

FILED

**UNITED STATES DISTRICT COURT
Northern District of Oklahoma**

AUG 30 1994

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

UNITED STATES OF AMERICA

v.

Case Number 93-CR-182-002-C *101*

ARNULFO CANTU OLIVO
Defendant.

ENTERED ON DOCKET
DATE **AUG 31 1994**

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

The defendant, ARNULFO CANTU OLIVO, was represented by William D. Lunn.

The defendant was found guilty on counts 1, 2, 3, 4, and 5 of the Superseding Indictment after a plea of not guilty. Accordingly, the defendant is adjudged guilty of such counts, involving the following offenses:

<u>Title & Section</u>	<u>Nature of Offense</u>	<u>Date Offense Concluded</u>	<u>Count Number(s)</u>
21 USC 846 and 841(b)(1)(B)(i)(vii) 18 USC 371	Conspiracy To Possess With Intent To Distribute Marijuana	12/01/93	1
18 USC 1956(a)(1)(B)(i), 1956(a)(1)(B)(ii), and 2 18 USC 1957 and 2	Conspiracy To Engage In Monetary Transaction From Unlawful Activity And To Evade Reporting Requirements Of 26 USC 6050I For Cash Transaction Over \$10,000 Laundering Money And Aiding And Abetting	01/01/93	2
26 USC 6050I(f)(1)(A) and 7203, and 18 USC 2	Engaging In Monetary Transaction From Unlawful Activity And Aiding And Abetting	04-14-92	3
	Failure To File Form 8300 And Aiding And Abetting	04-14-92	4
		04-29-92	5

As pronounced on August 23, 1994, 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.

It is ordered that the defendant shall pay to the United States a special assessment of \$ 250, for counts 1, 2, 3, 4, and 5 of the Superseding Indictment, which shall be due immediately.

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.

Signed this the 30th day of August, 1994.

Defendant's SSN: 455-02-9866

Defendant's Date of Birth: 01/18/57

Defendant's residence and mailing address: P.O. Box 87, Donna, Texas 78537

[Signature]
 The Honorable H. Dale Cook
 United States District Judge
 United States District Court
 Northern District of Oklahoma) SS
 I hereby certify that the foregoing
 is a true and correct copy of the
 Judgment in this Case.
 Richard M. Lawrence, Clerk
 By _____
 Deputy

40

Defendant: ARNULFO CANTU OLIVO
Case Number: 93-CR-182-002-C

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 85 months. 85 months on each of counts 1, 3, and 4, and a term of 60 months on each of counts 2 and 5. All terms of imprisonment shall run concurrently, each with the other.

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

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: ARNULFO CANTU OLIVO
Case Number: 93-CR-182-002-C

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of 5 years. 5 years on count 1, and 3 years on each of counts 2, 3, 4, and 5, all counts to run concurrently, each with the other.

While on supervised release, the defendant shall not commit another federal, state, or local crime; shall not illegally possess a controlled substance; shall comply with the standard conditions that have been adopted by this court (set forth below); and shall comply with the following additional conditions:

1. 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.
2. If this judgment imposes a fine, special assessment, costs, or restitution obligation, it shall be a condition of supervised release that the defendant pay any such fine, assessments, costs, and restitution that remain unpaid at the commencement of the term of supervised release.
3. The defendant shall not own or possess a firearm or destructive device.
4. Upon release from custody, the defendant shall pay any remaining fine balance that is imposed by this judgment, in regular monthly installment payments, 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 seventy-two 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: ARNULFO CANTU OLIVO
Case Number: 93-CR-182-002-C

FINE

The defendant shall pay a fine of \$ 1,500 as to count 1 of the Superseding Indictment. This fine, to include interest, shall be paid in full immediately. Any amount not paid immediately shall be paid while in custody through the Bureau of Prisons' Inmate Financial Responsibility Program. Upon release from custody, any unpaid balance shall be paid during the term of supervised release, 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: ARNULFO CANTU OLIVO
Case Number: 93-CR-182-002-C

STATEMENT OF REASONS

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

Guideline Range Determined by the Court:

Total Offense Level:	28	
Criminal History Category:	I	
Imprisonment Range:	78 months to 97 months	counts 1, 3, & 4
Supervised Release Range:	60 months	counts 2 & 5
	4 to 5 years	count 1
	2 to 3 years	counts 2, 3, 4, & 5
Fine Range:	\$ 12,500 to \$ 2,500,00	counts 1, 2, 3, 4, & 5
Restitution:	\$ N/A	

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

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.

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FILED

**UNITED STATES DISTRICT COURT
Northern District of Oklahoma**

AUG 30 1994

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

UNITED STATES OF AMERICA

v.

Case Number 93-CR-179-001-C
(COUNT 2)

LINDA SUE HERREL
Defendant.

ENTERED ON DOCKET
DATE **AUG 31 1994**

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

The defendant, LINDA SUE HERREL, was represented by Larry Oliver.

On motion of the United States the court has dismissed counts 1 through 58 of the Indictment and counts 1 through 36 of the Superseding Indictment.

The defendant pleaded guilty to count 2 of the Information. Accordingly, the defendant is adjudged guilty of such count, involving the following offense:

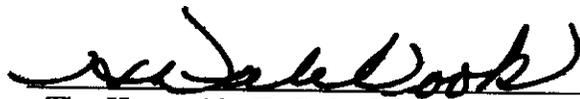
<u>Title & Section</u>	<u>Nature of Offense</u>	<u>Date Offense Concluded</u>	<u>Count Number(s)</u>
26 USC 7206(1)	Willfully Making And Subscribing To A False Federal Income Tax Return	03/09/88	2

As pronounced on August 15, 1994, 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.

It is ordered that the defendant shall pay to the United States a special assessment of \$ 50, for count 2 of the Information, which shall be due immediately.

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.

Signed this the 30 day of Aug., 1994.



The Honorable H. Dale Cook
United States District Judge

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 
Deputy

Defendant's SSN: 443-52-0279
Defendant's Date of Birth: 10/31/50
Defendant's residence and mailing address: Route 2, Box 175, Miami, Oklahoma 74354

45

RB

Defendant: LINDA SUE HERREL
Case Number: 93-CR-179-001-C

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 5 months. 5 months as to count 2 of the Information to run consecutively to the sentence imposed in count 1, of Northern District of Oklahoma case number 93-CR-179-001-C, a pre-guideline sentencing count.

The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons before 9:00 a.m. on September 26, 1994.

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: LINDA SUE HERREL
Case Number: 93-CR-179-001-C

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of 2 years.

While on supervised release, the defendant shall not commit another federal, state, or local crime; shall not illegally possess a controlled substance; shall comply with the standard conditions that have been adopted by this court (set forth below); and shall comply with the following additional conditions:

1. 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.
2. If this judgment imposes a fine, special assessment, costs, or restitution obligation, it shall be a condition of supervised release that the defendant pay any such fine, assessments, costs, and restitution that remain unpaid at the commencement of the term of supervised release.
3. The defendant shall not own or possess a firearm or destructive device.
4. The defendant shall not accept employment with a bank, or any other employment which would allow her access to cash, credit, or negotiable instruments.

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 seventy-two 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: LINDA SUE HERREL
Case Number: 93-CR-179-001-C

FINE

The defendant shall pay a fine of \$ 1,000 as to count 2 of the Information. This fine, to include any interest, shall be paid in full immediately. Any amount not paid immediately shall be paid while in custody through the Bureau of Prisons' Inmate Financial Responsibility Program. Upon release from custody, any unpaid balance shall be paid during the term of supervised release, 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: LINDA SUE HERREL
Case Number: 93-CR-179-001-C

STATEMENT OF REASONS

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

Guideline Range Determined by the Court:

Total Offense Level:	9
Criminal History Category:	I
Imprisonment Range:	4 months to 10 months
Supervised Release Range:	2 to 3 years
Fine Range:	\$ 26,223 to \$ 180,687
Restitution:	\$ N/A

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

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.

United States District Court

NORTHERN DISTRICT OF OKLAHOMA

FILED
AUG 30 1994
Richard M. Lawrence, Clerk
U. S. DISTRICT COURT
NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA

V.

JUDGMENT IN A CRIMINAL CASE

LINDA SUE HERREL
Route 2, Box 175
Miami, Oklahoma 74354

Case Number: 93-CR-179-001-C (Count 1)

ENTERED ON DOCKET

DATE AUG 31 1994

(Name and Address of Defendant)

Larry Oliver

Attorney for Defendant

THE DEFENDANT ENTERED A PLEA OF:

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

THERE WAS A:

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

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:

18 USC 1005 and 2

False Entry On Bank Records And Aiding And Abetting

IT IS THE JUDGMENT OF THIS COURT THAT:

The defendant, Linda Sue Herrel, shall be committed to the custody of the Attorney General to be imprisoned as to count 1 for a term of two years, to run consecutively to the sentence imposed in count 2, of the Northern District of Oklahoma case number 93-CR-179-001-C, a sentencing guideline count.

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 [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.

14

PB

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) 1 of the Information ~~as follows~~ which shall be due immediately.

IT IS FURTHER ORDERED THAT counts 36 of the Superseding Indictment 1 through 58 of the Indictment and counts 1 through are DISMISSED on the motion of the United States.

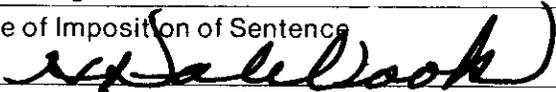
IT IS FURTHER ORDERED that the defendant shall pay to the United States attorney for this district any amount imposed as a fine, restitution or special assessment. The defendant shall pay to the clerk of the court any amount imposed as a cost of prosecution. Until all fines, restitution, special assessments 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:

August 15, 1994

Date of Imposition of Sentence



Signature of Judicial Officer

The Honorable H. Dale Cook, U.S. District Judge

Name and Title of Judicial Officer

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

cu

UNITED STATES DISTRICT COURT
Northern District of Oklahoma

FILED

AUG 29 1994

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

UNITED STATES OF AMERICA

v.

Case Number 93-CR-182-004-C

ELISAR OLIVO (True Name - Eliazar Olivo)
Defendant.

