
21:USC:843(a)(3) and (c)	Obtaining Possession of a Controlled Drug by Fraud	March, 1991	16-42
21:USC:827(a)(3) and 843(a)(4)(A) and 843(c)	Omission of Records of Distribution of Controlled Substance	March, 1991	43
18:USC:666(a)(1)(A)	Embezzlement of Property Valued at \$5,000 or More	March, 1991	44-45

The defendant is sentenced as provided in pages 2 through 5 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- The defendant has been found not guilty on count(s) _____ and is discharged as to such count(s).
- Count(s) _____ (is)(are) dismissed on the motion of the United States.
- It is ordered that the defendant shall pay a special assessment of \$ 2,250, for count(s) One through Forty-five of the _____ which shall be due immediately as follows:
Indictment

IT IS FURTHER ORDERED that the defendant shall notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid.

Defendant's Soc. Sec. No.: 447-42-2304

Defendant's Date of Birth: 11-04-44

Defendant's Mailing Address:
7762 S. Fulton

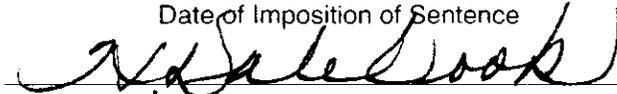
Tulsa, Oklahoma 74136

Defendant's Residence Address:

MJ

October 25, 1992

Date of Imposition of Sentence



Signature of Judicial Officer

H. Dale Cook, U.S. District Judge

Name & Title of Judicial Officer

United States District Court)
Northern District of Oklahoma) SS

I hereby certify that the foregoing is a true copy of the original on file in this Court.

Richard M. Lawrence, Clerk

By R. Miller
Deputy

Date

Defendant: Danny M. Neighbors
Case Number: 92-CR-027-001-C

Judgment - Page 2 of 5

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of _____

Counts 1 - 15: 78 months per count

Counts 16-43: 28 months per count

Counts 44-45: 78 months per count

Sentences in all counts to run concurrently

The court makes the following recommendations to the Bureau of Prisons:

- The defendant is remanded to the custody of the United States marshal.
- The defendant shall surrender to the United States marshal for this district,

- at _____ a.m.
- at _____ p.m. on _____
- as notified by the United States marshal.

The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons,

- ~~November 30, 1992~~ November 30, 1992, at 9:00 a.m.
- as notified by the United States marshal.
- as notified by the probation office.

RETURN

I have executed this judgment as follows:

Defendant delivered on _____ to _____ at _____

_____, with a certified copy of this judgment.

United States Marshal

By _____
Deputy Marshal

Defendant: Danny M. Neighbors
Case Number: 92-CR-027-001-C

Judgment--Page 3 of 5

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of _____
Cts. 1-15: 4 years; Cts. 16-43: 1 year; Cts. 44-45: 3 years. All counts to run
concurrently.

While on supervised release, the defendant shall not commit another federal, state, or local crime and shall not illegally possess a controlled substance. The defendant shall comply with the standard conditions that have been adopted by this court (set forth below). If this judgment imposes a restitution obligation, it shall be a condition of supervised release that the defendant pay any such restitution that remains unpaid at the commencement of the term of supervised release. The defendant shall comply with the following additional conditions:

- The defendant shall report in person to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.
- The defendant shall pay any fines that remain unpaid at the commencement of the term of supervised release.
- The defendant shall not possess a firearm or destructive device.
Restitution payments shall begin upon the defendant's incarceration.
Pay any remaining restitution amount as directed by the U.S. Probation Office.

STANDARD CONDITIONS OF SUPERVISION

While the defendant is on supervised release pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer within 72 hours of any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) the defendant shall submit to urinalysis testing as directed by the U.S. Probation

Defendant: Danny M. Neighbors
Case Number: 92-CR-027-001-C

Judgment—Page 4 of 5

RESTITUTION AND FORFEITURE

RESTITUTION

The defendant shall make restitution to the following persons in the following amounts:

<u>Name of Payee</u>	<u>Amount of Restitution</u>
Morton Comprehensive Health Services 603 E. Pine Tulsa, Oklahoma 74106	\$35,040

Payments of restitution are to be made to:

- the United States Attorney for transfer to the payee(s).
- the payee(s).

Restitution shall be paid:

- in full immediately.
- in full not later than _____.
- in equal monthly installments over a period of _____ months. The first payment is due on the date of this judgment. Subsequent payments are due monthly thereafter.
- in installments according to the following schedule of payments:

As directed by the U.S. Probation Office

Any payment shall be divided proportionately among the payees named unless otherwise specified here.

FORFEITURE

The defendant is ordered to forfeit the following property to the United States:

Defendant: **Danny M. Neighbors**
Case Number: **92-CR-027-001-C**

Judgment—Page 5 of 5

STATEMENT OF REASONS

The court adopts the factual findings and guideline application in the presentence report.

OR

The court adopts the factual findings and guideline application in the presentence report except (see attachment, if necessary):

Guideline Range Determined by the Court:

Total Offense Level: 28

Criminal History Category: I

Imprisonment Range: 78 to 97 months

Supervised Release Range: 3 to 5 years [Cts. 1-15: 3-5 yrs.; Cts. 16-43: 1 yr.;
Cts. 44-45: 2-3 yrs.]

Fine Range: \$ 12,500 to \$ 15,000,000

Fine is waived or is below the guideline range, because of the defendant's inability to pay.

Restitution: \$ 35,040

Full restitution is not ordered for the following reason(s):

The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

OR

The sentence is within the guideline range, that range exceeds 24 months, and the sentence is imposed for the following reason(s):

OR

The sentence departs from the guideline range

upon motion of the government, as a result of defendant's substantial assistance.

for the following reason(s):

ENTERED ON DOCKET

FILED
OCT 27 1992

10-27-92
United States District Court

NORTHERN

District of

OKLAHOMA

Sherry M. Lawrence, Clerk
U.S. District Court
Northern District of Oklahoma

UNITED STATES OF AMERICA

V.

Sherry McClary

(Name of Defendant)

JUDGMENT IN A CRIMINAL CASE
(For Offenses Committed On or After November 1, 1987)

Case Number: 92-CR-078-001-E

Stephen Greubel

Defendant's Attorney

THE DEFENDANT:

- pleaded guilty to count(s) One of the Information
- was found guilty on count(s) _____ after a plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

Title & Section	Nature of Offense	Date Offense Concluded	Count Number(s)
18:1341	Mail Fraud	11-28-90	One

The defendant is sentenced as provided in pages 2 through 4 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- The defendant has been found not guilty on count(s) _____ and is discharged as to such count(s).
- Count(s) _____ (is)(are) dismissed on the motion of the United States.
- It is ordered that the defendant shall pay a special assessment of \$ 50, for count(s) One of the Information, which shall be due immediately as follows:

IT IS FURTHER ORDERED that the defendant shall notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid.

Defendant's Soc. Sec. No.: 446-66-1263

Defendant's Date of Birth: 10-22-54

Defendant's Mailing Address:

3412 West 59th St.
Tulsa, Oklahoma 74107

Defendant's Residence Address:

Same

October 20, 1992

Date of Imposition of Sentence

James O. Ellison
Signature of Judicial Officer
The Honorable James O. Ellison
Chief U.S. District Judge

Name & Title of Judicial Officer

Date

SW

Defendant: Sherry McClary
Case Number: 92-CR-078-001-E

Judgment—Page 2 of 4

PROBATION

The defendant is hereby placed on probation for a term of two years

While on probation, the defendant shall not commit another Federal, state, or local crime, shall not illegally possess a controlled substance, and shall not possess a firearm or destructive device. The defendant also shall comply with the standard conditions that have been adopted by this court (set forth below). If this judgment imposes a fine or a restitution obligation, it shall be a condition of probation that the defendant pay any such fine or restitution. The defendant shall comply with the following additional conditions:

1. Restitution of \$1,200 to be paid as listed on page 3.
2. The defendant is to serve one month of home detention with electronic monitoring, to commence October 22, 1992, as directed by the U.S. Probation Office.

STANDARD CONDITIONS OF SUPERVISION

While the defendant is on probation pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer within 72 hours of any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) the defendant shall submit to random urinalysis as directed by the U.S. Probation Office.

Defendant: Sherry McClary
 Case Number: 92-CR-078-001-E

RESTITUTION AND FORFEITURE

RESTITUTION

The defendant shall make restitution to the following persons in the following amounts:

<u>Name of Payee</u>	<u>Amount of Restitution</u>
Anne Goertz c/o Brian Watt 2642 East 21st Tulsa, Oklahoma	\$ 200
Fourth National Bank of Tulsa 515 South Boulder Tulsa, Oklahoma 74103	\$1,000

Payments of restitution are to be made to:

- the United States Attorney for transfer to the payee(s).
- the payee(s).

Restitution shall be paid:

- in full immediately.
- in full not later than _____.
- in equal monthly installments over a period of _____ months. The first payment is due on the date of this judgment. Subsequent payments are due monthly thereafter.

in installments according to the following schedule of payments:
 as directed by the U.S. Probation Office.

Any payment shall be divided proportionately among the payees named unless otherwise specified here.

FORFEITURE

The defendant is ordered to forfeit the following property to the United States:

Defendant: **Sherry McClary**
Case Number: **92-CR-078-001-E**

Judgment—Page 4 of 4

STATEMENT OF REASONS

The court adopts the factual findings and guideline application in the presentence report.

OR

The court adopts the factual findings and guideline application in the presentence report except (see attachment, if necessary):

Guideline Range Determined by the Court:

Total Offense Level: 7

Criminal History Category: I

Imprisonment Range: 1 to 7 months

Supervised Release Range: 2 to 3 years

Fine Range: \$ 500 to \$ 1,000,000

Fine is waived or is below the guideline range, because of the defendant's inability to pay.

Restitution: \$ 1,200

Full restitution is not ordered for the following reason(s):

The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

OR

The sentence is within the guideline range, that range exceeds 24 months, and the sentence is imposed for the following reason(s):

OR

The sentence departs from the guideline range

upon motion of the government, as a result of defendant's substantial assistance.

for the following reason(s):

United States District Court
Northern District of Illinois
I hereby certify that this judgment is a true and correct copy of the original as filed in the Court.
Respectfully,
By _____ Deputy

ENTERED ON DOCKET

DATE 10-27-92

United States District Court

NORTHERN

District of

OKLAHOMA

FILED
OCT 27 1992
Richard M. Lawler
U.S. DISTRICT COURT
NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA

V.

