

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA **F I L E D**

MAY 31 1995

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

United States of America,)
)
Plaintiff)
)
v.)
)
Steven Lind Cole)
)
Defendant)

Case No.: 89-CR-132-001-E
ENTERED ON DOCKET

DATE 5/31/95

CORRECTED
ORDER REVOKING SUPERVISED RELEASE

Now on this 12th day of May 1995, this cause comes on for sentencing after a previous finding that the defendant violated conditions of supervised release as set out in the Petition on Supervised Release filed February 7, 1995. The defendant is present in person and represented by counsel, Richard Couch. The Government is represented by Assistant United States Attorney John Russell, and the United States Probation Office is represented by J. Mark Ogle.

The defendant was heretofore convicted in the Northern District of Oklahoma on his plea of guilty to Count One of a two-count Indictment, charging Forgery, in violation of 18 U.S.C. § 495. On January 17, 1990, he was sentenced to eight months imprisonment to be followed by a two year term of supervised release. As a special condition of supervised release, he was

required to submit to urinalysis as directed by the Probation Office.

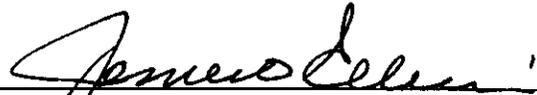
On April 27, 1995, a revocation hearing was held regarding the following allegations: the defendant submitted urine specimens on October 4, 1994, November 30, 1994, and December 7, 1994, which tested positive for cocaine; and failed to notify his Probation Officer of change in employment and approved residence. The defendant stipulated to all of the aforementioned allegations, and sentencing was scheduled for May 12, 1995.

Pursuant to the Sentencing Reform Act of 1984, the Court finds that the instant offense and the violations noted in the Petition on Supervised Release filed February 7, 1995, occurred after November 1, 1987, and that Chapter Seven of the U. S. Sentencing Commission Guidelines is applicable. Further, the Court finds that pursuant to 18 U.S.C. § 3583(e)(3), the defendant shall be imprisoned upon revocation for a term of no more than two years. In consideration of these findings and pursuant to U.S. v. Lee, 957 F 2d 770 (10th Cir., 1992), in which the Circuit determined that the policy statements in Chapter Seven were not mandatory, but must be considered by the Court, the following sentence is ordered:

It is the judgment of the Court that the defendant, Steven Lind Cole, is hereby committed to the custody of the U.S. Bureau of Prisons to be imprisoned for a term of sixteen months. It is

recommended that the U.S. Bureau of Prisons place the defendant at a facility where the defendant's drug problem may be addressed.

The defendant is remanded to the custody of the U.S. Marshal's Service.



The Honorable James O. Ellison
Senior 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 Ben McLaughlin
Deputy

F I L E D

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

MAY 26 1995

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

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
vs.)
)
RONALD L. PARKER,)
)
Defendant.)

Case No. 92-CR-131-E

ENTERED ON DOCKET

DATE 5/26/95

O R D E R

Pursuant to the Order of the Tenth Circuit remanding this case and in light of *United States v. Lopez*, 115 S.Ct. 1625 (1995), IT IS HEREBY ORDERED that the Superseding Indictment is dismissed with prejudice. IT IS FURTHER ORDERED that the Bureau of Prisons is to release defendant from the sentence imposed in this case forthwith.

IT IS SO ORDERED.

Date:

May 26, 1995

James D. Lewis
Senior U.S. District Court 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 Bar M. Callaghan
Deputy

F I L E D

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

MAY 25 1995

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

UNITED STATES OF AMERICA

v.

Case Number 95-CR-001-001-C

ENTERED ON DOCKET

BRENT LOY SNOW
Defendant.

DATE 5/25/95

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

The defendant, BRENT LOY SNOW, was represented by Phil Frazier.