ENTERED ON DOCKET

DATE ~~AUG 30~~ 1994

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

The defendant, ELISAR OLIVO (True Name - Eliazar Olivo), was represented by Richard D. White.

The defendant was found guilty on count 1 of the Superseding Indictment after a plea of not guilty. Accordingly, the defendant is adjudged guilty of such count, involving the following offense:

<u>Title & Section</u>	<u>Nature of Offense</u>	<u>Date Offense Concluded</u>	<u>Count Number(s)</u>
21 USC 846, 841(a)(1), and 841(b)(1)(B)(vii)	Conspiracy To Possess With Intent To Distribute 1000 Kilograms Or More Of Marijuana	01/93	1

As pronounced on August 23, 1994, 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.

It is ordered that the defendant shall pay to the United States a special assessment of \$ 50, for count 1 of the Superseding Indictment, which shall be due immediately.

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.

Signed this the 26th day of August, 1994.

The Honorable H. Dale Cook
United States District Judge

Defendant's SSN: 461-48-5155
Defendant's Date of Birth: 04-03-33
Defendant's residence and mailing address: 505 S. 13th Street, Donna, Texas 78537

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 Deputy

89

Defendant: ELISAR OLIVO
(True Name - Eliazar Olivo)
Case Number: 93-CR-182-004-C

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 87 months.

The Court makes the following recommendations to the Bureau of Prisons: The court would not recommend, but would not object to the defendant being placed in a Bureau of Prisons facility close to his residence in Donna, Texas.

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

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: ELISAR OLIVO
(True Name - Eliazar Olivo)
Case Number: 93-CR-182-004-C

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of 4 years.

While on supervised release, the defendant shall not commit another federal, state, or local crime; shall not illegally possess a controlled substance; shall comply with the standard conditions that have been adopted by this court (set forth below); and shall comply with the following additional conditions:

1. 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.
2. If this judgment imposes a fine, special assessment, costs, or restitution obligation, it shall be a condition of supervised release that the defendant pay any such fine, assessments, costs, and restitution that remain unpaid at the commencement of the term of supervised release.
3. The defendant shall not own or 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 seventy-two 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: ELISAR OLIVO
(True Name - Eliazar Olivo)
Case Number: 93-CR-182-004-C

FINE

The Court has determined that the defendant does not have the ability to pay interest, and it is accordingly ordered that the interest requirement is waived.

The defendant shall pay a fine of \$ 1,250 as to count 1 of the Superseding Indictment. This fine shall be paid in full immediately. Any amount not paid immediately shall be paid while in custody through the Bureau of Prisons' Inmate Financial Responsibility Program. Upon release from custody, any unpaid balance shall be paid during the term of supervised release, 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: ELISAR OLIVO
(True Name - Eliazar Olivo)
Case Number: 93-CR-182-004-C

STATEMENT OF REASONS

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

Guideline Range Determined by the Court:

Total Offense Level:	28
Criminal History Category:	II
Imprisonment Range:	87 months to 108 months
Supervised Release Range:	4 to 5 years
Fine Range:	\$ 12,500 to \$ 2,000,000
Restitution:	\$ N/A

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

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.

FILED

**UNITED STATES DISTRICT COURT
Northern District of Oklahoma**

AUG 29 1994

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

UNITED STATES OF AMERICA

- AMENDED -
Case Number 91-CR-005-001-C
Resentencing Upon Remand

v.

JO LYNN PATTY
Defendant.

ENTERED ON DOCKET

DATE 8/29/94

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

The defendant, JO LYNN PATTY, was represented by Frank M. Hagedorn.

The defendant pleaded guilty to counts 1, 2, and 3 of the Indictment. Accordingly, the defendant is adjudged guilty of such counts, involving the following offenses:

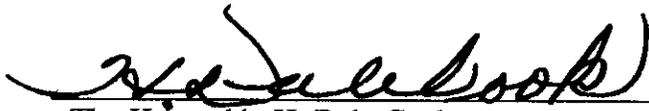
<u>Title & Section</u>	<u>Nature of Offense</u>	<u>Date Offense Concluded</u>	<u>Count Number(s)</u>
18 USC 287	False Claim Against The United States	05/90	1 & 2
18 USC 1344	Bank Fraud	08/90	3

As pronounced on August 23, 1994, 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.

It is ordered that the defendant shall pay to the United States a special assessment of \$ 150, for counts 1, 2, and 3 of the Indictment, which shall be due immediately.

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.

Signed this the 26th day of August, 1994.


The Honorable H. Dale Cook
United States District Judge

Defendant's SSN: 444-58-4047
Defendant's Date of Birth: 03/29/54
Defendant's residence and mailing address: P.O. Box 373, Sapulpa, Oklahoma 74067

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 B.M. Callahan
Deputy

Defendant: JO LYNN PATTY
Case Number: 91-CR-005-001-C

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 33 months as to counts 1, 2, and 3 of the Indictment, each count to run concurrently to the other.

The Court makes the following recommendations to the Bureau of Prisons: That FCI Phoenix be the designated location of confinement, provided said location meets all designation requirements as established by the Bureau of Prisons.

The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons before 9:00 a.m. on June 1, 1992.

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: JO LYNN PATTY
Case Number: 91-CR-005-001-C

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of 3 years as to counts 1, 2, and 3 to run concurrent.

While on supervised release, the defendant shall not commit another federal, state, or local crime; shall not illegally possess a controlled substance; shall comply with the standard conditions that have been adopted by this court (set forth below); and shall comply with the following additional conditions:

1. 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.
2. If this judgment imposes a fine, special assessment, costs, or restitution obligation, it shall be a condition of supervised release that the defendant pay any such fine, assessments, costs, and restitution that remain unpaid at the commencement of the term of supervised release.
3. The defendant shall not own or 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 seventy-two 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: JO LYNN PATTY
 Case Number: 91-CR-005-001-C

RESTITUTION AND FORFEITURE

RESTITUTION

The defendant shall make restitution in the total amount of \$20,634.00.

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

<u>Name of Payee</u>	<u>Amount of Restitution</u>
<u>As to count 2</u>	
Warner Robins Air Force Base, Accounting and Finance Officer. c/o Warner Robins ALC Robins Air Force Base Georgia, 31098	\$2,293.15
<u>As to count 3</u>	
Weststar Bank PO Box 470386 Tulsa, OK 74147	4,051.80
First National Bank Pryor and Oklahoma Ordnance Works Authority c/o First National Bank of Pryor, PO Box 218 Pryor, OK 74363	4,712.46
Transamerica Commercial Finance Corporation PO Box 50-100 Ontario, CA 91760	4,734.85
Fourth National Bank PO Box 2360 Tulsa, OK 74101	2,075.64
General Electric Credit Corporation c/o Andrew Turner Conner & Winters 2400 First National Tower Tulsa, OK 74103	2,766.10
Total as to count 3	\$18,340.85
Grand total as to counts 2 and 3	\$20,634.00

Payments of restitution are to be made to the United States Attorney for transfer to the payees.

Restitution shall be paid in full immediately. Any amount not paid immediately shall be paid while in custody through the Bureau of Prisons' Inmate Financial Responsibility Program. Upon release from custody, any unpaid balance shall be paid as a condition of supervised release, as directed by the U. S. Probation Office.

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

Defendant: JO LYNN PATTY
Case Number: 91-CR-005-001-C

STATEMENT OF REASONS

The court adopts the factual findings and guideline application in the presentence report except the court ruled that the loss in relation to counts 1 and 2 of the Indictment is \$744,922.84, not \$7,219,127 as represented in the report. Accordingly, the total loss as a result of the defendant's criminal conduct is \$6,687,968, not \$13,162,806 as represented in the presentence report.

Guideline Range Determined by the Court:

Total Offense Level:	20	
Criminal History Category:	I	
Imprisonment Range:	33 months to 41 months	counts 1, 2, & 3
Supervised Release Range:	2 to 3 years	counts 1, 2, & 3
Fine Range:	\$ 7,500 to \$ 4,486,672	counts 1, 2, & 3
Restitution:	\$ 20,634	

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

Full restitution is not ordered for the following reasons: Because of the defendant's inability to pay.

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.

In the United States District Court

for the NORTHERN District of OKLAHOMA

United States of America

v.

Criminal No. 94-CR-41-B

TYLER DAVE STEWART,
SYNOVIA ESKEW, AND
MARCUS CLARK

FILED

AUG 26 1994

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

Consent to Transfer of Case

for Plea and Sentence

(Under Rule 20)

I, SYNOVIA ESKEW, defendant, have been informed that a N INDICTMENT (indictment,

information, complaint) is pending against me in the above designated cause. I wish to plead GUILTY

(guilty, nolo contendere) to the offense charged, to consent to the disposition of the case in the EASTERN

District of MISSOURI in which I AM HELD (am under arrest, am held) and to waive

trial in the above captioned District.

Dated: August 21, 19 94 at St. Louis, Missouri

Synovia Eskew
(Defendant) SYNOVIA ESKEW

[Signature]
(Witness)

Robert J. Thomas Jr.
(Counsel for Defendant)

Approved

Lucy C. Crankshire
Asst. United States Attorney for the

Jonathan Gold
Asst. United States Attorney for the

NORTHERN

District of

Eastern
Missouri

District of

OKLAHOMA

FILED

**UNITED STATES DISTRICT COURT
Northern District of Oklahoma**

AUG 24 1994

UNITED STATES OF AMERICA

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

v.

Case Number 94-CR-052-001-B

DWIGHT BERNARD REED
Defendant.

ENTERED ON DOCKET

DATE AUG 26 1994

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

The defendant, DWIGHT BERNARD REED, was represented by Stephen J. Greubel.

The defendant was found guilty on count 1 of the Indictment after a plea of not guilty. Accordingly, the defendant is adjudged guilty of such count, involving the following offense:

<u>Title & Section</u>	<u>Nature of Offense</u>	<u>Date Offense Concluded</u>	<u>Count Number(s)</u>
18 USC 922(g)(1) and 924(a)(2)	Possession Of A Firearm After Former Conviction Of A Felony	07/02/93	1

As pronounced on August 19, 1994, 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.

It is ordered that the defendant shall pay to the United States a special assessment of \$ 50, for count 1 of the Indictment, which shall be due immediately.