Jay Sung Lee

(Name of Defendant)

JUDGMENT IN A CRIMINAL CASE
(For Offenses Committed On or After November 1, 1987)

Case Number: 92-CR-064-001-E

Pete Silva, Jr. (Retained)

Defendant's Attorney

THE DEFENDANT:

- pleaded guilty to count(s) One of the Information
- was found guilty on count(s) _____ after a plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

<u>Title & Section</u>	<u>Nature of Offense</u>	<u>Date Offense Concluded</u>	<u>Count Number(s)</u>
18:1542	Making a False Statement in an Application for a Passport	July 8, 1992	One

The defendant is sentenced as provided in pages 2 through 3 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- The defendant has been found not guilty on count(s) _____ and is discharged as to such count(s).
- Count(s) _____ (is)(are) dismissed on the motion of the United States.
- It is ordered that the defendant shall pay a special assessment of \$ 50, for count(s) One of the Information, which shall be due immediately as follows:

IT IS FURTHER ORDERED that the defendant shall notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid.

Defendant's Soc. Sec. No.: 417-88-0046

Defendant's Date of Birth: 12-08-57

Defendant's Mailing Address:

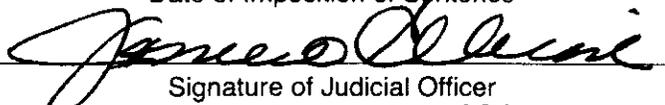
1074-D East 57th Place
Tulsa, Oklahoma 74105

Defendant's Residence Address:

Same

October 20, 1992

Date of Imposition of Sentence


Signature of Judicial Officer
The Honorable James O. Ellison
Chief U.S. District Judge

Name & Title of Judicial Officer

Date

Defendant: Jay Sung Lee
Case Number: 92-CR-064-001-E

Judgment—Page 2 of 3

PROBATION

The defendant is hereby placed on probation for a term of fourteen months.

While on probation, the defendant shall not commit another Federal, state, or local crime, shall not illegally possess a controlled substance, and shall not possess a firearm or destructive device. The defendant also shall comply with the standard conditions that have been adopted by this court (set forth below). If this judgment imposes a fine or a restitution obligation, it shall be a condition of probation that the defendant pay any such fine or restitution. The defendant shall comply with the following additional conditions:

1. If, after a mental health assessment is completed, the U.S. Probation Office determines that the defendant would benefit from treatment, the defendant shall participate in an appropriate mental health treatment program, as directed by the U.S. Probation Office. If an assessment does not indicate that mental health treatment is necessary, the defendant is not required to participate in any such treatment program.

STANDARD CONDITIONS OF SUPERVISION

While the defendant is on probation pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer within 72 hours of any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) the defendant shall submit to random urinalysis as directed by the U.S. Probation Office.

Defendant: Jay Sung Lee
Case Number: 92-CR-064-001-E

Judgment—Page 3 of 3

STATEMENT OF REASONS

The court adopts the factual findings and guideline application in the presentence report.

OR

The court adopts the factual findings and guideline application in the presentence report except (see attachment, if necessary):

Guideline Range Determined by the Court:

Total Offense Level: 4

Criminal History Category: I

Imprisonment Range: 0 to 6 months

Supervised Release Range: 2 to 3 years

Fine Range: \$ 250 to \$ 5,000

Fine is waived or is below the guideline range, because of the defendant's inability to pay. The Court does not believe a fine is warranted by the circumstances of this case.
Restitution: \$

Full restitution is not ordered for the following reason(s):

The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

OR

The sentence is within the guideline range, that range exceeds 24 months, and the sentence is imposed for the following reason(s):

OR

The sentence departs from the guideline range

upon motion of the government, as a result of defendant's substantial assistance.

for the following reason(s):

United States District Court)
Northern District of California) SS
[Signature]
is a true and correct copy of the original
in this case.
[Signature]
Clerk

FILED ON DOCKET
DATE 10-27-92

United States District Court

Northern District of Oklahoma

FILED
OCT 27 1992
Richard M. Leung
U.S. District Court
Northern District of Oklahoma

UNITED STATES OF AMERICA
V.

JUDGMENT IN A CRIMINAL CASE
(For Offenses Committed On or After November 1, 1987)

Case Number: 92-CR-011-001-E

VICKI PIATT
(Name of Defendant)

Keith Ward
Defendant's Attorney

THE DEFENDANT:

pleaded guilty to count(s) One of the Indictment
 was found guilty on count(s) --- after a plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

Title & Section	Nature of Offense	Date Offense Concluded	Count Number(s)
18:513(a)	Forged Securities	05-13-91	One

The defendant is sentenced as provided in pages 2 through 4 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

The defendant has been found not guilty on count(s) _____ and is discharged as to such count(s).
 Count(s) Two through Four of the Indictment (is/are) dismissed on the motion of the United States.
 It is ordered that the defendant shall pay a special assessment of \$ 50.00, for count(s) One of the Indictment, which shall be due immediately as follows:

IT IS FURTHER ORDERED that the defendant shall notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid.

Defendant's Soc. Sec. No.: 446-42-7379

Defendant's Date of Birth: December 14, 1945

Defendant's Mailing Address:

9917 East 106th Street North
Owasso, Oklahoma 74055

Defendant's Residence Address:

9917 East 106th Street North
Owasso, Oklahoma 74055

October 20, 1992

Date of Imposition of Sentence

James O. Ellison
Signature of Judicial Officer

James O. Ellison, Chief U. S. District Judge
Name & Title of Judicial Officer

Date

Defendant: PIATT, VICKI
 Case Number: 92-CR-011-001-E

Judgment—Page 2 of 4

PROBATION

The defendant is hereby placed on probation for a term of two (2) years on Count One of the
Indictment

While on probation, the defendant shall not commit another Federal, state, or local crime, shall not illegally possess a controlled substance, and shall not possess a firearm or destructive device. The defendant also shall comply with the standard conditions that have been adopted by this court (set forth below). If this judgment imposes a fine or a restitution obligation, it shall be a condition of probation that the defendant pay any such fine or restitution. The defendant shall comply with the following additional conditions:

- 1) The defendant shall pay restitution in the amount of \$1,065.00 to Lexus of Tulsa, 4201 South Memorial, Tulsa, Oklahoma 74145, as directed by the U. S. Probation Officer.

STANDARD CONDITIONS OF SUPERVISION

While the defendant is on probation pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer within 72 hours of any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) the defendant shall submit to urinalysis as directed by the U. S. Probation Office.
- 15) the defendant shall not possess a firearm or other dangerous weapon without the permission of the U. S. Probation Office.

Defendant: PIATT, VICKI
Case Number: 92-CR-011-001-E

RESTITUTION AND FORFEITURE

RESTITUTION

The defendant shall make restitution to the following persons in the following amounts:

Name of Payee

Amount of Restitution

Lexus of Tulsa
4201 South Memorial
Tulsa, Oklahoma 74145

\$1,065.00

Payments of restitution are to be made to:

- the United States Attorney for transfer to the payee(s).
- the payee(s).

Restitution shall be paid:

- in full immediately.
- in full not later than _____.
- in equal monthly installments over a period of _____ months. The first payment is due on the date of this judgment. Subsequent payments are due monthly thereafter.
- in installments according to the following schedule of payments:
as directed by the U. S. Probation Office.

Any payment shall be divided proportionately among the payees named unless otherwise specified here.

FORFEITURE

The defendant is ordered to forfeit the following property to the United States:

Defendant: **PIATT, VICKI**
Case Number: **92-CR-011-001-E**

STATEMENT OF REASONS

The court adopts the factual findings and guideline application in the presentence report.

OR

The court adopts the factual findings and guideline application in the presentence report except (see attachment, if necessary):

Guideline Range Determined by the Court:

Total Offense Level: 9

Criminal History Category: I

Imprisonment Range: 4 to 10 months

Supervised Release Range: 2 to 3 years

Fine Range: \$ 1,000 to \$ 10,000

Fine is waived or is below the guideline range, because of the defendant's inability to pay.

Restitution: \$ 1,065.00

Full restitution is not ordered for the following reason(s):

The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

OR

The sentence is within the guideline range, that range exceeds 24 months, and the sentence is imposed for the following reason(s):

United States District Court) SS
Northern District of California)
I hereby certify that this opinion
is a true and correct copy of the
in this court.
Richard M. Lawrence, Clerk

OR

The sentence departs from the guideline range

By _____
Deputy

upon motion of the government, as a result of defendant's substantial assistance.

for the following reason(s):

The Court departs downward to a Total Offense Level of 5, and a Criminal History Category of I. This provides for a guideline imprisonment range of 0 - 6 months.

have based its conviction was the prior inconsistent statement of Doug Marcum -- admitted solely for purposes of impeachment -- that he previously told police officers that he had purchased the "eight ball" of methamphetamine from defendant, thereby contradicting his denial on the witness stand. Based upon the government's position, Count 2 will be dismissed.

As regards Count 3, the Court has found error not raised by the defendant. §924(c)(1) provides that anyone who "uses or carries" a firearm during and in relation to a drug trafficking crime has committed a violation of law. Count 3 of the present indictment alleges that the defendant "did knowingly carry" a firearm. Defendant was not charged with "using" a firearm. Yet the Court's instructions detail the crime of "using," not "carrying" a firearm. No definition of "carry" was provided to the jury. The distinction between "use" and "carrying" is subtle and elusive. United States v. Pineda-Ortuno, 952 F.2d 98, 103 (5th Cir. 1992). The terms are not synonymous, however. It is axiomatic that a defendant may not be tried and convicted for a crime not charged in the indictment. Stirone v. United States, 361 U.S. 212, 217 (1960). Therefore, the conviction as to Count 3 may not stand.