The defendant pleaded guilty to count(s) 1 of the Information on February 21, 1995. Accordingly, the defendant is adjudged guilty of such count(s), involving the following offense(s):

<u>Title & Section</u>	<u>Nature of Offense</u>	<u>Date Offense Concluded</u>	<u>Count Number(s)</u>
18 USC 1344(1)	Bank Fraud	08/02/94	1

As pronounced on May 23, 1995, 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 \$ 50.00, for count(s) 1 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 25 day of May, 1995.


H. Dale Cook
United States District Judge

Defendant's SSN: 442-86-0769
Defendant's Date of Birth: 09/18/67
Defendant's residence and mailing address: 3762 E. 81st, Tulsa, Oklahoma 74137

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: BRENT LOY SNOW
Case Number: 95-CR-001-001-C

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 12 months and 1 day.

The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons before 9:00 a.m. on June 19, 1995.

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: BRENT LOY SNOW
Case Number: 95-CR-001-001-C

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 abide by the "Special Financial Conditions" enumerated in Miscellaneous Order Number M-128, filed with the Clerk of the Court on March 18, 1992.

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: BRENT LOY SNOW
Case Number: 95-CR-001-001-C

RESTITUTION AND FORFEITURE

RESTITUTION

The defendant shall make restitution in the total amount of \$12,000.00 on 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>
Arkansas Valley State Bank Attn: Keith Estes 302 S. Main Broken Arrow, Oklahoma 93912	\$4,630.09
Bank First Corporation (National Express Corp.) Attn: Sam Price 101 N. Broadway, Suite 330 Oklahoma City, Oklahoma 73013	\$7,369.91

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

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.

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

UNITED STATES DISTRICT COURT
Northern District of Oklahoma

FILED

MAY 25 1995

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

UNITED STATES OF AMERICA

v.

ENTERED ON DOCKET

Case Number 94-CR-146-002-K

DATE 5-25-95

DENNIS ALEN CLARK
Defendant.

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

The defendant, DENNIS ALEN CLARK, was represented by Terry Simonson.

On motion of the United States the court has dismissed counts 2 through 20, 22, and 23 of the Indictment.

The defendant pleaded guilty on December 14, 1994, to counts 1 and 21 of the Indictment. Accordingly, the defendant is adjudged guilty of such count(s), involving the following offense(s):

<u>Title & Section</u>	<u>Nature of Offense</u>	<u>Date Offense Concluded</u>	<u>Count Number(s)</u>
18 USC 1343	Wire Fraud	07/30/94	1
18 USC 1344(1)	Bank Fraud	07/30/94	21

As pronounced on May 17, 1995, 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 count(s) 1 and 21 of the Inc

It is furth
of any change of
by this Judgment

district within 30 days
l assessments imposed

Signed th

Close

Defendant's SSN
Defendant's Da
Defendant's residence and mailing address: 1909 E. 50th St., Apt. 55-5, Tulsa, Oklahoma 74145

Defendant: DENNIS ALEN CLARK
Case Number: 94-CR-146-002-K

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 21 months on each of Counts 1 and 21, to run concurrently, each with the other.

The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons before 12 Noon on June 16, 1995.

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: DENNIS ALEN CLARK

Case Number: 94-CR-146-002-K

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of 5 years, 3 years on Count 1 and 5 years on Count 21, to run concurrently, each to 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. 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 abide by the "Special Financial Conditions" enumerated in Miscellaneous Order Number M-128, filed with the Clerk of the Court on March 18, 1992.

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: DENNIS ALEN CLARK
Case Number: 94-CR-146-002-K

RESTITUTION AND FORFEITURE

RESTITUTION

The defendant shall make restitution in the total amount of \$34,672.69, to be paid jointly and severally with codefendants Garry Duane McCall and Todd Whitmire.

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

Name of Payee

Amount of Restitution

PLEASE SEE ATTACHED LIST FOR PAYEES AND AMOUNTS OF RESTITUTION

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

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.

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

Defendant: DENNIS ALEN CLARK
Case Number: 94-CR-146-002-K

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:	13	
Criminal History Category:	II	
Imprisonment Range:	15 months to 21 months	(Cts. 1&21)
Supervised Release Range:	2 to 3 years	(Ct. 1)
	3 to 5 years	(Ct. 21)
Fine Range:	\$ 3,000 to \$ 1,000,000	(Cts. 1&21)
Restitution:	\$ 34,672.69	

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.