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.

Signed this the 22nd day of August, 1994.

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

[Signature]
The Honorable Thomas R. Brett
United States District Judge

Defendant's SSN: 443-72-4895

Defendant's Date of Birth: 01/20/73

Defendant's residence and mailing address: 4143 N. Johnstown, Tulsa, Oklahoma 74106

Defendant: DWIGHT BERNARD REED
Case Number: 94-CR-052-001-B

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 30 months.

The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons before 11:00 a.m. on September 19, 1994.

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: DWIGHT BERNARD REED

Case Number: 94-CR-052-001-B

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of 3 years.

While on supervised release, the defendant shall not commit another federal, state, or local crime; shall not illegally possess a controlled substance; shall comply with the standard conditions that have been adopted by this court (set forth below); and shall comply with the following additional conditions:

1. 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.
2. If this judgment imposes a fine, special assessment, costs, or restitution obligation, it shall be a condition of supervised release that the defendant pay any such fine, assessments, costs, and restitution that remain unpaid at the commencement of the term of supervised release.
3. The defendant shall not own or possess a firearm or destructive device.
4. The defendant shall successfully participate in a program of testing and treatment (to include inpatient) for drug and alcohol abuse, as directed by the Probation Officer, until such time as released from the program by the Probation Officer.
5. The defendant shall submit to a search conducted by a United States Probation Officer of his person, residence, vehicle, office and/or business at a reasonable time and in a reasonable manner, based upon reasonable suspicion of contraband or evidence of a violation of a condition of release. Failure to submit to a search may be grounds for revocation. The defendant shall not reside at any location without having first advised other residents that the premises may be subject to searches pursuant to this condition. Additionally, the defendant shall obtain written verification from other residents that said residents acknowledge the existence of this condition and that their failure to cooperate could result in revocation. This acknowledgement shall be provided to the U. S. Probation Office immediately upon taking residency.

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 seventy-two 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: DWIGHT BERNARD REED
Case Number: 94-CR-052-001-B

FINE

The Court has determined that the defendant does not have the ability to pay interest, and it is accordingly ordered that the interest requirement is waived.

The defendant shall pay a fine of \$ 1,500 as to count 1 of the Indictment. This fine shall be paid in full immediately. Any amount not paid immediately shall be paid while in custody through the Bureau of Prisons' Inmate Financial Responsibility Program. Upon release from custody, any unpaid balance shall be paid during the term of supervised release, 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: DWIGHT BERNARD REED
Case Number: 94-CR-052-001-B

STATEMENT OF REASONS

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

Guideline Range Determined by the Court:

Total Offense Level:	14
Criminal History Category:	IV
Imprisonment Range:	27 months to 33 months
Supervised Release Range:	2 to 3 years
Fine Range:	\$ 4,000 to \$ 40,000
Restitution:	\$ N/A

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

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.

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

F I L E D

AUG 25 1994

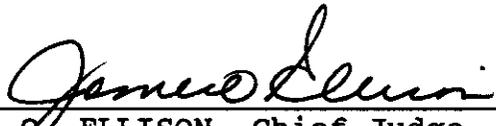
Richard M. Lawrence, Court Clerk
U.S. DISTRICT COURT

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 vs.) No. 94-CR-45-E
)
 JIM E. NIBEL,)
)
 Defendant.)

O R D E R

Defendant's Request for Additional Time to Surrender Voluntarily is GRANTED under the following conditions: Defendant's voluntary surrender date is extended from August 29, 1994 to October 12, 1994; PROVIDED HOWEVER, that he must pay not less than \$500 of the money earned during the period of the extension as part of his restitution.

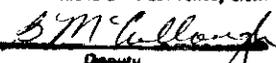
ORDERED this 25th day of August, 1994.



JAMES O. ELLISON, Chief Judge
UNITED STATES DISTRICT COURT

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 
Deputy

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

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 v.)
)
 RONALD WYATT,)
)
 Defendant.)

No. 94-CR-101-E

RECORDED ON 8/25/94

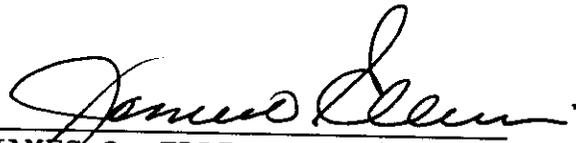
FILED 8/25/94

FILED
AUG 25 1994
CLERK
U.S. DISTRICT COURT
NORTHERN DISTRICT OF OK

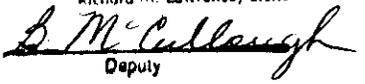
O R D E R

Now on this 25th day of August, 1994 this cause comes on to be heard in the matter of the plaintiff's Motion for Leave to Dismiss, without prejudice, the Indictment against defendant Ronald Wyatt in the above styled cause. The Court finds that said request ought to be granted and the Indictment against defendant Ronald Wyatt is dismissed, without prejudice.

IT IS SO ORDERED.


JAMES O. ELLISON, Chief
United States District Judge

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 
Deputy

FILED

UNITED STATES DISTRICT COURT
Northern District of Oklahoma

AUG 24 1994

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

UNITED STATES OF AMERICA

v.

Case Number 94-CR-056-002-B

FREDRICK ERNEST BAILEY, JR.
Defendant.

ENTERED ON DOCKET
AUG 25 1994
DATE _____

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

The defendant, FREDRICK ERNEST BAILEY, JR., was represented by C. W. Hack.

On motion of the United States the court has dismissed counts 2 and 3 of the Indictment.

The defendant pleaded guilty to count 1 of the Indictment. Accordingly, the defendant is adjudged guilty of such count, involving the following offense:

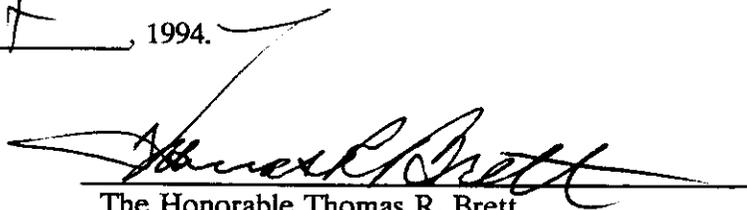
<u>Title & Section</u>	<u>Nature of Offense</u>	<u>Date Offense Concluded</u>	<u>Count Number(s)</u>
18 USC 371	Conspiracy To Utter A Stolen U. S. Treasury Check	12/31/93	1

As pronounced on August 18, 1994, 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.

It is ordered that the defendant shall pay to the United States a special assessment of \$ 50, for count 1 of the Indictment, which shall be due immediately.

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.

Signed this the 22nd day of August, 1994.


The Honorable Thomas R. Brett
United States District Judge

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  Deputy

Defendant's SSN: 440-80-8887
Defendant's Date of Birth: 01/29/66
Defendant's residence and mailing address: 7457 East 49th Street, Building 59, Apartment 15, Tulsa, Oklahoma 74135

Defendant: FREDRICK ERNEST BAILEY, JR.
Case Number: 94-CR-056-002-B

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 3 months. Imprisonment is to run concurrent with Tulsa County District Court case number CF93-4576. *ok*

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

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: FREDRICK ERNEST BAILEY, JR.
Case Number: 94-CR-056-002-B

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of 3 years.

While on supervised release, the defendant shall not commit another federal, state, or local crime; shall not illegally possess a controlled substance; shall comply with the standard conditions that have been adopted by this court (set forth below); and shall comply with the following additional conditions:

1. 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.
2. If this judgment imposes a fine, special assessment, costs, or restitution obligation, it shall be a condition of supervised release that the defendant pay any such fine, assessments, costs, and restitution that remain unpaid at the commencement of the term of supervised release.
3. The defendant shall not own or possess a firearm or destructive device.
4. The defendant shall successfully participate in a program of testing and treatment (to include inpatient) for drug and alcohol abuse, as directed by the Probation Officer, until such time as released from the program by the Probation Officer.
5. The defendant shall participate in a program of mental health treatment (to include inpatient), as directed by the Probation Officer, until such time as the defendant is released from the program by the Probation Officer.

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 seventy-two 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: FREDRICK ERNEST BAILEY, JR.
Case Number: 94-CR-056-002-B

FINE

The Court has determined that the defendant does not have the ability to pay interest, and it is accordingly ordered that the interest requirement is waived.

The defendant shall pay a fine of \$ 250 as to count 1 of the Indictment. This fine shall be paid in full immediately. Any amount not paid immediately shall be paid while in custody through the Bureau of Prisons' Inmate Financial Responsibility Program. Upon release from custody, any unpaid balance shall be paid during the term of supervised release, 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: FREDRICK ERNEST BAILEY, JR.
Case Number: 94-CR-056-002-B

STATEMENT OF REASONS

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

Guideline Range Determined by the Court:

Total Offense Level:	4
Criminal History Category:	II
Imprisonment Range:	0 months to 6 months
Supervised Release Range:	2 to 3 years
Fine Range:	\$ 250 to \$ 5,000
Restitution:	\$ N/A

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

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.

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

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 v.) No. 94-CR-25-E
)
 KENDRA J. SEFCIK,)
)
 Defendant.)

FILED

AUG 23 1994

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

ORDER

Now on this 22 day of August, 1994 this cause comes on to be heard in the matter of the plaintiff's Motion for Leave to Dismiss, without prejudice, the Information against defendant Kendra J. Sefcik in the above styled cause. The Court finds that said request ought to be granted and the Information against defendant Kendra J. Sefcik is dismissed, without prejudice.

IT IS SO ORDERED.

S/ JAMES O. ELLISON

JAMES O. ELLISON
United States District Judge

ENTERED ON DOCKET

DATE 8-24-94

returned September 6, 1990 as to both Defendants Richard R. Bell
and George L. Bohl.

IT IS SO ORDERED this 19th day of August, 1994.

A handwritten signature in black ink, appearing to read "Thomas R. Brett", written over a horizontal line.

THOMAS R. BRETT
UNITED STATES DISTRICT JUDGE

**UNITED STATES DISTRICT COURT
Northern District of Oklahoma**

UNITED STATES OF AMERICA

v.