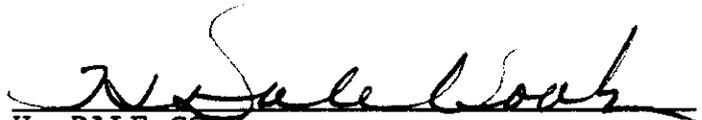
The remaining question is whether a judgment of acquittal should be entered. The Tenth Circuit has held that "carries" includes carrying a firearm in a vehicle. United States v. Cardenas, 864 F.2d 1528, 1535 (10th Cir.), cert. denied, 491 U.S. 909 (1989). The evidence in this case, that defendant had a loaded

two-shot .357 Derringer hanging in a camera bag immediately behind his seat in the truck, would have been sufficient to sustain a conviction for "carrying" a firearm, under proper instruction. Therefore, the motion for acquittal will be denied, but the motion for new trial will be granted.

It is the Order of the Court that the motion of the defendant for acquittal as to Count 3 is hereby denied.

It is the further Order of the Court that the motion of defendant for new trial is hereby denied as to Count 1 and is hereby granted as to Count 3. At the government's request, the conviction as to Count 2 is vacated and Count 2 is hereby dismissed with prejudice.

IT IS SO ORDERED this 22 day of October, 1992.


H. DALE COOK
UNITED STATES DISTRICT JUDGE

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

FILED

OCT 20 1992

Richard M. Lawrence, Clerk
U.S. DISTRICT COURT

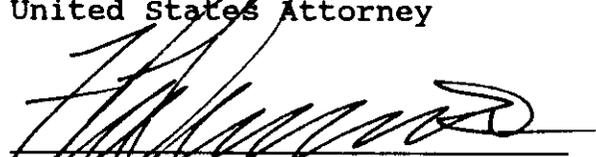
UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
v.)
)
LYMAN BRADSHAW,)
)
Defendant.)

No. 92-CR-124-B

MOTION 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 moves to dismiss without prejudice the Information against Defendant LYMAN BRADSHAW.

TONY M. GRAHAM
United States Attorney


F. L. GUNN, III
First Assistant U.S. Attorney

FILED

OCT 21 1992

Richard M. Lawrence, Clerk
U. S. DISTRICT COURT
NORTHERN DISTRICT OF OKLAHOMA

ORDER

Leave of court is granted for the filing of the foregoing motion to dismiss, and the Court hereby orders dismissal of the Information, without prejudice, as to Defendant LYMAN BRADSHAW.


THOMAS R. BRETT
United States District Judge

Date: October 21, 1992

ENTERED ON DOCKET

DATE OCT 15 1992

FILED

United States District Court

OCT 16 1992

NORTHERN District of OKLAHOMA

Richard M. Lawrence, Clerk
U.S. DISTRICT COURT

UNITED STATES OF AMERICA

V.

JUDGMENT IN A CRIMINAL CASE (For Offenses Committed On or After November 1, 1987)

VINCENT LEE BLAKLEY

Case Number: 92-CR-033-001-B

(Name of Defendant)

Jim Heslet
Defendant's Attorney

THE DEFENDANT:

- pleaded guilty to count(s) Two of the Second Superceding Indictment
- was found guilty on count(s) _____ after a plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

Title & Section	Nature of Offense	Date Offense Concluded	Count Number(s)
8:1324(a)(1)(B)	Transporting Illegal Aliens	April 1, 1992	Two

United States District Court)
Northern District of Oklahoma) SS

I hereby certify that the foregoing is a true copy of the original on file in this Court.

Richard M. Lawrence, Clerk
By [Signature]
Deputy

The defendant is sentenced as provided in pages 2 through 3 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- The defendant has been found not guilty on count(s) _____ and is discharged as to such count(s). Superceding Indictment, Superceding Indictment and Indictment in total
- Count(s) I, III & IV of the Second (s) (are) dismissed on the motion of the United States.
- It is ordered that the defendant shall pay a special assessment of \$ 50, for count(s) II of the Second Superceding Indictment, which shall be due immediately as follows:

IT IS FURTHER ORDERED that the defendant shall notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid.

Defendant's Soc. Sec. No.: 446-48-1809

Defendant's Date of Birth: 4-5-43

Defendant's Mailing Address:

Post Office Box 465
Oologah, Oklahoma 74053

Defendant's Residence Address:

See Above

October 13, 1992

Date of Imposition of Sentence

Signature of Judicial Officer

[Signature]

Name & Title of Judicial Officer
Thomas R. Brett
U.S. District Judge

Date

10-16-92

TW

Defendant: Vincent Lee Blakley
Case Number: 92-CR-033-001-B

Judgment—Page 2 of 3

PROBATION

The defendant is hereby placed on probation for a term of 24 months
On Count Two of the Second Superceding Indictment

While on probation, the defendant shall not commit another Federal, state, or local crime, shall not illegally possess a controlled substance, and shall not possess a firearm or destructive device. The defendant also shall comply with the standard conditions that have been adopted by this court (set forth below). If this judgment imposes a fine or a restitution obligation, it shall be a condition of probation that the defendant pay any such fine or restitution. The defendant shall comply with the following additional conditions:

1. The defendant shall serve the first 30 days of probation on home confinement without electronic monitoring.
2. The defendant shall complete 100 hours of community service.

STANDARD CONDITIONS OF SUPERVISION

While the defendant is on probation pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer within 72 hours of any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) the defendant shall submit to random urinalysis as directed by the U.S. Probation Office.

Defendant: Vincent Lee Blakley
Case Number: 92-CR-033-001-B

Judgment—Page 3 of 3

STATEMENT OF REASONS

The court adopts the factual findings and guideline application in the presentence report.

OR

The court adopts the factual findings and guideline application in the presentence report except (see attachment, if necessary):

Guideline Range Determined by the Court:

Total Offense Level: 7

Criminal History Category: I

Imprisonment Range: 1 to 7 months

Supervised Release Range: 2 to 3 years

Fine Range: \$ 500 to \$ 5,000

Fine is waived or is below the guideline range, because of the defendant's inability to pay.

Restitution: \$ n/a

Full restitution is not ordered for the following reason(s):

The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

OR

The sentence is within the guideline range, that range exceeds 24 months, and the sentence is imposed for the following reason(s):

OR

The sentence departs from the guideline range

upon motion of the government, as a result of defendant's substantial assistance.

for the following reason(s):

DATE OCT 16 1992

United States District Court

OCT 16 1992

NORTHERN DISTRICT OF OKLAHOMA

Richard M. Lawrence, Clerk
U.S. DISTRICT COURT

UNITED STATES OF AMERICA

V.

JUDGMENT IN A CRIMINAL CASE

Rae Ann Blakley
P.O. Box 693
Oologah, Oklahoma

Case Number: 92-CR-033-003-B

(Name and Address of Defendant)

Jay C. Baker (Retained)

Attorney for Defendant

THE DEFENDANT ENTERED A PLEA OF:

guilty nolo contendere] as to count(s) I (One) of the Information, and
 not guilty as to count(s) _____

THERE WAS A:

finding verdict] of guilty as to count(s) I (One) of the Information

THERE WAS A:

finding verdict] of not guilty as to count(s) _____
 judgment of acquittal as to count(s) _____
The defendant is acquitted and discharged as to this/these count(s).

THE DEFENDANT IS CONVICTED OF THE OFFENSE(S) OF:

Hiring Illegal Aliens
Title 8, United States Code, Section 1324a(a)(1)(A)
A Class B Misdemeanor

IT IS THE JUDGMENT OF THIS COURT THAT: The imposition of sentence be suspended and the defendant placed on probation for a period of one (1) year.

United States District Court)
Northern District of Oklahoma) SS

I hereby certify that the foregoing is a true copy of the original on file in this Court.

Richard M. Lawrence, Clerk

By [Signature]
Deputy

In addition to any conditions of probation imposed above, IT IS ORDERED that the conditions of probation set out on the reverse of this judgment are imposed.

ENTERED ON DOCKET

FILED

DATE OCT 16 1992

OCT 16 1992

United States District Court

Richard M. Lawrence, Clerk
U.S. DISTRICT COURT

NORTHERN

District of

OKLAHOMA

UNITED STATES OF AMERICA

V.

NANCY BLAKLEY

(Name of Defendant)

JUDGMENT IN A CRIMINAL CASE (For Offenses Committed On or After November 1, 1987)

Case Number: 92-CR-033-004-B

Martin Hart

Defendant's Attorney

THE DEFENDANT:

- pleaded guilty to count(s) Two II of the Second Superseding Indictment
- was found guilty on count(s) _____ after a plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

Title & Section	Nature of Offense	Date Offense Concluded	Count Number(s)
8:1324(a)(1)(B)	Transporting Illegal Aliens	April 1, 1992	Two (2)

United States District Court)
Northern District of Oklahoma) SS

I hereby certify that the foregoing is a true copy of the original on file in this Court.

Richard M. Lawrence, Clerk

By [Signature]
Deputy

The defendant is sentenced as provided in pages 2 through 3 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- The defendant has been found not guilty on count(s) _____ and is discharged as to such count(s).
- Count(s) I of Indictment; I thru IV of Superseding Indictment dismissed on the motion of the United States.
- It is ordered that the defendant shall pay a special assessment of \$ 50 for count(s) II of the Second Superseding Indictment which shall be due immediately as follows:

IT IS FURTHER ORDERED that the defendant shall notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid.

Defendant's Soc. Sec. No.: 440-46-2864

Defendant's Date of Birth: 07-14-44

Defendant's Mailing Address:
P. O. Box 465
Oologah, Oklahoma 74053

Defendant's Residence Address:
Same as above

October 13, 1992

Date of Imposition of Sentence

[Signature]

Signature of Judicial Officer

Thomas R. Brett
U. S. District Judge

Name & Title of Judicial Officer

October 13, 1992

Date

Defendant: Nancy Blakley
Case Number: 92-CR-033-004-B

Judgment—Page 2 of 3

PROBATION

The defendant is hereby placed on probation for a term of 24 months on Count Two (II) of the
Second Superseding Indictment.

While on probation, the defendant shall not commit another Federal, state, or local crime, shall not illegally possess a controlled substance, and shall not possess a firearm or destructive device. The defendant also shall comply with the standard conditions that have been adopted by this court (set forth below). If this judgment imposes a fine or a restitution obligation, it shall be a condition of probation that the defendant pay any such fine or restitution. The defendant shall comply with the following additional conditions:

- 1) The defendant shall serve one month (30 days) under home confinement to begin immediately.
- 2) The defendant shall perform 100 hours of community service at the direction of the U. S. Probation Office.