DENNIS ALEN CLARK
94-CR-146-002-K

RESTITUTION

Martha Ward 3501 56th Street Des Moines, Iowa 50301	\$ 2,927.75
Bank IV ATTN: Gene Watson 515 S. Boulder Tulsa, OK 74103 Re: Dennis Clark dba Dynasty	\$ 603.22
Mamie Faulker Rt. 2 Box 195 Camden, TX	\$ 1,000.00
Margaret C. Ryan 4988 NE Rickman Rd Keizer, OR	\$ 961.78
Bank of Oklahoma ATTN: Lowell Faulkenberry One Williams Center Tulsa, OK 74103 Re: Garry McCall dba Dynasty Unlimited	\$12,252.06
Margaret Morrison 1010 American Eagle Blvd. Sun City Center, FL	\$ 1,139.00
Margaret Beck 74 Hibiscus Way Ventura, CA	\$ 1,139.00
Margaret C. Ryan 4988 NE Rickman Rd Keizer, OR	\$ 1,866.11

UNITED STATES DISTRICT COURT
Northern District of Oklahoma

ENTERED ON DOCKET

UNITED STATES OF AMERICA

DATE 5-25-95

v.

Case Number 94-CR-146-001-K

GARRY DUANE MCCALL
Defendant.

F I L E D

MAY 25 1995

JUDGMENT IN A CRIMINAL CASE Richard M. Lawrence, Clerk
(For Offenses Committed On or After November 1, 1987) U. S. DISTRICT COURT
NORTHERN DISTRICT OF OKLAHOMA

The defendant, GARRY DUANE MCCALL, was represented by Richard Couch.

On motion of the United States the court has dismissed counts 1 through 7 and 9 through 22 of the Indictment.

The defendant pleaded guilty on December 8, 1994, to counts 8 and 23 of the Indictment. Accordingly, the defendant is adjudged guilty of such count(s), involving the following offense(s):

<u>Title & Section</u>	<u>Nature of Offense</u>	<u>Date Offense Concluded</u>	<u>Count Number(s)</u>
18 USC 1343	Wire Fraud		8
18 USC 1344(1)			23

As pronounced
Judgment. The sentence

through 5 of this

It is ordered that
23 of the Indictment,

), for counts 8 and

It is further ordered
of any change of name
by this Judgment are

dict within 30 days
assessments imposed

Signed this this

The Honorable Terry C. Kern
United States District Judge

Defendant's SSN: 571-63-8640
Defendant's Date of Birth: 10/29/66
Defendant's mailing address: 654 North 26th West Avenue, Tulsa, OK 74127
Defendant's residence address: c/o U.S. Bureau of Prisons, Dallas, TX

Defendant: GARRY DUANE MCCALL
Case Number: 94-CR-146-001-K

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 71 months. 60 months as to count 8, and 71 months as to count 23, as to each count to run concurrently.

The Court makes the following recommendations to the Bureau of Prisons: The defendant be imprisoned at the Federal Correctional Institution in El Reno, Oklahoma.

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: GARRY DUANE MCCALL
Case Number: 94-CR-146-001-K

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of 5 years. 3 years as to count 8, and 5 years as to count 23, as to each count 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.
6. 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.
7. The defendant shall refrain from engaging in telemarketing activities, to include but not limited to: telephone soliciting, telephone sales, operation of a telephone sales campaign, business, or transaction, managing a telephone sales or solicitation business or venture, acting as a consultant to any telephone sales or solicitation business, and any telephone sales or solicitation related business, campaign, venture, or transaction.

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: GARRY DUANE MCCALL
Case Number: 94-CR-146-001-K

RESTITUTION AND FORFEITURE

RESTITUTION

The defendant shall make restitution in the total amount of \$39,285.93 on count 23. Restitution is to be made jointly and severally with codefendants Dennis Alen Clark and Todd Douglas Whitmire.