Case Number 94-CR-009-001-E

ENTERED ON DOCKET F I L E D

IVAN J. BEBERMEYER
Defendant.

DATE 8/18/94

AUG 17 1994

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

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

The defendant, IVAN J. BEBERMEYER, was represented by Robert J. Bartz.

On motion of the United States the court has dismissed counts 1 through 27 of the Indictment.

The defendant pleaded guilty to counts 1 and 2 of the Information. Accordingly, the defendant is adjudged guilty of such counts, involving the following offenses:

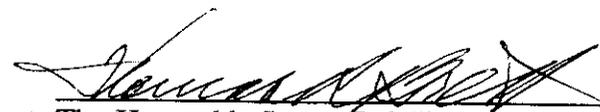
<u>Title & Section</u>	<u>Nature of Offense</u>	<u>Date Offense Concluded</u>	<u>Count Number(s)</u>
18 USC 371	Conspiracy To Commit Mail Fraud	01/93	1
18 USC 1341	Mail Fraud	11/01/91	2

As pronounced on August 8, 1994, 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.

It is ordered that the defendant shall pay to the United States a special assessment of \$ 100, for counts 1 and 2 of the Information, which shall be due immediately.

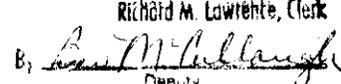
It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

Signed this the 17 day of Aug, 1994.


For The Honorable James O. Ellison, Chief
United States District Judge

Defendant's SSN: 488-66-2034
Defendant's Date of Birth: 03/20/61
Defendant's residence and mailing address: 10141 S. Joplin Avenue, Tulsa, Oklahoma 74137

United States District Court)
Northern District of Oklahoma) **55**
I hereby certify that the foregoing
is a true copy of the original on file
in this Court.

Richard M. Lawrence, Clerk
By 
Deputy

Defendant: IVAN J. BEBERMEYER
Case Number: 94-CR-009-001-E

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; shall comply with the standard conditions that have been adopted by this court (set forth below); and shall comply with the following additional conditions:

1. If this judgment imposes a fine, special assessment, costs or restitution obligation, it shall be a condition of probation that the defendant pay any such fine, assessment, costs and restitution.
2. The defendant shall not own or possess a firearm or destructive device.
3. The defendant shall abide by the "Special Financial Conditions" enumerated in Miscellaneous Order Number M-128, filed with the Clerk of the Court on March 18, 1992.
4. The defendant shall perform 50 hours of community service per week, for 52 consecutive weeks to begin upon approval of a community service plan to be submitted within ten (10) days of sentencing.
5. For a one year period consistent with the Community Service Plan, the defendant is prohibited from receiving any form of direct or passive compensation as a result of wages or income relative to his chiropractic business. This condition is without exception, and any earnings realized as a result of the defendant's established chiropractic business shall be disclosed to the U. S. Probation Office and disposed of as directed by the U. S. Probation Office.

STANDARD CONDITIONS OF PROBATION

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 seventy-two 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: IVAN J. BEBERMEYER
Case Number: 94-CR-009-001-E

FINE

The defendant shall pay a fine of \$ 20,000 as to count 1 of the Information. This fine (plus any interest required) shall be paid in full immediately. Any amount not paid immediately shall be paid as directed by the U. S. Probation Office during the period of probation.

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: IVAN J. BEBERMEYER

Case Number: 94-CR-009-001-E

RESTITUTION AND FORFEITURE**RESTITUTION**

The defendant shall make restitution in the total amount of \$24,161 as to count 1 of the Information.

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

<u>Name of Payee</u>	<u>Amount of Restitution</u>
Aetna Life Insurance Company 151 Farmington Ave. Hartford, Connecticut 06156-7626 Attn: Susan Rozsas	\$ 3,551
Alta-First Health P.O. Box 211000 suite 400 Salt Lake City, Utah 74121-8000	\$ 3,451
Blue Cross/Blue Shield of Oklahoma 1215 South Boulder Tulsa, Oklahoma 74119 Attn: Thomas W. McLain	\$ 5,164
CIGNA Health Care Investigations 900 Cottage Grove Road Routing C 301 Bloomfield, Connecticut 06152 Attn: John McHaney	\$ 2,474
Metropolitan Life 501 Route 22 West Bridgewater, New Jersey Attn: Muriel Kerr	\$ 4,272
Prudential Insurance 200 Wood Avenue South Iselin, New Jersey Attn: Gail Reilly	\$ 2,563
Traveler's Insurance Company P.O. Box 3036 Naperville, Illinois 60563 Attn: Bob Teyema	\$ 2,686
Total:	<u>\$ 24,161</u>

Payments of restitution are to be made to the United States Attorney for transfer to the payees.

Restitution shall be paid in full immediately. Any amount not paid immediately shall be paid during the period of probation, as directed by the U. S. Probation Office.

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

Defendant: IVAN J. BEBERMEYER
Case Number: 94-CR-009-001-E

STATEMENT OF REASONS

The court adopts the factual findings and guideline application in the presentence report except the court reduced the offense level two points based on the loss amount of \$16,447.57, rather than \$52,766 as calculated in the presentence investigation report.

Guideline Range Determined by the Court:

Total Offense Level:	13	
Criminal History Category:	I	
Imprisonment Range:	12 months to 18 months	counts 1 & 2
Supervised Release Range:	2 to 3 years	counts 1 & 2
Fine Range:	\$ 3,000 to \$ 30,000	counts 1 & 2
Restitution:	\$ 24,161	

The sentence departs from the guideline range for the following reasons: The court determined that the specific offense characteristics calculation as presented in the presentence investigation report, overstated the seriousness of the offense. Pursuant to U.S.S.G. § 5K2.0, the court departs from the calculated guideline range.

174

ENTERED ON DOCKET

AUG 13 1994

UNITED STATES DISTRICT COURT
Northern District of Oklahoma

AUG 15 1994

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

UNITED STATES OF AMERICA

v.

Case Number 94-CR-003-002-C

DARRELL WAYNE STONE
Defendant.

ENTERED ON DOCKET

DATE _____

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

The defendant, DARRELL WAYNE STONE, was represented by Richard D. White, Jr..

On motion of the United States the court has dismissed counts 2, 3, 8, 9 and 10 of the Indictment.

The defendant pleaded guilty to count 1 of the Indictment. Accordingly, the defendant is adjudged guilty of such count, involving the following offenses:

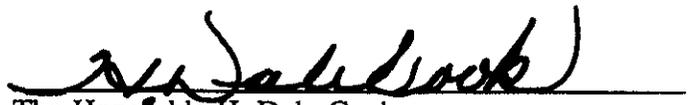
<u>Title & Section</u>	<u>Nature of Offense</u>	<u>Date Offense Concluded</u>	<u>Count Number(s)</u>
.1 USC 846, 841(a)(1), and 841(b)(1)(C)	Conspiracy To Possess With Intent To Distribute And To Distribute Cocaine And Methamphetamine	10/29/93	1

As pronounced on August 8, 1994, 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.

It is ordered that the defendant shall pay to the United States a special assessment of \$ 50, for count 1 of the Indictment, which shall be due immediately.

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.

Signed this the 15th day of August, 1994.


The Honorable H. Dale Cook
United States District Judge

Defendant's SSN: 444-60-8071
Defendant's Date of Birth: 01/10/68
Defendant's residence and mailing address: 825 South Russell, Skiatook, Oklahoma 74070

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 _____
Deputy

Defendant: DARRELL WAYNE STONE
Case Number: 94-CR-003-002-C

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 18 months. Defendant to receive credit for time already served on this sentence.

The Court makes the following recommendations to the Bureau of Prisons: That the defendant be confined in a Bureau of Prisons facility that will provide substance abuse treatment to the defendant. In addition, the court recommends that the Bureau of Prisons place the defendant in the intensive confinement at Lewisburg, Pennsylvania, if he is eligible for the program.

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

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: DARRELL WAYNE STONE
Case Number: 94-CR-003-002-C

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of 4 years.

While on supervised release, the defendant shall not commit another federal, state, or local crime; shall not illegally possess a controlled substance; shall comply with the standard conditions that have been adopted by this court (set forth below); and shall comply with the following additional conditions:

1. 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.
2. If this judgment imposes a fine, special assessment, costs, or restitution obligation, it shall be a condition of supervised release that the defendant pay any such fine, assessments, costs, and restitution that remain unpaid at the commencement of the term of supervised release.
3. The defendant shall not own or possess a firearm or destructive device.
4. The defendant shall successfully participate in a program of testing and treatment (to include inpatient) for drug and alcohol abuse, as directed by the Probation Officer, until such time as released from the program by the Probation Officer.

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 seventy-two 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: DARRELL WAYNE STONE
Case Number: 94-CR-003-002-C

STATEMENT OF REASONS

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

Guideline Range Determined by the Court:

Total Offense Level:	21
Criminal History Category:	III
Imprisonment Range:	46 months to 57 months
Supervised Release Range:	3 to 5 years
Fine Range:	\$ 7,500 to \$ 1,000,000
Restitution:	\$ N/A

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

The sentence departs from the guideline range for the following reasons: Upon motion of the government, as a result of defendant's substantial assistance.

F I L E D

AUG 15 1994

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

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

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 vs.)
)
 ALBERT GROSSICH,)
)
 Defendant.)

ENTERED ON DOCKET

Case No. ~~93-C-841-C~~ AUG 10 1994
88-CR-149-C

ORDER

The Court has before it the motion of defendant Albert Grossich to vacate, alter or amend the order of May 6, 1994 denying defendant's motion to vacate sentence filed pursuant to 28 U.S.C. §2255. Defendant requests the court to vacate the order and proceed with an evidentiary hearing.

In support of his request, the defendant asserts that an evidentiary hearing is necessary to establish a complete record as to the considerations given by the government to witnesses at defendant's trial. Defendant contends that since a conviction on a conspiracy charge requires proof of an agreement between two or more persons to perform an unlawful act, the government appears to have granted immunity or bestowed a benefit on Mr. Grossich's alleged co-conspirators in exchange for their favorable testimony at trial. Specifically defendant contends, that several unindicted co-conspirators consisting of Harold Staples, Jack Rodden, Mark Wakefield and Robert Sloan provided testimony at defendant's trial to the effect that they not only acted as co-conspirators but, also, that they committed other crimes. Regardless of the witnesses' admissions of unlawful activities, none of the co-conspirators have been charged or convicted of their criminal acts. Thus defendant

concludes that there is an appearance of favorable treatment by the government, tantamount to an agreement of immunity.