STANDARD CONDITIONS OF SUPERVISION

While the defendant is on probation pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer within 72 hours of any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) The defendant shall submit to urinalysis testing as directed by the U.S. Probation Office.

Defendant: Nancy Blakley
Case Number: 92-CR-033-004-B

Judgment—Page 3 of 3

STATEMENT OF REASONS

The court adopts the factual findings and guideline application in the presentence report.

OR

The court adopts the factual findings and guideline application in the presentence report except (see attachment, if necessary):

Guideline Range Determined by the Court:

Total Offense Level: 7

Criminal History Category: I

Imprisonment Range: 1 to 7 months

Supervised Release Range: 2 to 3 years

Fine Range: \$ 500 to \$ 5,000

Fine is waived or is below the guideline range, because of the defendant's inability to pay.

Restitution: \$ -0-

Full restitution is not ordered for the following reason(s):

The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

OR

The sentence is within the guideline range, that range exceeds 24 months, and the sentence is imposed for the following reason(s):

OR

The sentence departs from the guideline range

upon motion of the government, as a result of defendant's substantial assistance.

for the following reason(s):

FILED

ENTERED ON DOCKET **United States District Court**

OCT 15 1992

DATE OCT 15 1992 NORTHERN DISTRICT OF OKLAHOMA

Richard M. Lawrence, Clerk
U.S. DISTRICT COURT

UNITED STATES OF AMERICA

V.

JUDGMENT IN A CRIMINAL CASE

Lyle Emmett Blakley
P.O. Box 693
Oologah, Oklahoma 74053

Case Number: 92-CR-033-002-B

(Name and Address of Defendant)

R. W. Byars

Attorney for Defendant

THE DEFENDANT ENTERED A PLEA OF:

guilty nolo contendere] as to count(s) I (One) of the Information, and
 not guilty as to count(s) _____

THERE WAS A:

finding verdict] of guilty as to count(s) I (One) of the Information

THERE WAS A:

finding verdict] of not guilty as to count(s) _____

judgment of acquittal as to count(s) _____

The defendant is acquitted and discharged as to this/these count(s).

THE DEFENDANT IS CONVICTED OF THE OFFENSE(S) OF:

Hiring Illegal Aliens
Title 8, United States Code, Section 1324a(a)(1)(A)
A Class B Misdemeanor

U.S. District Court)
District of Oklahoma) SS
I hereby certify that the foregoing
is a true and correct copy of the
original.

Richard M. Lawrence, Clerk
By H. Over
Deputy

IT IS THE JUDGMENT OF THIS COURT THAT: The imposition of sentence be suspended and the defendant placed on probation for a period of one (1) year.

In addition to any conditions of probation imposed above, IT IS ORDERED that the conditions of probation set out on the reverse of this judgment are imposed.

CONDITIONS OF PROBATION

Where probation has been ordered the defendant shall:

- (1) refrain from violation of any law (federal, state, and local) and get in touch immediately with your probation officer if arrested or questioned by a law-enforcement officer;
- (2) associate only with law-abiding persons and maintain reasonable hours;
- (3) work regularly at a lawful occupation and support your legal dependents, if any, to the best of your ability. (When out of work notify your probation officer at once, and consult him prior to job changes);
- (4) not leave the judicial district without permission of the probation officer;
- (5) notify your probation officer immediately of any changes in your place of residence;
- (6) follow the probation officer's instructions and report as directed.

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 the maximum probation period of 5 years permitted by law, may issue a warrant and revoke probation for a violation occurring during the probation period.

IT IS FURTHER ORDERED that the defendant shall pay a total special assessment of \$ 10.00 pursuant to Title 18, U.S.C. Section 3013 for count(s) I (One) of the Information as follows:

Ct. I of the Indictment and Cts. I through IV of the Superseding Indictment and Second

IT IS FURTHER ORDERED THAT counts Superseding Indictment are DISMISSED on the motion of the United States.

IT IS FURTHER ORDERED that the defendant shall pay to the United States attorney for this district any amount imposed as a fine, restitution or special assessment. The defendant shall pay to the clerk of the court any amount imposed as a cost of prosecution. Until all fines, restitution, special assessments and costs are fully paid, the defendant shall immediately notify the United States attorney for this district of any change in name and address.

IT IS FURTHER ORDERED that the clerk of the court deliver a certified copy of this judgment to the United States marshal of this district.

The Court orders commitment to the custody of the Attorney General and recommends:

October 13, 1992

Date of Imposition of Sentence

Thomas R. Brett
Signature of Judicial Officer

Thomas R. Brett, U.S. District Judge

Name and Title of Judicial Officer

October 15, 1992

15 Date

RETURN

I have executed this Judgment as follows:

Defendant delivered on _____ to _____ at _____ Date

_____, the institution designated by the Attorney General, with a certified copy of this Judgment in a Criminal Case.

United States Marshal

By _____
Deputy Marshal

FILED

United States District Court

OCT - 9 1992

NORTHERN

District of

OKLAHOMA

Richard M. Lawrence, Clerk
U.S. DISTRICT COURT

UNITED STATES OF AMERICA

V.

RONALD BERT ROBERTSON

(Name of Defendant)

JUDGMENT IN A CRIMINAL CASE (For Offenses Committed On or After November 1, 1987)

Case Number: 92-CR-073-001-B

Steve Greubel (FPD)

Defendant's Attorney

THE DEFENDANT:

- pleaded guilty to count(s) One of the Information after a
- was found guilty on count(s) _____ after a plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

Title & Section	Nature of Offense	Date Offense Concluded	Count Number(s)
18:922(g)(1)	Possession of Firearms After the Former Conviction of a Felony	10/91	One

United States District Court)
Northern District of Oklahoma) SS
I hereby certify that the foregoing is a true copy of the original on file in this court.
Richard M. Lawrence, Clerk
H. One
Deputy

The defendant is sentenced as provided in pages 2 through 4 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- The defendant has been found not guilty on count(s) _____ and is discharged as to such count(s).
- Count(s) One through Four of the Indictment (are) dismissed on the motion of the United States.
- It is ordered that the defendant shall pay a special assessment of \$ 50.00, for count(s) One of the Information, which shall be due immediately as follows:

IT IS FURTHER ORDERED that the defendant shall notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid.

Defendant's Soc. Sec. No.: 447-40-2760

Defendant's Date of Birth: 01-16-44

Defendant's Mailing Address:
4071 East 27th Street
Tulsa, Oklahoma 74114

Defendant's Residence Address:
Same

October 7, 1992

Date of Imposition of Sentence

Thomas R. Brett
Signature of Judicial Officer

Thomas R. Brett, U.S. District Judge

Name & Title of Judicial Officer

10/9/92
Date

ENTERED ON DOCKET

DATE OCT 13 1992

MJ

Defendant: RONALD BERT ROBERTSON
 Case Number: 92-CR-073-001-B

Judgment—Page 2 of 4

PROBATION

The defendant is hereby placed on probation for a term of four (4) years.

While on probation, the defendant shall not commit another Federal, state, or local crime, shall not illegally possess a controlled substance, and shall not possess a firearm or destructive device. The defendant also shall comply with the standard conditions that have been adopted by this court (set forth below). If this judgment imposes a fine or a restitution obligation, it shall be a condition of probation that the defendant pay any such fine or restitution. The defendant shall comply with the following additional conditions:

- 1) That the defendant serve three months of probation in community confinement at the Salvation Army Community Correctional Center. While in that facility the defendant will be allowed to maintain employment. He is to report to the Salvation Army Community Correctional Center by 11:00 a.m., Wednesday, October 14, 1992.
- 2) Upon his completion of the three months of confinement, the defendant shall serve three months in home detention under the rules and conditions set forth by the U.S. Probation Office. The use of electronic monitoring during home confinement will be at the discretion of the U.S. Probation Office and the costs of the monitoring will be assumed by the U.S. Probation Office.
- 3) That the defendant obtain and maintain full-time employment. If the U.S. Probation Office determines that employment in a "flea market" or second-hand sales business is not appropriate the defendant will obtain an alternative form of employment.
- 4) That the defendant participate in psychological and/or psychiatric counseling, as directed by the U.S. Probation Office.

STANDARD CONDITIONS OF SUPERVISION

While the defendant is on probation pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer within 72 hours of any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) The defendant shall submit to urinalysis testing as directed by the U.S. Probation Office.

Defendant: RONALD BERT ROBERTSON
Case Number: 92-CR-073-001-B

Judgment—Page 3 of 4

FINE

The defendant shall pay a fine of \$ 500.00. The fine includes any costs of incarceration and/or supervision.

This amount is the total of the fines imposed on individual counts, as follows:

The court has determined that the defendant does not have the ability to pay interest. It is ordered that:

- The interest requirement is waived.
- The interest requirement is modified as follows:

This fine plus any interest required shall be paid:

- in full immediately.
- in full not later than 30 days from the sentencing date.
- in equal monthly installments over a period of _____ months. The first payment is due on the date of this judgment. Subsequent payments are due monthly thereafter.
- in installments according to the following schedule of payments:

If the fine is not paid, the court may sentence the defendant to any sentence which might have been originally imposed. See 18 U.S.C. § 3614.

Defendant: RONALD BERT ROBERTSON
Case Number: 92-CR-073-001-B

STATEMENT OF REASONS

The court adopts the factual findings and guideline application in the presentence report.

OR

The court adopts the factual findings and guideline application in the presentence report except (see attachment, if necessary):

Guideline Range Determined by the Court:

Total Offense Level: 10

Criminal History Category: I

Imprisonment Range: 6 to 12 months

Supervised Release Range: 2 to 3 years

Fine Range: \$ 2,000 to \$ 20,000

Fine is waived or is below the guideline range, because of the defendant's inability to pay.