(SEE ATTACHMENT FOR INDIVIDUAL VICTIMS AND AMOUNTS)

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

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.

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

Defendant: GARRY DUANE MCCALL
Case Number: 94-CR-146-001-K

STATEMENT OF REASONS

The court adopts the factual findings and guideline application in the presentence report except the Court finds that the actual loss is less than \$40,000 and the actual loss shall be used for guideline determinations.

Guideline Range Determined by the Court:

Total Offense Level:	18	
Criminal History Category:	VI	
Imprisonment Range:	57 months to 60 months	(Ct. 8)
	57 months to 71 months	(Ct. 23)
Supervised Release Range:	2 to 3 years	(Ct. 8)
	3 to 5 years	(Ct. 23)
Fine Range:	\$ 6,000 to \$ 1,000,000	(Cts. 8&23)
Restitution:	\$ 39,285.39	(Ct. 23)

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.

GARRY DUANE MCALL
94-CR-146-001-K

RESTITUTION ATTACHMENT

Bank IV ATTN: Gene Watson 515 S. Boulder Tulsa, OK 74103 Re: Dennis Clark dba Dynasty	\$ 603.22
Mamie Faulker Rt. 2 Box 195 Camden, TX	\$ 1,000.00
Margaret C. Ryan 4988 NE Rickman Rd Keizer, OR	\$ 2,827.89
Bank of Oklahoma ATTN: Lowell Faulkenberry One Williams Center Tulsa, OK 74103 Re: Garry McCall dba Dynasty Unlimited	\$12,252.06
Bank of Oklahoma ATTN: Lowell Faulkenberry One Williams Center Tulsa, OK 74103 Re: Lisa Kress dba American Network	\$ 3,651.38
Margaret Morrison 1010 American Eagle Blvd. Sun City Center, FL	\$ 1,139.00
Margaret Beck 74 Hibiscus Way Ventura, CA	\$ 1,139.00
Cornelia Edinger 213 Charter Way W. Palm Beach, FL	\$ 1,159.00

Wal-Mart #171 1270 State Highway 4 By-Pass SW Camden, AR 71701	\$ 37.71
American Paging, Inc. 9410 E. 51st St., Ste. B Tulsa, OK	\$ 233.71
Walgreens 1528 N. Lewis Tulsa, OK	\$ 19.93
Buy for Less 5124 S. Peoria Ave. Tulsa, OK	\$ 87.71
Express Tires & Auto Service 3903 S. Harvard Tulsa, OK	\$ 35.35

UNITED STATES DISTRICT COURT
Northern District of Oklahoma

F I L E D

MAY 24 1995

UNITED STATES OF AMERICA

v.

Case Number 94-CR-140-002-C

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

KIMBERLY CARTWRIGHT
Defendant.

ENTERED ON DOCKET

DATE 5/24/95

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

The defendant, KIMBERLY CARTWRIGHT, was represented by Larry Roberson.

The defendant pleaded guilty on December 19, 1994, to count(s) 1 and 3 of the Indictment. Accordingly, the defendant is adjudged guilty of such count(s), involving the following offense(s):

<u>Title & Section</u>	<u>Nature of Offense</u>	<u>Date Offense Concluded</u>	<u>Count Number(s)</u>
18:371	Conspiracy	1/27/93	1
18:1341 & 2(b)	Mail Fraud and Aiding and Abetting	12/23/91	3

As pronounced on May 22, 1995, 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 count(s) 1 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 23rd day of May, 1995.


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.

Defendant's SSN: 458-85-3886

Defendant's Date of Birth: 07/05/69

Defendant's residence and mailing address: 964 E. 61st Street, Unit 13 E., Tulsa, Oklahoma 74136

Richard M. Lawrence, Clerk

By Ben T. Callaway
Deputy

Defendant: **KIMBERLY CARTWRIGHT**
Case Number: 94-CR-140-002-C

PROBATION

The defendant is hereby placed on probation for a term of 5 year(s) in Counts 1 and 3 as to each count to run concurrently, each to the other.