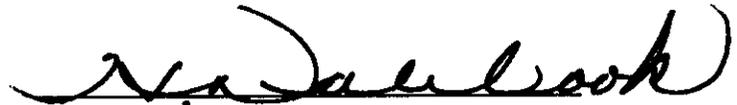
Upon defendant's assertion of an appearance of immunity, the Court granted the defendant leave to serve the government with interrogatories. The government responded denying that there were any witnesses who testified on behalf of the government at the Grossich trial who received any promises, or benefits in any manner from inducements, agreements, favors or considerations granted by the government. In relying on government's answers, the Court denied an evidentiary hearing.

Whether government granted immunity is a separate issues from whether government elected not to prosecute other co-conspirators allegedly cooperating with the defendant in the commission of unlawful acts. Government has the discretion whether to prosecute any individual in regard to any matter under investigation. The fact that government did not thereafter prosecute any of its own witnesses does not indicate that it entered into agreements with those individuals prior to their testimony at the Grossich trial. Government may have had other policy reasons for electing not to prosecute. Defendant has not offered this Court any substantive evidence to indicate that government is being dishonest or untruthful in its responses to defendant's interrogatories. Moreover, as indicated in the order of May 6, 1994, the Court is satisfied that the guilty verdict rendered by the jury is supported by the evidence even without the corroborating testimony of government's witness Harold Staples. The Court is not obligated to grant an evidentiary hearing solely for the purpose of discovering whether any evidence can be adduced to support defendant's claims.

Accordingly, it is the order of the Court, that defendant's motion to vacate, alter or

amend judgment is hereby denied. Defendant's renewed motion for an evidentiary hearing is also denied.

IT IS SO ORDERED this ~~14~~ ¹⁵ day of August, 1994.



H. DALE COOK
United States District Judge

FILED

**UNITED STATES DISTRICT COURT
Northern District of Oklahoma**

AUG 16 1994

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

UNITED STATES OF AMERICA

- A M E N D E D -
Case Number 94-CR-017-001-B
(Added Page 4)

v.

JIMMIE CHARLES CROW, JR.
Defendant.

ENTERED ON DOCKET
AUG 16 1994
DATE _____

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

The defendant, JIMMIE CHARLES CROW, JR., was represented by Stephen J. Greubel.

The defendant pleaded guilty to counts 1 and 2 of the Indictment. Accordingly, the defendant is adjudged guilty of such counts, involving the following offenses:

<u>Title & Section</u>	<u>Nature of Offense</u>	<u>Date Offense Concluded</u>	<u>Count Number(s)</u>
18 USC 922(a)(6)	False Statement To A Licensed Firearms Dealer	05/21/93	1
18 USC 922(g)(1)	Possession Of A Firearm After Former Conviction Of A Felony	05/21/93	2

As pronounced on July 22, 1994, 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.

It is ordered that the defendant shall pay to the United States a special assessment of \$ 100, for counts 1 and 2 of the Indictment, which shall be due immediately.

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.

Signed this the 15 day of Aug, 1994.

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

[Signature]
The Honorable Thomas R. Brett
United States District Judge

Defendant's SSN: 442-64-2992

Defendant's Date of Birth: 11/18/58

Defendant's residence and mailing address: Route 1, Box 85, Locust Grove, Oklahoma 74352 (father's residence)

Defendant: JIMMIE CHARLES CROW, JR.
Case Number: 94-CR-017-001-B

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 41 months. Counts 1 and 2 of the Indictment to run concurrently, each with the other.

The Court makes the following recommendations to the Bureau of Prisons: During period of confinement, the defendant should be incarcerated in a Bureau of Prisons' facility that will provide him an opportunity to participate in drug and alcohol treatment.

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

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: JIMMIE CHARLES CROW, JR.
Case Number: 94-CR-017-001-B

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of 3 years as to counts 1 and 2 of the Indictment to run concurrently.

While on supervised release, the defendant shall not commit another federal, state, or local crime; shall not illegally possess a controlled substance; shall comply with the standard conditions that have been adopted by this court (set forth below); and shall comply with the following additional conditions:

1. 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.
2. If this judgment imposes a fine, special assessment, costs, or restitution obligation, it shall be a condition of supervised release that the defendant pay any such fine, assessments, costs, and restitution that remain unpaid at the commencement of the term of supervised release.
3. The defendant shall not own or possess a firearm or destructive device.
4. The defendant shall successfully participate in a program of testing and treatment (to include inpatient) for drug and alcohol abuse, as directed by the Probation Officer, until such time as released from the program by the Probation Officer.
5. The defendant shall submit to a search conducted by a United States Probation Officer of his person, residence, vehicle, office and/or business at a reasonable time and in a reasonable manner, based upon reasonable suspicion of contraband or evidence of a violation of a condition of release. Failure to submit to a search may be grounds for revocation. The defendant shall not reside at any location without having first advised other residents that the premises may be subject to searches pursuant to this condition. Additionally, the defendant shall obtain written verification from other residents that said residents acknowledge the existence of this condition and that their failure to cooperate could result in revocation. This acknowledgement shall be provided to the U. S. Probation Office immediately upon taking residency.

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 seventy-two 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: JIMMIE CHARLES CROW, JR.
Case Number: 94-CR-017-001-B

STATEMENT OF REASONS

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

Guideline Range Determined by the Court:

Total Offense Level:	17
Criminal History Category:	VI
Imprisonment Range:	51 months to 63 months
Supervised Release Range:	2 to 3 years
Fine Range:	\$ 2,000 to \$ 20,000
Restitution:	\$ N/A

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

The sentence departs from the guideline range for the following reason(s): The defendant is a single parent of two children who are currently in the custody of the defendant's parents. In addition, the circumstances surrounding the defendant's purchase of the firearm involved in this offense reveal that the defendant probably purchased the firearm for another person and not for any criminal purpose. The court finds that this combination of mitigating factors are unique and not adequately considered by the U. S. Sentencing Commission when they formulated the guidelines. Pursuant to U.S.S.G. § 5K2.0, the court departs downward and decreases the offense level by two levels. The offense level by way of departure is 15 with a guideline range of imprisonment of 41 to 51 months. Within that range, the court imposes a sentence of 41 months.

ENTERED ON DOCKET

AUG 16 1994

UNITED STATES DISTRICT COURT
Northern District of Oklahoma

AUG 15 1994

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

UNITED STATES OF AMERICA

v.

Case Number 94-CR-003-002-C

DARRELL WAYNE STONE
Defendant.

ENTERED ON DOCKET

DATE _____

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

The defendant, DARRELL WAYNE STONE, was represented by Richard D. White, Jr..

On motion of the United States the court has dismissed counts 2, 3, 8, 9 and 10 of the Indictment.

The defendant pleaded guilty to count 1 of the Indictment. Accordingly, the defendant is adjudged guilty of such count, involving the following offenses:

<u>Title & Section</u>	<u>Nature of Offense</u>	<u>Date Offense Concluded</u>	<u>Count Number(s)</u>
21 USC 846, 841(a)(1), and 841(b)(1)(C)	Conspiracy To Possess With Intent To Distribute And To Distribute Cocaine And Methamphetamine	10/29/93	1

As pronounced on August 8, 1994, 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.

It is ordered that the defendant shall pay to the United States a special assessment of \$ 50, for count 1 of the Indictment, which shall be due immediately.

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.

Signed this the 15th day of August, 1994.


The Honorable H. Dale Cook
United States District Judge

Defendant's SSN: 444-60-8071
Defendant's Date of Birth: 01/10/68
Defendant's residence and mailing address: 825 South Russell, Skiatook, Oklahoma 74070

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 _____
Deputy

47

Defendant: DARRELL WAYNE STONE
Case Number: 94-CR-003-002-C

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 18 months. Defendant to receive credit for time already served on this sentence.

The Court makes the following recommendations to the Bureau of Prisons: That the defendant be confined in a Bureau of Prisons facility that will provide substance abuse treatment to the defendant. In addition, the court recommends that the Bureau of Prisons place the defendant in the intensive confinement at Lewisburg, Pennsylvania, if he is eligible for the program.

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

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: DARRELL WAYNE STONE
Case Number: 94-CR-003-002-C

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of 4 years.

While on supervised release, the defendant shall not commit another federal, state, or local crime; shall not illegally possess a controlled substance; shall comply with the standard conditions that have been adopted by this court (set forth below); and shall comply with the following additional conditions:

1. 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.
2. If this judgment imposes a fine, special assessment, costs, or restitution obligation, it shall be a condition of supervised release that the defendant pay any such fine, assessments, costs, and restitution that remain unpaid at the commencement of the term of supervised release.
3. The defendant shall not own or possess a firearm or destructive device.
4. The defendant shall successfully participate in a program of testing and treatment (to include inpatient) for drug and alcohol abuse, as directed by the Probation Officer, until such time as released from the program by the Probation Officer.

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 seventy-two 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: DARRELL WAYNE STONE
Case Number: 94-CR-003-002-C

STATEMENT OF REASONS

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

Guideline Range Determined by the Court:

Total Offense Level:	21
Criminal History Category:	III
Imprisonment Range:	46 months to 57 months
Supervised Release Range:	3 to 5 years
Fine Range:	\$ 7,500 to \$ 1,000,000
Restitution:	\$ N/A

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

The sentence departs from the guideline range for the following reasons: Upon motion of the government, as a result of defendant's substantial assistance.

F I L E D

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

AUG 15 1994

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

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 vs.)
)
 ALBERT GROSSICH,)
)
 Defendant.)

ENTERED ON DOCKET

Case No. ~~93-C-841-C~~ DATE _____
88-CR-149-C

ORDER

The Court has before it the motion of defendant Albert Grossich to vacate, alter or amend the order of May 6, 1994 denying defendant's motion to vacate sentence filed pursuant to 28 U.S.C. §2255. Defendant requests the court to vacate the order and proceed with an evidentiary hearing.