Restitution: \$ -0-

Full restitution is not ordered for the following reason(s):

Not applicable in this case

The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

OR

The sentence is within the guideline range, that range exceeds 24 months, and the sentence is imposed for the following reason(s):

OR

The sentence departs from the guideline range

upon motion of the government, as a result of defendant's substantial assistance.

for the following reason(s):

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

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 v.)
)
 ARNOLD D. BURLISON,)
)
 Defendant.)

No. ~~91-CR-56-E~~

91-CR-56-E

MOTION FOR LEAVE TO DISMISS

Pursuant to Rule 48(a), Federal Rules of Criminal Procedure, in the interests of justice, and in compliance with the plea bargain in Case Number 92-CR-46-E, plaintiff hereby moves the Court for leave to dismiss, with prejudice, the Indictment in the above-styled cause.

WHEREFORE, premises considered, plaintiff prays that the instant motion be granted, and for all other proper relief.

Respectfully submitted,

TONY M. GRAHAM
United States Attorney

Kenneth P. Snoke
KENNETH P. SNOKE, OBA #8437
Assistant United States Attorney
3900 U.S. Courthouse
333 W. 4th Street
Tulsa, Oklahoma 74109
(918) 581-7463

FILED
OCT 08 1992
Richard M. Lawrence, Clerk
U.S. DISTRICT COURT
NORTHERN DISTRICT OF OKLAHOMA

ORDER

Now on this 8th day of Oct., 1992 this cause comes on to be heard in the matter of the plaintiff's motion to dismiss the Indictment in the above styled cause. The Court finds that said motion ought to be granted and the Indictment is dismissed with prejudice.

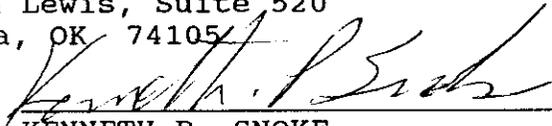
IT IS SO ORDERED.

James D. Ellison
JAMES D. ELLISON

CERTIFICATE OF SERVICE

I hereby certify that on this 30th day of September, 1992, a true and correct copy of the foregoing document, with postage fully prepaid thereon, was mailed to:

Gary L. Richardson
Richardson, Meier & Stoops
5727 South Lewis, Suite 520
Tulsa, OK 74105



KENNETH P. SNOKE

KPS:ljw

FILED

OCT - 7 1992

United States District Court

NORTHERN District of OKLAHOMA

Richard M. Lawrence, Clerk
U.S. DISTRICT COURT

UNITED STATES OF AMERICA

V.

BRIAN DALE MEYERDIRK

(Name of Defendant)

JUDGMENT IN A CRIMINAL CASE (For Offenses Committed On or After November 1, 1987)

Case Number: 91-CR-088-001-B

William Patterson

Defendant's Attorney

THE DEFENDANT:

- pleaded guilty to count(s) One of the Indictment after a
- was found guilty on count(s) _____ after a plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

Title & Section	Nature of Offense	Date Offense Concluded	Count Number(s)
18:1001	False Statement	12-12-90	1

United States District Court)
 Northern District of Oklahoma) SS
 I hereby certify that foregoing is a true copy of the judgment on file in this Court.
 Richard M. Lawrence, Clerk
 By A. Overton Deputy

The defendant is sentenced as provided in pages 2 through 4 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- The defendant has been found not guilty on count(s) _____ and is discharged as to such count(s).
- Count(s) _____ (is)(are) dismissed on the motion of the United States.
- It is ordered that the defendant shall pay a special assessment of \$ 50, for count(s) One of the Indictment, which shall be due immediately as follows:

IT IS FURTHER ORDERED that the defendant shall notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid.

Defendant's Soc. Sec. No.: 448-56-9313

Defendant's Date of Birth: 9-23-56

Defendant's Mailing Address:

113 Gornito Lake Road
Brandon, Florida 33510

Defendant's Residence Address:

Same

October 5, 1992
Date of Imposition of Sentence

Thomas R. Brett
Signature of Judicial Officer

The Honorable Thomas R. Brett
U.S. District Judge
Name & Title of Judicial Officer

Oct. 7, 1992
Date

ENTERED ON DOCKET
OCT - 8 1992
DATE _____

Defendant: Brian Dale Meyerdirk
Case Number: 91-CR-088-001-B

Judgment—Page 2 of 4

PROBATION

The defendant is hereby placed on probation for a term of 3 years.

While on probation, the defendant shall not commit another Federal, state, or local crime, shall not illegally possess a controlled substance, and shall not possess a firearm or destructive device. The defendant also shall comply with the standard conditions that have been adopted by this court (set forth below). If this judgment imposes a fine or a restitution obligation, it shall be a condition of probation that the defendant pay any such fine or restitution. The defendant shall comply with the following additional conditions:

STANDARD CONDITIONS OF SUPERVISION

While the defendant is on probation pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer within 72 hours of any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) the defendant shall submit to random urinalysis as directed by the U. S. Probation Office.

Defendant: Brian Dale Meyerdirk
Case Number: 91-CR-088-001-B

Judgment—Page 3 of 4

FINE

The defendant shall pay a fine of \$ 2,000. The fine includes any costs of incarceration and/or supervision.

This amount is the total of the fines imposed on individual counts, as follows:

Count One

The court has determined that the defendant does not have the ability to pay interest. It is ordered that:

- The interest requirement is waived.
- The interest requirement is modified as follows:

This fine plus any interest required shall be paid:

- in full immediately.
- in full not later than _____.
- in equal monthly installments over a period of _____ months. The first payment is due on the date of this judgment. Subsequent payments are due monthly thereafter.
- in installments according to the following schedule of payments:

as directed by the U.S. Probation Office.

If the fine is not paid, the court may sentence the defendant to any sentence which might have been originally imposed. See 18 U.S.C. § 3614.

Defendant: Brian Dale Meyerdirk
Case Number: 91-CR-088-001-B

STATEMENT OF REASONS

The court adopts the factual findings and guideline application in the presentence report.

OR

The court adopts the factual findings and guideline application in the presentence report except (see attachment, if necessary):

Guideline Range Determined by the Court:

Total Offense Level: 6

Criminal History Category: I

Imprisonment Range: 0 to 6 months

Supervised Release Range: 2 to 3 years

Fine Range: \$ 500 to \$ 5,000

Fine is waived or is below the guideline range, because of the defendant's inability to pay.

Restitution: \$

Full restitution is not ordered for the following reason(s):

The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

OR

The sentence is within the guideline range, that range exceeds 24 months, and the sentence is imposed for the following reason(s):

OR

The sentence departs from the guideline range

upon motion of the government, as a result of defendant's substantial assistance.

for the following reason(s):

DATE 10-6-92

FILED

OCT 06 1992

United States District Court

Northern District of Oklahoma

Richard M. Lawrence, Clerk
U.S. DISTRICT COURT
NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA

V.

JUDGMENT IN A CRIMINAL CASE
(For Offenses Committed On or After September 1, 1987)

Jeffery T. Owen

Case Number: 92-CR-032-E

(Name of Defendant)

Larry Gullekson
Defendant's Attorney

THE DEFENDANT:

- pleaded guilty to count(s) One (1) of the Indictment
- was found guilty on count(s) _____ after a plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

Title & Section	Nature of Offense	Date Offense Concluded	Count Number(s)
18:922(g)(1) & 18:924(a)(2)	Possession of Firearm After Former Conviction of Felony	10/4/91	I

The defendant is sentenced as provided in pages 2 through 4 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- The defendant has been found not guilty on count(s) _____ and is discharged as to such count(s).
- Count(s) _____ (is)(are) dismissed on the motion of the United States.
- It is ordered that the defendant shall pay a special assessment of \$ 50, for count(s) One of the Indictment, which shall be due immediately as follows:

IT IS FURTHER ORDERED that the defendant shall notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid.

Defendant's Soc. Sec. No.: 405-94-6092

Defendant's Date of Birth: 9/2/59

Defendant's Mailing Address:
10929 C East 23rd Street
Tulsa, Oklahoma 74129

Defendant's Residence Address:
Same

September 30, 1992

Date of Imposition of Sentence

James O. Ellison
Signature of Judicial Officer
The Honorable James O. Ellison
Chief U.S. District Judge

Name & Title of Judicial Officer

10/6/92
Date

Defendant: Jeffery T. Owen
Case Number: 92-CR-032-E

Judgment—Page 2 of 4

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of five (5) months

The court makes the following recommendations to the Bureau of Prisons:

- The defendant is remanded to the custody of the United States marshal.
- The defendant shall surrender to the United States marshal for this district,

- at _____ a.m. _____ p.m. on _____
- as notified by the United States marshal.

- The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons,
 - before 2 p.m. on 10/30/92 @ 12:00 noon.
 - as notified by the United States marshal.
 - as notified by the probation office.

RETURN

I have executed this judgment as follows:

Defendant delivered on _____ to _____ at _____ at

_____, with a certified copy of this judgment.

United States Marshal

By _____
Deputy Marshal

Defendant: Jeffery T. Men
Case Number: 92-CR-032-E

Judgment—Page 3 of 4

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of _____
Three (3) Years

While on supervised release, the defendant shall not commit another federal, state, or local crime and shall not illegally possess a controlled substance. The defendant shall comply with the standard conditions that have been adopted by this court (set forth below). If this judgment imposes a restitution obligation, it shall be a condition of supervised release that the defendant pay any such restitution that remains unpaid at the commencement of the term of supervised release. The defendant shall comply with the following additional conditions:

- The defendant shall report in person to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.
- The defendant shall pay any fines that remain unpaid at the commencement of the term of supervised release.
- The defendant shall not possess a firearm or destructive device.

- That the defendant serve the first five (5) months of Supervised Release on Home Confinement to include Electronic Monitoring at the discretion of the U. S. Probation Office. Cost of Electronic Monitoring shall be assumed by the U.S. Probation Office.
- That the defendant satisfactorily perform 100 hours of community service as approved by the U. S. Probation Office.

STANDARD CONDITIONS OF SUPERVISION

While the defendant is on supervised release pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer within 72 hours of any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) The defendant shall submit to urinalysis testing at the direction of the U. S. Probation Office.

Defendant: Jeffery T. Owen
 Case Number: 92-CR-032-E

Judgment—Page 4 of 4**STATEMENT OF REASONS**

The court adopts the factual findings and guideline application in the presentence report.