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 be placed on home detention to include electronic monitoring at the discretion of the U. S. Probation Office for a period of four months, to commence within 72 hours of sentencing date. During this time, the defendant shall remain at place of residence except for employment and other activities approved in advance by the probation office. The defendant shall maintain a telephone at place of residence without any special services, modems, answering machines, or cordless telephones for the above period. The defendant shall wear an electronic device and shall observe the rules specified by the Probation Office. The entire cost of this program shall be paid by the defendant.
4. 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.

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 CARTWRIGHT
Case Number: 94-CR-140-002-C

RESTITUTION AND FORFEITURE

RESTITUTION

The defendant shall make restitution in the total amount of \$4,000.

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

<u>Name of Payee</u>	<u>Amount of Restitution</u>
State Farm Insurance 10956 Audelia Road Dallas, Texas 75243	\$514.52
Equity Fire and Casualty Company 1204 South Harvard Tulsa, Oklahoma 74112	1,808.49
Atlanta Casualty Company P. O. box 81168 Atlanta, Georgia 30366	1,676.99

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

Restitution shall be paid in full immediately. Any amount not paid immediately shall be paid during the period of probation.

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

Defendant: KIMBERLY CARTWRIGHT
Case Number: 94-CR-140-002-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:	7
Criminal History Category:	I
Imprisonment Range:	0 months to 6 months - Counts 1 & 3
Supervised Release Range:	2 to 3 years - Counts 1 & 3
Fine Range:	\$ 500 to \$ 5,000 - Counts 1 & 3
Restitution:	\$ 40,760.36

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 reason(s): 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.

JKM

FILED

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

MAY 24 1995

UNITED STATES OF AMERICA

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

v.

Case Number 94-CR-140-004-C

ENTERED ON DOCKET

DATE 5/24/95

KATHLEEN ROBINETTA EDWARDS
Defendant.

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

The defendant, KATHLEEN ROBINETTA EDWARDS, was represented by Jim Beckert and Paul Brunton.

The defendant pleaded guilty to count(s) 1 and 5 of the Indictment on January 17, 1995. Accordingly, the defendant is adjudged guilty of such count(s), involving the following offense(s):

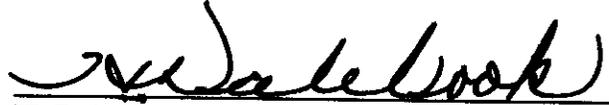
<u>Title & Section</u>	<u>Nature of Offense</u>	<u>Date Offense Concluded</u>	<u>Count Number(s)</u>
18 USC 371 & 2	Conspiracy & Aiding and Abetting	01/27/93	1
18 USC 1341	Mail Fraud	11/13/91	5

As pronounced on May 22, 1995, 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 \$ 100.00, for count(s) 1 and 5 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 23rd day of May, 1995.



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 Bart M. Cullough
74055 Deputy

Defendant's SSN: 446-70-9511
Defendant's Date of Birth: 02/02/64
Defendant's residence and mailing address: 7913 N. 119th E. Ave., Owasso, Oklahoma

Defendant: KATHLEEN ROBINETTA EDWARDS
Case Number: 94-CR-140-004-C

PROBATION

The defendant is hereby placed on probation for a term of 5 year(s), in Counts 1 and 5, as to each count to run concurrently, each to the other.

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 be placed on home detention to include electronic monitoring at the discretion of the U. S. Probation Office for a period of 6 months, to commence within 72 hours of sentencing date. During this time, the defendant shall remain at place of residence except for employment and other activities approved in advance by the probation office. The defendant shall maintain a telephone at place of residence without any special services, modems, answering machines, or cordless telephones for the above period. The defendant shall wear an electronic device and shall observe the rules specified by the Probation Office. The entire cost of this program shall be paid by the defendant.
4. 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.