In support of his request, the defendant asserts that an evidentiary hearing is necessary to establish a complete record as to the considerations given by the government to witnesses at defendant's trial. Defendant contends that since a conviction on a conspiracy charge requires proof of an agreement between two or more persons to perform an unlawful act, the government appears to have granted immunity or bestowed a benefit on Mr. Grossich's alleged co-conspirators in exchange for their favorable testimony at trial. Specifically defendant contends, that several unindicted co-conspirators consisting of Harold Staples, Jack Rodden, Mark Wakefield and Robert Sloan provided testimony at defendant's trial to the effect that they not only acted as co-conspirators but, also, that they committed other crimes. Regardless of the witnesses' admissions of unlawful activities, none of the co-conspirators have been charged or convicted of their criminal acts. Thus defendant

concludes that there is an appearance of favorable treatment by the government, tantamount to an agreement of immunity.

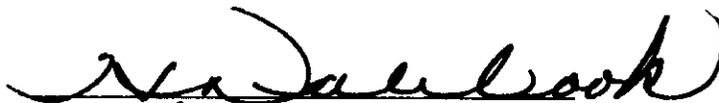
Upon defendant's assertion of an appearance of immunity, the Court granted the defendant leave to serve the government with interrogatories. The government responded denying that there were any witnesses who testified on behalf of the government at the Grossich trial who received any promises, or benefits in any manner from inducements, agreements, favors or considerations granted by the government. In relying on government's answers, the Court denied an evidentiary hearing.

Whether government granted immunity is a separate issues from whether government elected not to prosecute other co-conspirators allegedly cooperating with the defendant in the commission of unlawful acts. Government has the discretion whether to prosecute any individual in regard to any matter under investigation. The fact that government did not thereafter prosecute any of its own witnesses does not indicate that it entered into agreements with those individuals prior to their testimony at the Grossich trial. Government may have had other policy reasons for electing not to prosecute. Defendant has not offered this Court any substantive evidence to indicate that government is being dishonest or untruthful in its responses to defendant's interrogatories. Moreover, as indicated in the order of May 6, 1994, the Court is satisfied that the guilty verdict rendered by the jury is supported by the evidence even without the corroborating testimony of government's witness Harold Staples. The Court is not obligated to grant an evidentiary hearing solely for the purpose of discovering whether any evidence can be adduced to support defendant's claims.

Accordingly, it is the order of the Court, that defendant's motion to vacate, alter or

amend judgment is hereby denied. Defendant's renewed motion for an evidentiary hearing is also denied.

IT IS SO ORDERED this st15 day of August, 1994.

A handwritten signature in cursive script, appearing to read "H. Dale Cook", written in black ink.

H. DALE COOK
United States District Judge

DATE 8-9-94

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

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 vs.) Case No. 90-CR-75-C
)
)
 HAROLD E. STAPLES,)
)
 Defendant.)

F I L E D

AUG 9 - 1994

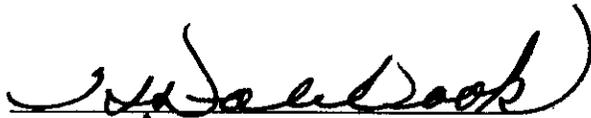
Richard M. Lawrence, Clerk
U. S. DISTRICT COURT
NORTHERN DISTRICT OF OKLAHOMA

JUDGMENT OF ACQUITTAL

Upon the issuance of the mandate by the Tenth Circuit Court of Appeals, pursuant to the directives of the United States Supreme Court in Staples v. United States, 114 S.Ct. 1793 (1994), the Court hereby vacates the judgment of conviction entered on February 25, 1991 and the sentence imposed by this Court on February 20, 1991.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED, that defendant, Harold E. Staples, is hereby acquitted of the charges brought in said action. This judgment of acquittal shall issue forthwith.

Entered this 8th day of August, 1994.



H. DALE COOK
United States District Judge

United States District Court ss
Northern District of Oklahoma
I hereby certify that this is a true and correct copy of the original as filed in the Court.
Richard M. Lawrence, Clerk
By R. Miller
Deputy

FILED

**UNITED STATES DISTRICT COURT
Northern District of Oklahoma**

AUG 8 1994

UNITED STATES OF AMERICA

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

v.

Case Number 93-CR-097-009-E
ENTERED ON DOCKET

MICHAEL HOLMES ALEXANDER
Defendant.

DATE 8/8/94

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

The defendant, MICHAEL HOLMES ALEXANDER, was represented by Stanton D. Levenson.

The defendant has been found not guilty on count 2 of the Second Superseding Indictment and is discharged as to such count. IT IS ORDERED that the Defendant is acquitted and discharged, and any bond is exonerated.

The defendant was found guilty on count 1 of the Second Superseding Indictment after a plea of not guilty. Accordingly, the defendant is adjudged guilty of such count, involving the following offense:

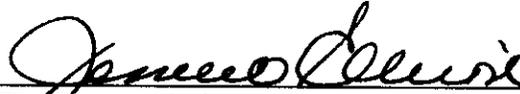
<u>Title & Section</u>	<u>Nature of Offense</u>	<u>Date Offense Concluded</u>	<u>Count Number(s)</u>
21 USC 846 and 841(a)(1)	Conspiracy To Possess With Intent To Distribute And To Distribute Marihuana	09/93	1

As pronounced on July 29, 1994, 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.

It is ordered that the defendant shall pay to the United States a special assessment of \$ 50, for count 1 of the Second Superseding Indictment, which shall be due immediately.

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.

Signed this the 8th day of August, 1994.


The Honorable James O. Ellison, Chief
United States District Judge

Defendant's SSN: 262-13-1045
Defendant's Date of Birth: 03/23/54
Defendant's residence and mailing address: 16213 Dew Drop Lane, Tampa, Florida 33625

Defendant: MICHAEL HOLMES ALEXANDER
Case Number: 93-CR-097-009-E

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 121 months.

The Court makes the following recommendations to the Bureau of Prisons: That the defendant be placed at Federal Correctional Institution - Elgin Air Force Base, Florida, unless an individual who has testified against him is there.

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

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: MICHAEL HOLMES ALEXANDER
Case Number: 93-CR-097-009-E

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of 5 years.

While on supervised release, the defendant shall not commit another federal, state, or local crime; shall not illegally possess a controlled substance; shall comply with the standard conditions that have been adopted by this court (set forth below); and shall comply with the following additional conditions:

1. 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.
2. If this judgment imposes a fine, special assessment, costs, or restitution obligation, it shall be a condition of supervised release that the defendant pay any such fine, assessments, costs, and restitution that remain unpaid at the commencement of the term of supervised release.
3. The defendant shall not own or possess a firearm or destructive device.
4. The defendant shall successfully participate in a program of testing and treatment (to include inpatient) for drug and alcohol abuse, as directed by the Probation Officer, until such time as released from the program by the Probation Officer.
5. The defendant shall submit to a search conducted by a United States Probation Officer of his person, residence, vehicle, office and/or business at a reasonable time and in a reasonable manner, based upon reasonable suspicion of contraband or evidence of a violation of a condition of release. Failure to submit to a search may be grounds for revocation. The defendant shall not reside at any location without having first advised other residents that the premises may be subject to searches pursuant to this condition. Additionally, the defendant shall obtain written verification from other residents that said residents acknowledge the existence of this condition and that their failure to cooperate could result in revocation. This acknowledgement shall be provided to the U. S. Probation Office immediately upon taking residency.
6. The defendant shall comply with the special financial conditions previously approved and adopted by this Court and filed with the District Court Clerk under Miscellaneous Court Order No. 128. These conditions will limit the defendant's financial transactions and allow these transactions to be monitored by the U. S. Probation Office.
7. The defendant shall repay his debt to his parents, as monitored by the U. S. Probation Office, in addition to satisfying his fine obligation.

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 seventy-two 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: MICHAEL HOLMES ALEXANDER
Case Number: 93-CR-097-009-E

FINE

The Court has determined that the defendant does not have the ability to pay interest, and it is accordingly ordered that the interest requirement is waived.

The defendant shall pay a fine of \$ 7,500 as to count 1 of the Second Superseding Indictment. This fine shall be paid in full immediately. Any amount not paid immediately shall be paid while in custody through the Bureau of Prisons' Inmate Financial Responsibility Program. Upon release from custody, any unpaid balance shall be paid during the term of supervised release, 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: MICHAEL HOLMES ALEXANDER
Case Number: 93-CR-097-009-E

STATEMENT OF REASONS

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

Guideline Range Determined by the Court:

Total Offense Level:	32
Criminal History Category:	I
Imprisonment Range:	121 months to 151 months
Supervised Release Range:	5 years
Fine Range:	\$ 17,500 to \$ 4,000,000
Restitution:	\$ N/A

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

The sentence is within the guidelines range, that range exceeds 24 months, and the sentence is imposed for the following reasons: Sentence at the low end of the guideline range adequately punishes the defendant for his criminal conduct.

FILED

**UNITED STATES DISTRICT COURT
Northern District of Oklahoma**

AUG 8 1994

UNITED STATES OF AMERICA

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

v.

Case Number 93-CR-097-009-E
ENTERED ON DOCKET

MICHAEL HOLMES ALEXANDER
Defendant.

DATE 8/8/94

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

The defendant, MICHAEL HOLMES ALEXANDER, was represented by Stanton D. Levenson.

The defendant has been found not guilty on count 2 of the Second Superseding Indictment and is discharged as to such count. IT IS ORDERED that the Defendant is acquitted and discharged, and any bond is exonerated.

The defendant was found guilty on count 1 of the Second Superseding Indictment after a plea of not guilty. Accordingly, the defendant is adjudged guilty of such count, involving the following offense:

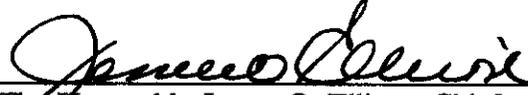
<u>Title & Section</u>	<u>Nature of Offense</u>	<u>Date Offense Concluded</u>	<u>Count Number(s)</u>
21 USC 846 and 841(a)(1)	Conspiracy To Possess With Intent To Distribute And To Distribute Marihuana	09/93	1

As pronounced on July 29, 1994, 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.