OR

The court adopts the factual findings and guideline application in the presentence report except (see attachment, if necessary):

Guideline Range Determined by the Court:Total Offense Level: 10Criminal History Category: IIIImprisonment Range: 10 to 16 monthsSupervised Release Range: 2 to 3 yearsFine Range: \$ 2,000 to \$ 20,000

Fine is waived or is below the guideline range, because of the defendant's inability to pay.

Restitution: \$ N/A

Full restitution is not ordered for the following reason(s):

The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

OR

The sentence is within the guideline range, that range exceeds 24 months, and the sentence is imposed for the following reason(s):

OR

The sentence departs from the guideline range

upon motion of the government, as a result of defendant's substantial assistance.

for the following reason(s):

United States District Court) SS
 Northern District of Oklahoma)
 I hereby certify that the foregoing
 is a true copy of the original on file
 in this Court.
 Richard M. Lawrence, Clerk
 By _____ Deputy

DATE 10-6-92

United States District Court

NORTHERN

District of

OKLAHOMA

FILED

OCT 9 6 1992

**Michael M. ...
District Judge**

UNITED STATES OF AMERICA

V.

Arnold D. Burleson

(Name of Defendant)

JUDGMENT IN A CRIMINAL CASE (For Offenses Committed On or After November 1, 1987)

Case Number: 92-CR-46-001-E

Gary Richardson

Defendant's Attorney

THE DEFENDANT:

- pleaded guilty to count(s) One of Information
- was found guilty on count(s) _____ after a plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

Title & Section	Nature of Offense	Date Offense Concluded	Count Number(s)
18:1955	Operating an Illegal Gambling Business	1/9/91	I

The defendant is sentenced as provided in pages 2 through 4 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- The defendant has been found not guilty on count(s) _____ and is discharged as to such count(s).
- Count(s) _____ (is)(are) dismissed on the motion of the United States.
- It is ordered that the defendant shall pay a special assessment of \$ 50, for count(s) One of the Information, which shall be due immediately as follows:

IT IS FURTHER ORDERED that the defendant shall notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid.

Defendant's Soc. Sec. No.: 445-40-7571

Defendant's Date of Birth: 2/1/43

Defendant's Mailing Address:

3500 Stafford Drive

Norman, Oklahoma 73072

Defendant's Residence Address:

Same

September 29, 1992

Date of Imposition of Sentence

Signature of Judicial Officer
The Honorable James O. Ellison
Chief U.S. District Judge

Name & Title of Judicial Officer

Date

Defendant: Arnold D. Burleson
Case Number: 92-CR-46-001-E

Judgment—Page 2 of 4

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of twenty-three (3) Months as to Count I of the Information

The court makes the following recommendations to the Bureau of Prisons:

- The defendant is remanded to the custody of the United States marshal.
- The defendant shall surrender to the United States marshal for this district,
 - at _____ a.m.
 - at _____ p.m. on _____
 - as notified by the United States marshal.
- The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons,
 - before ~~XXXXX~~ 12:00 p.m. on 10/29/92
 - as notified by the United States marshal.
 - as notified by the probation office.

RETURN

I have executed this judgment as follows:

Defendant delivered on _____ to _____ at _____, with a certified copy of this judgment.

United States Marshal

By _____
Deputy Marshal

Defendant: Arnold D. Eason
 Case Number: 92-CR-46-001-E

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of _____

Three (3) Years as to Count I of the Information

While on supervised release, the defendant shall not commit another federal, state, or local crime and shall not illegally possess a controlled substance. The defendant shall comply with the standard conditions that have been adopted by this court (set forth below). If this judgment imposes a restitution obligation, it shall be a condition of supervised release that the defendant pay any such restitution that remains unpaid at the commencement of the term of supervised release. The defendant shall comply with the following additional conditions:

- The defendant shall report in person to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.
- The defendant shall pay any fines that remain unpaid at the commencement of the term of supervised release.
- The defendant shall not possess a firearm or destructive device.

STANDARD CONDITIONS OF SUPERVISION

While the defendant is on supervised release pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer within 72 hours of any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) The defendant shall submit to urinalysis testing at the direction of the U. S. Probation Office.

Defendant: Arnold D. Burleson
Case Number: 92-CR-46-001-E

STATEMENT OF REASONS

The court adopts the factual findings and guideline application in the presentence report.

OR

The court adopts the factual findings and guideline application in the presentence report except (see attachment, if necessary):

Guideline Range Determined by the Court:

Total Offense Level: 16

Criminal History Category: I

Imprisonment Range: 21 to 27 months

Supervised Release Range: 2 to 3 years

Fine Range: \$ 5,000 to \$ 900,892

Fine is waived or is below the guideline range, because of the defendant's inability to pay.

Restitution: \$ N/A

Full restitution is not ordered for the following reason(s):

The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

OR

The sentence is within the guideline range, that range exceeds 24 months, and the sentence is imposed for the following reason(s):

OR

The sentence departs from the guideline range

upon motion of the government, as a result of defendant's substantial assistance.

for the following reason(s):

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

Richard M. Lawrence, Clerk

By _____ Deputy

OCT 05 1992

United States District Court

Northern District of Oklahoma

Richard M. Lawrence, Clerk
U. S. DISTRICT COURT
NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA

V.

Efrem Zemblish Harris

(Name of Defendant)

JUDGMENT IN A CRIMINAL CASE
(For Offenses Committed On or After November 1, 1987)

Case Number: 92-CR-077-B ENTERED ON DOCKET

Rob Nigh

DATE 10-6-92

Defendant's Attorney

THE DEFENDANT:

- [x] pleaded guilty to count(s) One of the Indictment
[] was found guilty on count(s) after a plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

Table with 4 columns: Title & Section, Nature of Offense, Date Offense Concluded, Count Number(s). Row 1: 21:841(a)(1), Distribution of Cocaine Base, 10-2-91, One

This is a copy of the original on file in this Court.

Richard M. Lawrence, Clerk
By [Signature] Deputy

The defendant is sentenced as provided in pages 2 through 4 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- [] The defendant has been found not guilty on count(s) and is discharged as to such count(s).
[] Count(s) (is)(are) dismissed on the motion of the United States.
[x] It is ordered that the defendant shall pay a special assessment of \$ 50, for count(s) One of the Indictment, which shall be due [x] immediately [] as follows:

IT IS FURTHER ORDERED that the defendant shall notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid.

Defendant's Soc. Sec. No.: 551-17-0884

Defendant's Date of Birth: 11-03-69

Defendant's Mailing Address:

9750 E. 31st St. #1903

Tulsa, Oklahoma 74103

Defendant's Residence Address:

same

October 2, 1992

Date of Imposition of Sentence

[Signature of Thomas R. Brett]

Signature of Judicial Officer

Thomas R. Brett, U. S. District Judge

Name & Title of Judicial Officer

Oct 5, 1992

Date

Defendant: Efrem Zimblish Harris
Case Number: 92-CR-077-B

Judgment—Page 2 of 4

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 27 months on Count One of the indictment to run concurrently with 91-CR-146-001-B

The court makes the following recommendations to the Bureau of Prisons:

The defendant shall receive credit for time served in the Tulsa County Jail.

The defendant is remanded to the custody of the United States marshal.

The defendant shall surrender to the United States marshal for this district,

- at _____ a.m. _____ p.m. on _____
- as notified by the United States marshal.

The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons,

- before 2 p.m. on _____
- as notified by the United States marshal.
- as notified by the probation office.

RETURN

I have executed this judgment as follows:

Defendant delivered on _____ to _____ at _____, with a certified copy of this judgment.

United States Marshal

By _____
Deputy Marshal

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of three years on Count One of the Indictment to run concurrently with 91-CR-146-001-B

While on supervised release, the defendant shall not commit another federal, state, or local crime and shall not illegally possess a controlled substance. The defendant shall comply with the standard conditions that have been adopted by this court (set forth below). If this judgment imposes a restitution obligation, it shall be a condition of supervised release that the defendant pay any such restitution that remains unpaid at the commencement of the term of supervised release. The defendant shall comply with the following additional conditions:

- The defendant shall report in person to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.
 - The defendant shall pay any fines that remain unpaid at the commencement of the term of supervised release.
 - The defendant shall not possess a firearm or destructive device.
- 1) The defendant shall submit to urinalysis and/or drug treatment as directed by the U. S. Probation Office.

STANDARD CONDITIONS OF SUPERVISION

While the defendant is on supervised release pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
 - 2) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
 - 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
 - 4) the defendant shall support his or her dependents and meet other family responsibilities;
 - 5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
 - 6) the defendant shall notify the probation officer within 72 hours of any change in residence or employment;
 - 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
 - 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
 - 9) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
 - 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
 - 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
 - 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
 - 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) the defendant shall submit to urinalysis testing as directed by U.S. Probation Office.

Defendant: Efrem Zimblish Harris
Case Number: 92-CR-077-B

STATEMENT OF REASONS

The court adopts the factual findings and guideline application in the presentence report.

OR

The court adopts the factual findings and guideline application in the presentence report except (see attachment, if necessary):

Guideline Range Determined by the Court:

Total Offense Level: 24

Criminal History Category: II

Imprisonment Range: 57 to 71 months

Supervised Release Range: 3 to 5 years

Fine Range: \$ 10,000 to \$ 2,000,000

Fine is waived or is below the guideline range, because of the defendant's inability to pay.

Restitution: \$

Full restitution is not ordered for the following reason(s):

The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

OR

The sentence is within the guideline range, that range exceeds 24 months, and the sentence is imposed for the following reason(s):

OR

The sentence departs from the guideline range

upon motion of the government, as a result of defendant's substantial assistance.

for the following reason(s):

to a Level 18, Criminal History Category of I, which provides for a range of imprisonment of 27-33 months.

United States District Court

OCT 05 1992

Northern District of Oklahoma

Richard M. Lawrence, Clerk
U. S. DISTRICT COURT
NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA

V.