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: KATHLEEN ROBINETTA EDWARDS
Case Number: 94-CR-140-004-C

RESTITUTION AND FORFEITURE

RESTITUTION

The defendant shall make restitution in the total amount of \$10,000.00 on Count 5 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>
Equity Fire & Casualty 1204 S. Harvard Tulsa, Oklahoma 74112	\$10,000.00

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

Restitution shall be paid in full immediately. Any amount not paid immediately shall be paid during the period of probation.

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

Defendant: KATHLEEN ROBINETTA EDWARDS
Case Number: 94-CR-140-004-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:	10
Criminal History Category:	I
Imprisonment Range:	6 months to 12 months, Counts 1 and 5
Supervised Release Range:	2 to 3 years, Counts 1 and 5
Fine Range:	\$ 2,000 to \$ 20,000, Counts 1 and 5
Restitution:	\$ 72,843.38

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 reason(s): 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

FILED

MAY 23 1995

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

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 v.)
)
 LEWIS AARON COOK,)
)
 Defendant.)

No. 89-CR-107-E

ENTERED ON DOCKET

DATE 5/24/95

ORDER OF DISMISSAL

It is hereby ORDERED, ADJUDGED, AND DECREED, that pursuant to the motion of the government, and in agreement with the plea agreement between the government and defendant Lewis Aaron Cook, Count One and Count Four of the Indictment in the above styled case is hereby ordered dismissed with prejudice.

Done this 23 day of May, 1995.

S/ JAMES O. ELLISON

JAMES O. ELLISON
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 DM Cullough
Deputy

FILED

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

MAY 24 1995

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

UNITED STATES OF AMERICA

v.

Case Number 95-CR-010-001-C

GERALD THOMAS RODRIGUEZ
Defendant.

ENTERED ON DOCKET
DATE 5/24/95

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

The defendant, GERALD THOMAS RODRIGUEZ, was represented by Regina Stephenson.

On motion of the United States the court has dismissed count(s) 1 of the Indictment.

The defendant pleaded guilty to count(s) 1 of the Information on March 2, 1995. Accordingly, the defendant is adjudged guilty of such count(s), involving the following offense(s):

<u>Title & Section</u>	<u>Nature of Offense</u>	<u>Date Offense Concluded</u>	<u>Count Number(s)</u>
18 USC 4	Misprision of a Felony	08/30/93	1

As pronounced on May 22, 1995, 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 \$ 50.00, for count(s) 1 of the Information, which shall be due immediately.

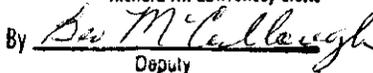
It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

Signed this the 23 day of May, 1995.


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.

Defendant's SSN: 570-02-3225
Defendant's Date of Birth: 02/09/56
Defendant's residence and mailing address: C/O Tulsa County Jail, 500 So. Denver, Tulsa, Oklahoma 74103

Richard M. Lawrence, Clerk
By 
Deputy

Defendant: GERALD RODRIGUEZ
Case Number: 95-CR-010-001-C

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 34 months.

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: GERALD RODRIGUEZ
Case Number: 95-CR-010-001-C

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of one (1) year.

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 abide by the "Special Financial Conditions" enumerated in Miscellaneous Order Number M-128, filed with the Clerk of the Court on March 18, 1992.

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: GERALD RODRIGUEZ
Case Number: 95-CR-010-001-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 \$ 2,000.00. This fine shall be paid in full immediately. Any amount not paid immediately shall be paid while in custody.

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: GERALD RODRIGUEZ
Case Number: 95-CR-010-001-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:	13
Criminal History Category:	VI
Imprisonment Range:	33 months to 36 months
Supervised Release Range:	1 year
Fine Range:	\$3,000 to \$ 30,000
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

MAY 23 1995

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

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

UNITED STATES OF AMERICA)

Plaintiff)

VS.)