It is ordered that the defendant shall pay to the United States a special assessment of \$ 50, for count 1 of the Second Superseding Indictment, which shall be due immediately.

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.

Signed this the 8th day of August, 1994.


The Honorable James O. Ellison, Chief
United States District Judge

Defendant's SSN: 262-13-1045

Defendant's Date of Birth: 03/23/54

Defendant's residence and mailing address: 16213 Dew Drop Lane, Tampa, Florida 33625

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 B. M. Lullough
Deputy

Defendant: MICHAEL HOLMES ALEXANDER
Case Number: 93-CR-097-009-E

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 121 months.

The Court makes the following recommendations to the Bureau of Prisons: That the defendant be placed at Federal Correctional Institution - Elgin Air Force Base, Florida, unless an individual who has testified against him is there.

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

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: MICHAEL HOLMES ALEXANDER

Case Number: 93-CR-097-009-E

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of 5 years.

While on supervised release, the defendant shall not commit another federal, state, or local crime; shall not illegally possess a controlled substance; shall comply with the standard conditions that have been adopted by this court (set forth below); and shall comply with the following additional conditions:

1. 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.
2. If this judgment imposes a fine, special assessment, costs, or restitution obligation, it shall be a condition of supervised release that the defendant pay any such fine, assessments, costs, and restitution that remain unpaid at the commencement of the term of supervised release.
3. The defendant shall not own or possess a firearm or destructive device.
4. The defendant shall successfully participate in a program of testing and treatment (to include inpatient) for drug and alcohol abuse, as directed by the Probation Officer, until such time as released from the program by the Probation Officer.
5. The defendant shall submit to a search conducted by a United States Probation Officer of his person, residence, vehicle, office and/or business at a reasonable time and in a reasonable manner, based upon reasonable suspicion of contraband or evidence of a violation of a condition of release. Failure to submit to a search may be grounds for revocation. The defendant shall not reside at any location without having first advised other residents that the premises may be subject to searches pursuant to this condition. Additionally, the defendant shall obtain written verification from other residents that said residents acknowledge the existence of this condition and that their failure to cooperate could result in revocation. This acknowledgement shall be provided to the U. S. Probation Office immediately upon taking residency.
6. The defendant shall comply with the special financial conditions previously approved and adopted by this Court and filed with the District Court Clerk under Miscellaneous Court Order No. 128. These conditions will limit the defendant's financial transactions and allow these transactions to be monitored by the U. S. Probation Office.
7. The defendant shall repay his debt to his parents, as monitored by the U. S. Probation Office, in addition to satisfying his fine obligation.

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 seventy-two 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: MICHAEL HOLMES ALEXANDER

Case Number: 93-CR-097-009-E

FINE

The Court has determined that the defendant does not have the ability to pay interest, and it is accordingly ordered that the interest requirement is waived.

The defendant shall pay a fine of \$ 7,500 as to count 1 of the Second Superseding Indictment. This fine shall be paid in full immediately. Any amount not paid immediately shall be paid while in custody through the Bureau of Prisons' Inmate Financial Responsibility Program. Upon release from custody, any unpaid balance shall be paid during the term of supervised release, 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: MICHAEL HOLMES ALEXANDER
Case Number: 93-CR-097-009-E

STATEMENT OF REASONS

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

Guideline Range Determined by the Court:

Total Offense Level:	32
Criminal History Category:	I
Imprisonment Range:	121 months to 151 months
Supervised Release Range:	5 years
Fine Range:	\$ 17,500 to \$ 4,000,000
Restitution:	\$ N/A

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

The sentence is within the guidelines range, that range exceeds 24 months, and the sentence is imposed for the following reasons: Sentence at the low end of the guideline range adequately punishes the defendant for his criminal conduct.

**UNITED STATES DISTRICT COURT
Northern District of Oklahoma**

UNITED STATES OF AMERICA

v.

Case Number 94-CR-056-001-B

ENTERED ON DOCKET

DATE AUG 05 1994

KIMBERLY SUE HAMILTON
Defendant.

FILED
AUG 4 1994
Richard M. Lawrence, Clerk
U.S. DISTRICT COURT

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

The defendant, KIMBERLY SUE HAMILTON, was represented by William D. Lunn.

On motion of the United States the court has dismissed counts 2 and 3 of the Indictment.

The defendant pleaded guilty to count 1 of the Indictment. Accordingly, the defendant is adjudged guilty of such count, involving the following offense:

<u>Title & Section</u>	<u>Nature of Offense</u>	<u>Date Offense Concluded</u>	<u>Count Number(s)</u>
8 USC 371	Conspiracy To Utter A Stolen U. S. Treasury Check	12/04/93	1

As pronounced on August 4, 1994, 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.

It is ordered that the defendant shall pay to the United States a special assessment of \$ 50, for count 1 of the Indictment, which shall be due immediately.

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.

Signed this the 4th day of August, 1994.

for James D. Brett
The Honorable Thomas R. Brett
United States District Judge

Defendant's SSN: 442-72-6989
Defendant's Date of Birth: 04/11/72
Defendant's residence and mailing address: 4747 South Darlington, Apt. 13, Tulsa, Oklahoma 74135

Defendant: KIMBERLY SUE HAMILTON
Case Number: 94-CR-056-001-B

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; shall comply with the standard conditions that have been adopted by this court (set forth below); and shall comply with the following additional conditions:

1. If this judgment imposes a fine, special assessment, costs or restitution obligation, it shall be a condition of probation that the defendant pay any such fine, assessment, costs and restitution.
2. The defendant shall not own or possess a firearm or destructive device.
3. The defendant shall participate in a program of mental health treatment, as directed by the Probation Officer, until such time as the defendant is released from the program by the Probation Officer.
4. The defendant shall serve the first 2 months (60 days) in community confinement, as scheduled, arranged, and approved by the U. S. Probation Office. The defendant may be allowed to maintain employment while in community confinement. The place of confinement will be the Freedom House and the defendant will report to that facility by 11:00 a.m. Monday, August 8, 1994, and she will abide by the rules of that facility.

STANDARD CONDITIONS OF PROBATION

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 seventy-two 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: KIMBERLY SUE HAMILTON
Case Number: 94-CR-056-001-B

FINE

The Court has determined that the defendant does not have the ability to pay interest, and it is accordingly ordered that the interest requirement is waived.

The defendant shall pay a fine of \$ 250 as to count 1 of the Indictment. This fine shall be paid in full immediately. Any amount not paid immediately shall be paid as directed by the U. S. Probation Office during the period of probation.

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: KIMBERLY SUE HAMILTON
Case Number: 94-CR-056-001-B

STATEMENT OF REASONS

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

Guideline Range Determined by the Court:

Total Offense Level:	4
Criminal History Category:	II
Imprisonment Range:	0 months to 6 months
Supervised Release Range:	2 to 3 years
Fine Range:	\$ 250 to \$ 5,000
Restitution:	\$ N/A

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.

United States District Court
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: *[Signature]*
Denny

[Handwritten mark]

UNITED STATES DISTRICT COURT
Northern District of Oklahoma

UNITED STATES OF AMERICA

v.

Case Number 94-CR-056-001-B ✓

KIMBERLY SUE HAMILTON
Defendant.

ENTERED IN CLERK'S OFFICE
AUG 05 1994

FILED
AUG 4 1994
Richard M. Lawrence, Clerk
U.S. DISTRICT COURT

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

The defendant, KIMBERLY SUE HAMILTON, was represented by William D. Lunn.

On motion of the United States the court has dismissed counts 2 and 3 of the Indictment.

The defendant pleaded guilty to count 1 of the Indictment. Accordingly, the defendant is adjudged guilty of such count, involving the following offense:

<u>Title & Section</u>	<u>Nature of Offense</u>	<u>Date Offense Concluded</u>	<u>Count Number(s)</u>
18 USC 371	Conspiracy To Utter A Stolen U. S. Treasury Check	12/04/93	1

As pronounced on August 4, 1994, 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.

It is ordered that the defendant shall pay to the United States a special assessment of \$ 50, for count 1 of the Indictment, which shall be due immediately.

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.

Signed this the 4th day of August, 1994.

for James D. Brett
The Honorable Thomas R. Brett
United States District Judge

Defendant's SSN: 442-72-6989
Defendant's Date of Birth: 04/11/72
Defendant's residence and mailing address: 4747 South Darlington, Apt. 13, Tulsa, Oklahoma 74135

Defendant: KIMBERLY SUE HAMILTON
Case Number: 94-CR-056-001-B

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; shall comply with the standard conditions that have been adopted by this court (set forth below); and shall comply with the following additional conditions:

1. If this judgment imposes a fine, special assessment, costs or restitution obligation, it shall be a condition of probation that the defendant pay any such fine, assessment, costs and restitution.
2. The defendant shall not own or possess a firearm or destructive device.
3. The defendant shall participate in a program of mental health treatment, as directed by the Probation Officer, until such time as the defendant is released from the program by the Probation Officer.
4. The defendant shall serve the first 2 months (60 days) in community confinement, as scheduled, arranged, and approved by the U. S. Probation Office. The defendant may be allowed to maintain employment while in community confinement. The place of confinement will be the Freedom House and the defendant will report to that facility by 11:00 a.m. Monday, August 8, 1994, and she will abide by the rules of that facility.

STANDARD CONDITIONS OF PROBATION

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 seventy-two 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: KIMBERLY SUE HAMILTON
Case Number: 94-CR-056-001-B

FINE

The Court has determined that the defendant does not have the ability to pay interest, and it is accordingly ordered that the interest requirement is waived.

The defendant shall pay a fine of \$ 250 as to count 1 of the Indictment. This fine shall be paid in full immediately. Any amount not paid immediately shall be paid as directed by the U. S. Probation Office during the period of probation.

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: KIMBERLY SUE HAMILTON
Case Number: 94-CR-056-001-B

STATEMENT OF REASONS

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

Guideline Range Determined by the Court:

Total Offense Level:	4
Criminal History Category:	II
Imprisonment Range:	0 months to 6 months
Supervised Release Range:	2 to 3 years
Fine Range:	\$ 250 to \$ 5,000
Restitution:	\$ N/A

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.