JUDGMENT IN A CRIMINAL CASE (For Offenses Committed On or After November 1, 1987)

Efrem Zemblish Harris

Case Number: 91-CR-146-001-B

(Name of Defendant)

Rob Nigh

Defendant's Attorney

THE DEFENDANT:

- pleaded guilty to count(s) One of the Superseding Indictment
- was found guilty on count(s) _____ after a plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

Title & Section	Nature of Offense	Date Offense Concluded	Count Number(s)
21:841(a)(1) and 18:2	Distribution of Cocaine Base and Aiding and Abetting	9-20-90	One

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

Richard M. Lawrence, Clerk
By [Signature]
Deputy

The defendant is sentenced as provided in pages 2 through 4 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- The defendant has been found not guilty on count(s) _____ and is discharged as to such count(s).
- ~~Count(s)~~ The original indictment _____ (is) ~~are~~ dismissed on the motion of the United States.
- It is ordered that the defendant shall pay a special assessment of \$ 50, for count(s) One of the Superseding Indictment, which shall be due immediately as follows:

IT IS FURTHER ORDERED that the defendant shall notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid.

Defendant's Soc. Sec. No.: 551-17-0884

Defendant's Date of Birth: 11-03-69

Defendant's Mailing Address:
9750 E. 31st St. #1903
Tulsa, Oklahoma 74103

Defendant's Residence Address:
Same

October 2, 1992
Date of Imposition of Sentence
[Signature]
Signature of Judicial Officer

Thomas R. Brett, U. S. District Judge
Name & Title of Judicial Officer
Oct 5, 1992
Date

Defendant: Efrem Zimblish Harris
Case Number: 91-CR-146-001-B

Judgment—Page 2 of 4

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 27 months on Count One of the Superseding Indictment to run concurrently with 92-CR-077-B

The court makes the following recommendations to the Bureau of Prisons:
The defendant shall receive credit for time served in the Tulsa County Jail.

The defendant is remanded to the custody of the United States marshal.
 The defendant shall surrender to the United States marshal for this district,

- at _____ a.m. _____ p.m. on _____
- as notified by the United States marshal.

The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons,
 before 2 p.m. on _____
 as notified by the United States marshal.
 as notified by the probation office.

RETURN

I have executed this judgment as follows:

Defendant delivered on _____ to _____ at _____, with a certified copy of this judgment.

United States Marshal

By _____
Deputy Marshal

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of three years as to Count One of the Superseding Indictment to run concurrently with 92-CR-077-B.

While on supervised release, the defendant shall not commit another federal, state, or local crime and shall not illegally possess a controlled substance. The defendant shall comply with the standard conditions that have been adopted by this court (set forth below). If this judgment imposes a restitution obligation, it shall be a condition of supervised release that the defendant pay any such restitution that remains unpaid at the commencement of the term of supervised release. The defendant shall comply with the following additional conditions:

- The defendant shall report in person to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.
 - The defendant shall pay any fines that remain unpaid at the commencement of the term of supervised release.
 - The defendant shall not possess a firearm or destructive device.
- 1) The defendant shall submit to urinalysis and/or drug treatment as directed by the U. S. Probation Office.

STANDARD CONDITIONS OF SUPERVISION

While the defendant is on supervised release pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer within 72 hours of any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) the defendant shall submit to urinalysis testing at the direction of the U. S. Probation Office.

Defendant: Efrem Zimblish Harris
Case Number: 91-CR-146-001-B

Judgment—Page 4 of 4

STATEMENT OF REASONS

The court adopts the factual findings and guideline application in the presentence report.

OR

The court adopts the factual findings and guideline application in the presentence report except (see attachment, if necessary):

Guideline Range Determined by the Court:

Total Offense Level: 24

Criminal History Category: II

Imprisonment Range: 57 to 71 months

Supervised Release Range: 3 to 5 years

Fine Range: \$ 10,000 to \$ 2,000,000

Fine is waived or is below the guideline range, because of the defendant's inability to pay.

Restitution: \$

Full restitution is not ordered for the following reason(s):

The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

OR

The sentence is within the guideline range, that range exceeds 24 months, and the sentence is imposed for the following reason(s):

OR

The sentence departs from the guideline range

(9-29-92 filed)

upon motion of the government, as a result of defendant's substantial assistance.

for the following reason(s):

to Level 18 - Criminal History I, which provides for a range of imprisonment of 27 - 33 months.

DATE 10-6-92

United States District Court

Northern

DISTRICT OF

Oklahoma

FILED

OCT -5 1992

UNITED STATES OF AMERICA

V.

JUDGMENT IN A CRIMINAL CASE

Bill Don Hazelwood
11620 E. Sahuaro, Apt. 1080
Scottsdale, Arizona 85259

Case Number: 92-CR-043-001-B

U.S. DISTRICT COURT
NORTHERN DISTRICT OF OK

(Name and Address of Defendant)

Stanley Monroe
Attorney for Defendant

THE DEFENDANT ENTERED A PLEA OF:

guilty nolo contendere] as to count(s) One and Two of the Amended Information, and
 not guilty as to count(s) _____

THERE WAS A:

finding verdict] of guilty as to count(s) One and Two of the Amended Information.

THERE WAS A:

finding verdict] of not guilty as to count(s) _____
 judgment of acquittal as to count(s) _____
The defendant is acquitted and discharged as to this/these count(s).

THE DEFENDANT IS CONVICTED OF THE OFFENSE(S) OF: having violated Title 18, United States Code, Section 1952, Interstate Travel to Facilitate a Narcotics Enterprise, (Counts One and Two)

IT IS THE JUDGMENT OF THIS COURT THAT: Imposition of sentence be suspended and that the defendant be sentenced to a period of five years probation with a condition that the first six months be served within a community confinement facility in Phoenix, Arizona, commencing October 6, 1992. The defendant shall also pay a \$15,000 fine at \$3,000 per year, in monthly installments as directed by the U. S. Probation Office. The defendant shall submit to drug screening or drug therapy at the discretion of the U. S. Probation Office.

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

By [Signature]
Deputy Clerk

In addition to any conditions of probation imposed above, IT IS ORDERED that the conditions of probation set out on the reverse of this judgment are imposed.

CONDITIONS OF PROBATION

Where probation has been ordered the defendant shall:

- (1) refrain from violation of any law (federal, state, and local) and get in touch immediately with your probation officer if arrested or questioned by a law-enforcement officer;
- (2) associate only with law-abiding persons and maintain reasonable hours;
- (3) work regularly at a lawful occupation and support your legal dependents, if any, to the best of your ability. (When out of work notify your probation officer at once, and consult him prior to job changes);
- (4) not leave the judicial district without permission of the probation officer;
- (5) notify your probation officer immediately of any changes in your place of residence;
- (6) follow the probation officer's instructions and report as directed.

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 the maximum probation period of 5 years permitted by law, may issue a warrant and revoke probation for a violation occurring during the probation period.

IT IS FURTHER ORDERED that the defendant shall pay a total special assessment of \$ 100 pursuant to Title 18, U.S.C. Section 3013 for count(s) One and Two of the Amended Information as follows:

- Ct. 1 - \$50
- Ct. 2 - \$50

IT IS FURTHER ORDERED THAT ~~counts~~ the Original Information be ~~BY~~ DISMISSED on the motion of the United States.

IT IS FURTHER ORDERED that the defendant shall pay to the United States attorney for this district any amount imposed as a fine, restitution or special assessment. The defendant shall pay to the clerk of the court any amount imposed as a cost of prosecution. Until all fines, restitution, special assessments and costs are fully paid, the defendant shall immediately notify the United States attorney for this district of any change in name and address.

IT IS FURTHER ORDERED that the clerk of the court deliver a certified copy of this judgment to the United States marshal of this district.

The Court orders commitment to the custody of the Attorney General and recommends:

September 29, 1992

Date of Imposition of Sentence

Thomas R. Brett

Signature of Judicial Officer

The Honorable Thomas R. Brett

J. S. District Judge

Name and Title of Judicial Officer

Oct 5th, 1992

Date

RETURN

I have executed this Judgment as follows:

Defendant delivered on _____ to _____ at _____ Date

_____, the institution designated by the Attorney General, with a certified copy of this Judgment in a Criminal Case.

United States Marshal

By _____ Deputy Marshal

ENTERED ON DOCKET

DATE 10-2-92

FILED

OCT 02 1992

Richard M. Lawrence, Clerk
U.S. DISTRICT COURT
NORTHERN DISTRICT OF OKLAHOMA

United States District Court

NORTHERN

District of

OKLAHOMA

UNITED STATES OF AMERICA

V.

JUDGMENT IN A CRIMINAL CASE
(For Offenses Committed On or After November 1, 1987)

JIMMIE JOE GREENE

Case Number: 92-CR-056-001-E

(Name of Defendant)

Stephen H. Foster

Defendant's Attorney

THE DEFENDANT:

- pleaded guilty to count(s) One of the Indictment
- was found guilty on count(s) _____ after a plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

Title & Section	Nature of Offense	Date Offense Concluded	Count Number(s)
18:1709	Theft of Mail Matter by Postal Service Employee	10-25-91	One

The defendant is sentenced as provided in pages 2 through 4 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- The defendant has been found not guilty on count(s) _____ and is discharged as to such count(s).
- Count(s) _____ (is)(are) dismissed on the motion of the United States.
- It is ordered that the defendant shall pay a special assessment of \$ 50.00, for count(s) One of the Indictment, which shall be due immediately as follows:

IT IS FURTHER ORDERED that the defendant shall notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid.

Defendant's Soc. Sec. No.: 446-48-4305

Defendant's Date of Birth: 12-11-47

Defendant's Mailing Address:

Rt. 1, Box 458-B
Sapulpa, Oklahoma 74066

Defendant's Residence Address:

Rt. 1, Box 458-B
Sapulpa, Oklahoma 74066

9-28-92

Date of Imposition of Sentence

Signature of Judicial Officer
The Honorable James O. Ellison
Chief U.S. District Judge

Name & Title of Judicial Officer

Date

Defendant: Jimmie Joe Greene
 Case Number: 92-CR-056-001-E

Judgment—Page 2 of 4

PROBATION

The defendant is hereby placed on probation for a term of three years.