FILED

UNITED STATES DISTRICT COURT
Northern District of Oklahoma

AUG 2 1994

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

UNITED STATES OF AMERICA

v.

Case Number 94-CR-045-001-E

JIM E. NIBEL
Defendant.

ENTERED ON DOCKET

DATE 8/2/94

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

The defendant, JIM E. NIBEL, was represented by Stephen J. Greubel.

On motion of the United States the court has dismissed counts 2 through 12 of the Indictment.

The defendant pleaded guilty to count 1 of the Indictment. Accordingly, the defendant is adjudged guilty of such count, involving the following offense:

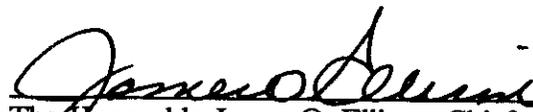
<u>Title & Section</u>	<u>Nature of Offense</u>	<u>Date Offense Concluded</u>	<u>Count Number(s)</u>
2 USC 1383a(a)(3)(B)	Concealment Of Information From the Department Of Health And Human Services	02/01/93	1

As pronounced on July 29, 1994, 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.

It is ordered that the defendant shall pay to the United States a special assessment of \$ 50, for count 1 of the Indictment, which shall be due immediately.

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.

Signed this the 1st day of August, 1994.


The Honorable James O. Ellison, Chief
United States District Judge

Defendant's SSN: 441-42-1992
Defendant's Date of Birth: 07/14/41
Defendant's residence and mailing address: 1105 East Haskell Place, Tulsa, Oklahoma 74106

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 B. M. Callough
Deputy

Defendant: JIM E. NIBEL
Case Number: 94-CR-045-001-E

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 7 months.

The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons before 12:00 noon on August 29, 1994.

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: JIM E. NIBEL
Case Number: 94-CR-045-001-E

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of 3 years.

While on supervised release, the defendant shall not commit another federal, state, or local crime; shall not illegally possess a controlled substance; shall comply with the standard conditions that have been adopted by this court (set forth below); and shall comply with the following additional conditions:

1. 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.
2. If this judgment imposes a fine, special assessment, costs, or restitution obligation, it shall be a condition of supervised release that the defendant pay any such fine, assessments, costs, and restitution that remain unpaid at the commencement of the term of supervised release.
3. The defendant shall not own or possess a firearm or destructive device.
4. The defendant shall participate in a program of mental health treatment (to include inpatient), as directed by the Probation Officer, until such time as the defendant is released from the program by the Probation Officer.

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 seventy-two 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: JIM E. NIBEL
Case Number: 94-CR-045-001-E

RESTITUTION AND FORFEITURE

RESTITUTION

The defendant shall make restitution in the total amount of \$5,000 as to count 1 of the Indictment.

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

<u>Name of Payee</u>	<u>Amount of Restitution</u>
Social Security Administration Financial Litigation Unit DOJ Lockbox Account Mid-America PSC P.O. Box 15627 Kansas City, Missouri 64106	\$5,000

Payments of restitution are to be made to the United States Attorney for transfer to the payee.

Restitution shall be paid during the period of supervised release, as directed by the U. S. Probation Office.

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

Defendant: JIM E. NIBEL
Case Number: 94-CR-045-001-E

STATEMENT OF REASONS

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

Guideline Range Determined by the Court:

Total Offense Level:	8
Criminal History Category:	II
Imprisonment Range:	4 months to 10 months
Supervised Release Range:	2 to 3 years
Fine Range:	\$ 1,000 to \$ 10,000
Restitution:	\$ 5,000

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

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.

FILED

JUL 26 1994

**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.

Case Number 94-CR-017-001-B

JIMMIE CHARLES CROW, JR.
Defendant.

ENTERED ON DOCKET
DATE AUG - 2 1994

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

The defendant, JIMMIE CHARLES CROW, JR., was represented by Stephen J. Greubel.

The defendant pleaded guilty to counts 1 and 2 of the Indictment. Accordingly, the defendant is adjudged guilty of such counts, involving the following offenses:

<u>Title & Section</u>	<u>Nature of Offense</u>	<u>Date Offense Concluded</u>	<u>Count Number(s)</u>
18 USC 922(a)(6)	False Statement To A Licensed Firearms Dealer	05/21/93	1
18 USC 922(g)(1)	Possession Of A Firearm After Former Conviction Of A Felony	05/21/93	2

As pronounced on July 22, 1994, 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.

It is ordered that the defendant shall pay to the United States a special assessment of \$ 100, for counts 1 and 2 of the Indictment, which shall be due immediately.

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.

Signed this the 26th day of July, 1994.

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

[Signature]
The Honorable Thomas R. Brett
United States District Judge

Defendant's SSN: 442-64-2992

Defendant's Date of Birth: 11/18/58

Defendant's residence and mailing address: Route 1, Box 85, Locust Grove, Oklahoma 74352 (father's residence)

Defendant: JIMMIE CHARLES CROW, JR.
Case Number: 94-CR-017-001-B

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 41 months. Counts 1 and 2 of the Indictment to run concurrently, each with the other.

The Court makes the following recommendations to the Bureau of Prisons: During period of confinement, the defendant should be incarcerated in a Bureau of Prisons' facility that will provide him an opportunity to participate in drug and alcohol treatment.

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

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: JIMMIE CHARLES CROW, JR.
Case Number: 94-CR-017-001-B

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of 3 years as to counts 1 and 2 of the Indictment to run concurrently.

While on supervised release, the defendant shall not commit another federal, state, or local crime; shall not illegally possess a controlled substance; shall comply with the standard conditions that have been adopted by this court (set forth below); and shall comply with the following additional conditions:

1. 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.
2. If this judgment imposes a fine, special assessment, costs, or restitution obligation, it shall be a condition of supervised release that the defendant pay any such fine, assessments, costs, and restitution that remain unpaid at the commencement of the term of supervised release.
3. The defendant shall not own or possess a firearm or destructive device.
4. The defendant shall successfully participate in a program of testing and treatment (to include inpatient) for drug and alcohol abuse, as directed by the Probation Officer, until such time as released from the program by the Probation Officer.
5. The defendant shall submit to a search conducted by a United States Probation Officer of his person, residence, vehicle, office and/or business at a reasonable time and in a reasonable manner, based upon reasonable suspicion of contraband or evidence of a violation of a condition of release. Failure to submit to a search may be grounds for revocation. The defendant shall not reside at any location without having first advised other residents that the premises may be subject to searches pursuant to this condition. Additionally, the defendant shall obtain written verification from other residents that said residents acknowledge the existence of this condition and that their failure to cooperate could result in revocation. This acknowledgement shall be provided to the U. S. Probation Office immediately upon taking residency.

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 seventy-two 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.

FILED

**UNITED STATES DISTRICT COURT
Northern District of Oklahoma**

AUG 2 1994 *h*

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

UNITED STATES OF AMERICA

v.

Case Number 94-CR-045-001-E ✓

JIM E. NIBEL
Defendant.

ENTERED ON DOCKET

DATE 8/2/94

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

The defendant, JIM E. NIBEL, was represented by Stephen J. Greubel.

On motion of the United States the court has dismissed counts 2 through 12 of the Indictment.

The defendant pleaded guilty to count 1 of the Indictment. Accordingly, the defendant is adjudged guilty of such count, involving the following offense:

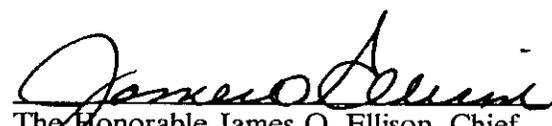
<u>Title & Section</u>	<u>Nature of Offense</u>	<u>Date Offense Concluded</u>	<u>Count Number(s)</u>
42 USC 1383a(a)(3)(B)	Concealment Of Information From the Department Of Health And Human Services	02/01/93	1

As pronounced on July 29, 1994, 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.

It is ordered that the defendant shall pay to the United States a special assessment of \$ 50, for count 1 of the Indictment, which shall be due immediately.

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.

Signed this the 1st day of August, 1994.


The Honorable James O. Ellison, Chief
United States District Judge

Defendant's SSN: 441-42-1992
Defendant's Date of Birth: 07/14/41
Defendant's residence and mailing address: 1105 East Haskell Place, Tulsa, Oklahoma 74106

Defendant: JIM E. NIBEL
Case Number: 94-CR-045-001-E

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 7 months.

The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons before 12:00 noon on August 29, 1994.

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: JIM E. NIBEL
Case Number: 94-CR-045-001-E

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of 3 years.

While on supervised release, the defendant shall not commit another federal, state, or local crime; shall not illegally possess a controlled substance; shall comply with the standard conditions that have been adopted by this court (set forth below); and shall comply with the following additional conditions:

1. 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.
2. If this judgment imposes a fine, special assessment, costs, or restitution obligation, it shall be a condition of supervised release that the defendant pay any such fine, assessments, costs, and restitution that remain unpaid at the commencement of the term of supervised release.
3. The defendant shall not own or possess a firearm or destructive device.
4. The defendant shall participate in a program of mental health treatment (to include inpatient), as directed by the Probation Officer, until such time as the defendant is released from the program by the Probation Officer.

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 seventy-two 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: JIM E. NIBEL
Case Number: 94-CR-045-001-E

RESTITUTION AND FORFEITURE

RESTITUTION

The defendant shall make restitution in the total amount of \$5,000 as to count 1 of the Indictment.

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

<u>Name of Payee</u>	<u>Amount of Restitution</u>
Social Security Administration Financial Litigation Unit DOJ Lockbox Account Mid-America PSC P.O. Box 15627 Kansas City, Missouri 64106	\$5,000

Payments of restitution are to be made to the United States Attorney for transfer to the payee.

Restitution shall be paid during the period of supervised release, as directed by the U. S. Probation Office.

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

Defendant: JIM E. NIBEL
Case Number: 94-CR-045-001-E

STATEMENT OF REASONS

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

Guideline Range Determined by the Court:

Total Offense Level:	8
Criminal History Category:	II
Imprisonment Range:	4 months to 10 months
Supervised Release Range:	2 to 3 years
Fine Range:	\$ 1,000 to \$ 10,000
Restitution:	\$ 5,000

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

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.