While on probation, the defendant shall not commit another Federal, state, or local crime, shall not illegally possess a controlled substance, and shall not possess a firearm or destructive device. The defendant also shall comply with the standard conditions that have been adopted by this court (set forth below). If this judgment imposes a fine or a restitution obligation, it shall be a condition of probation that the defendant pay any such fine or restitution. The defendant shall comply with the following additional conditions:

1. Restitution as described on Page 3 of this order.
2. The defendant shall serve three months on home confinement to include electronic monitoring at the discretion of the U.S. Probation Office. The defendant shall pay the full costs of electronic monitoring.

STANDARD CONDITIONS OF SUPERVISION

While the defendant is on probation pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer within 72 hours of any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) the defendant shall submit to random urinalysis as directed by the U.S. Probation Office.

Defendant: Jimmie Joe Greene
Case Number: 92-CR-056-001-E

RESTITUTION AND FORFEITURE

RESTITUTION

The defendant shall make restitution to the following persons in the following amounts:

<u>Name of Payee</u>	<u>Amount of Restitution</u>
U.S. Postal Service c/o Finance 333 West 4th Street, Room 211 Tulsa, Oklahoma 74103-9995	\$7,136.36

Payments of restitution are to be made to:

- the United States Attorney for transfer to the payee(s).
- the payee(s).

Restitution shall be paid:

- in full immediately.
- in full not later than _____.
- in equal monthly installments over a period of _____ months. The first payment is due on the date of this judgment. Subsequent payments are due monthly thereafter.

in installments according to the following schedule of payments:

As directed by the U.S. Probation Office.

Any payment shall be divided proportionately among the payees named unless otherwise specified here.

FORFEITURE

The defendant is ordered to forfeit the following property to the United States:

Defendant: Jimmie Joe Greene
Case Number: 92-CR-056-001-E

STATEMENT OF REASONS

The court adopts the factual findings and guideline application in the presentence report.

OR

The court adopts the factual findings and guideline application in the presentence report except (see attachment, if necessary):

Guideline Range Determined by the Court:

Total Offense Level: 8

Criminal History Category: I

Imprisonment Range: 2 to 8 months

Supervised Release Range: 2 to 3 years

Fine Range: \$ 1,000 to \$ 10,000

Fine is waived or is below the guideline range, because of the defendant's inability to pay.

Restitution: \$ 7,136.36

Full restitution is not ordered for the following reason(s):

The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

OR

The sentence is within the guideline range, that range exceeds 24 months, and the sentence is imposed for the following reason(s):

OR

The sentence departs from the guideline range

upon motion of the government, as a result of defendant's substantial assistance.

for the following reason(s):

United District Court)
State of Oklahoma)
I hereby certify that the foregoing)
is a true and correct copy of the)
original of this)
document.)
Date: 11/17/92)
Signature:)
Judge)

DATE 10-2-92

United States District Court

NORTHERN

DISTRICT OF

OKLAHOMA

UNITED STATES OF AMERICA

V.

Milton Edwards
509 East Young Street
Tulsa, Oklahoma 74106

JUDGMENT IN A CRIMINAL CASE

Case Number: 90-CR-069-001-E

FILED
OCT 02 1992
Richard M. Lawrence, clerk
U.S. DISTRICT COURT
NORTHERN DISTRICT OF OKLAHOMA

(Name and Address of Defendant)

Paul Brunton

Attorney for Defendant

THE DEFENDANT ENTERED A PLEA OF:

guilty nolo contendere] as to count(s) 1 One of Indictment, and
 not guilty as to count(s) _____

THERE WAS A:

finding verdict] of guilty as to count(s) 1 One of Indictment _____

THERE WAS A:

finding verdict] of not guilty as to count(s) _____
 judgment of acquittal as to count(s) _____
The defendant is acquitted and discharged as to this/these count(s).

THE DEFENDANT IS CONVICTED OF THE OFFENSE(S) OF:

Interstate Travel in Aid of Racketeering, in Violation of Title 18,
United States Code, Section 1952(a)

IT IS THE JUDGMENT OF THIS COURT THAT:

The Imposition of Sentence is Suspended and the defendant is placed on five years probation. It is further ordered that as a special condition of probation the defendant shall spend six months in the Community Corrections Center at 312 West Brady Street, Tulsa, Oklahoma. The execution of the special condition of probation is hereby stayed until after December 31, 1992

In addition to any conditions of probation imposed above, IT IS ORDERED that the conditions of probation set out on the reverse of this judgment are imposed.

CONDITIONS OF PROBATION

Where probation has been ordered the defendant shall:

- (1) refrain from violation of any law (federal, state, and local) and get in touch immediately with your probation officer if arrested or questioned by a law-enforcement officer;
(2) associate only with law-abiding persons and maintain reasonable hours;
(3) work regularly at a lawful occupation and support your legal dependents, if any, to the best of your ability. (When out of work notify your probation officer at once, and consult him prior to job changes);
(4) not leave the judicial district without permission of the probation officer;
(5) notify your probation officer immediately of any changes in your place of residence;
(6) follow the probation officer's instructions and report as directed.

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 the maximum probation period of 5 years permitted by law, may issue a warrant and revoke probation for a violation occurring during the probation period.

IT IS FURTHER ORDERED that the defendant shall pay a total special assessment of \$ 50 pursuant to Title 18, U.S.C. Section 3013 for count(s) One of Indictment as follows:

Ct. 1 - \$50

IT IS FURTHER ORDERED THAT counts N/A are DISMISSED on the motion of the United States.

IT IS FURTHER ORDERED that the defendant shall pay to the United States attorney for this district any amount imposed as a fine, restitution or special assessment. The defendant shall pay to the clerk of the court any amount imposed as a cost of prosecution. Until all fines, restitution, special assessments and costs are fully paid, the defendant shall immediately notify the United States attorney for this district of any change in name and address.

IT IS FURTHER ORDERED that the clerk of the court deliver a certified copy of this judgment to the United States marshal of this district.

[] The Court orders commitment to the custody of the Attorney General and recommends:

September 23, 1992

Date of Imposition of Sentence

[Signature]

Signature of Judicial Officer
The Honorable James O. Ellison
Chief U. S. District Judge

Name and Title of Judicial Officer

Date

RETURN

United States District Court) SS
District of Oklahoma)
County that the foregoing
of the original on

I have executed this Judgment as follows:

Defendant delivered on _____ Date _____ to _____ at _____

_____, the institution designated by the Attorney General, with a certified copy of this Judgment in a Criminal Case.

United States Marshal

By _____
Deputy Marshal

DATE 10-1-92

FILED

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

SEP 30 1992

Richard M. Lawrence, Clerk
U. S. DISTRICT COURT
NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 v.)
)
 JOHN FRANCIS ROURKE,)
)
 Defendant.)

Case No. 85-CR-57-02-C

ORDER

Now before the Court for its consideration is the defendant's petition requesting the Court to issue a de novo judgment upon its Order which denied defendant's motion to recall all copies of his presentencing investigation report. In support of his petition, defendant avers that, although the Court entered its Order denying that motion on June 16, 1989, defendant did not receive notice of the Order until April 6, 1990. Defendant filed his Notice of Appeal with the District Court on April 13, 1990, and made all other necessary filings with the Tenth Circuit Court of Appeals. However, on December 3, 1990, the Tenth Circuit held that it had no jurisdiction over the defendant's appeal, finding that the defendant had not filed his Notice of Appeal with the time limits specified in F.R.App.P. 4(a). Defendant's petition now asks the Court to vacate its prior judgment on his motion to recall his presentencing investigation report, and then re-issue that judgment, thus giving the judgment a new date from which defendant can attempt a timely filing of his Notice of Appeal and thereby have the Tenth Circuit consider the merits of his appeal of this

Court's Order.

In Wallace v. McManus, 776 F.2d 915 (10th Cir. 1985), the Tenth Circuit considered a factual situation similar to that presented here by the defendant. In Wallace, the defendant was an inmate at a correctional facility who did not receive notice of the grant of summary judgment against her claims of civil rights violation. The district court there mailed the notice of the entry of judgment to the defendant's attorney, who had withdrawn from representing the defendant four months earlier, and the attorney did not inform the defendant of the dismissal of her claims. The defendant discovered the entry of summary judgment against her nearly three months later, well after the time to file a notice of appeal had expired. The defendant sought relief from the judgment, and/or an extension of time to file a notice of appeal from the district court, which denied that relief. Id. at 916.

In reviewing that denial of relief, the Tenth Circuit held that the district court did not err in denying the extension of time for filing the notice of appeal, pursuant to the thirty day limit specified in F.R.App.P. 4 (a)(5). The Tenth Circuit however construed the defendant's motion as one seeking relief under F.R.Civ.P. 60(b)(1), which permits the trial court to relieve a party from a final judgment for "mistake, inadvertence, surprise or excusable neglect." The appellate court concluded that the defendant in Wallace had established excusable neglect as a ground for relief from the judgment of the district court under Rule 60(b)(1), noting that "[t]he Federal Rules should not be applied to

penalize an uncounselled incarcerated civil rights plaintiff for a clerical error that was none of her doing and of which she had no knowledge." Id. at 917.

The Court's application of Rule 60(b)(1) to this case to achieve a result similar to that in Wallace¹, however, is thwarted by the language of Rule 60(b) which goes on to state that the motion for relief "shall be made within a reasonable time, and for reasons (1), (2), and (3) not more than one year after the judgment, order, or proceeding was entered or taken." Here, the Court's Order was entered on June 16, 1989 and the defendant received that Order on April 6, 1990. Defendant then was within the one year time limit to seek relief from this Court from that Order under Rule 60(b)(1) on grounds of excusable neglect. Defendant instead filed his Notice of Appeal on April 13, 1990, and did not move the Court for relief under Rule 60(b) before June 16, 1990.

The result here is that as noted by the Tenth Circuit in Wallace, the Federal Rules are being applied to penalize an uncounselled incarcerated plaintiff for his unknowing failure of to timely seek relief under Rule 60(b) from this Court. From its review of the applicable case and statutory law, however, the Court cannot ignore the jurisdictional one year time limit specified in Rule 60(b).

¹ In Wallace, the defendant filed her motion for relief within three months of the entry of the district court's grant of summary judgment against her.

Accordingly, the defendant's petition for issuance of a de novo judgment is DENIED.

IT IS SO ORDERED this 30th day of September, 1992.


H. DALE COOK
United States District Judge