ANTONIO BURKHALTER)

Defendant)

Case No. 90-CR-098-001-E

ORDER

On September 10, 1990, Burkhalter was sentenced upon a guilty plea to Count One of a two-count Indictment, a charge of Bank Robbery in violation of 18 U.S.C. § 2113(a). This charge was filed in the District of Kansas and transferred to this district pursuant to Fed. R. Crim. P. 20 and for sentencing purposes was consolidated with an Indictment filed in the Northern District of Oklahoma, Docket Number 90-CR-051-037-E, that also charged him with the offense of Armed Bank Robbery involving another financial institution. Burkhalter received concurrent sentences in the custody of the Bureau of Prisons, 240 months in Docket Number 90-CR-098-001-E and 262 months in Docket Number 90-CR-037-001-E. As a part of his sentence on Docket Number 90-CR-098-001-E, he was ordered to pay restitution in the amount of \$6,382 to the Union National Bank, Woodlawn Branch, in Wichita, Kansas.

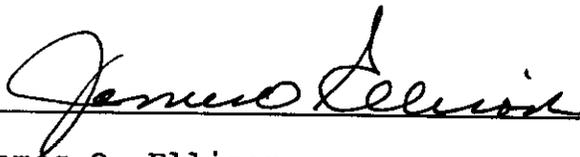
In a related case in the Northern District of Oklahoma, Docket Number, 90-CR-066-001-C, Milton Thomas Walton, was also sentenced for his participation in the offense and ordered to pay an equal

ordered to pay one-half of the applicable loss. At the time of sentencing for this defendant, it was known that a third person participated in the offense, but his identity and whereabouts were not known.

On March 24, 1995, Larry E. Anderson, the third participant in the robbery of Union National Bank of Wichita, Kansas, was convicted and sentenced in United States District Court, District of Kansas, Docket Number 91-10014-01. As part of his sentence, Larry E. Anderson was sentenced to 63 months in prison and ordered to pay restitution in the amount of \$4,255, approximately one-third of the total loss of \$12,764.

Because a third defendant in a related case has been ordered to pay restitution to the victim of this offense, the Court finds that the restitution order imposed as part of this defendant's sentence should be modified. Therefore, the Court orders that the amount of restitution payable to Union National Bank of Wichita, Kansas, be reduced from \$6,332 to \$4,255, an amount which is one-third of the total amount of restitution applicable in this case.

It is so ordered this 22nd day of May, 1995.


James O. Ellison
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 B.M. Callaway
Deputy

ENTERED ON DOCKETS

UNITED STATES DISTRICT COURT
Northern District of Oklahoma

DATE 5-23-95

UNITED STATES OF AMERICA

v.

Case Number 94-CR-165-001-K

EDRIS GERTRUDE BERRY
Defendant.

FILED

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

MAY 23 1995

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

The defendant, EDRIS GERTRUDE BERRY, was represented by Paul Brunton.

The defendant pleaded guilty on January 9, 1995, to count(s) 1, 2, and 3 of the Information. Accordingly, the defendant is adjudged guilty of such count(s), involving the following offense(s):

<u>Title & Section</u>	<u>Date Offense Concluded</u>	<u>Count Number(s)</u>
26:7206(1) Mak Tax	4-6-91	1
26:7206(1) Mal Tax	4-15-92	2
18:513(a) & 2 Utt	4-17-92	3

Closing

As pronounced on Judgment. The sentence

as provided in pages 2 through 5 of this Criminal Act of 1984.

It is ordered that 2, & 3 of the Information

a special assessment of \$ 150, for count(s) 1,

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 18 day of May, 1995.

Terry S. Kern
The Honorable Terry S. Kern
United States District Judge

Defendant's SSN: 448-42-8212

Defendant's Date of Birth: 09/07/42

Defendant's residence and mailing address: 23807 East Sisemore, Broken Arrow, Oklahoma 74014

Defendant: EDRIS GERTRUDE BERRY
Case Number: 94-CR-165-001-K

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 14 months on each of Counts 1, 2, and 3. Counts to run concurrently each to the other.

The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons before noon on June 12, 1995.

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: EDRIS GERTRUDE BERRY
Case Number: 94-CR-165-001-K

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of 3 years on Count 3, and 1 year on each of Counts 1 and 2, counts to run concurrently, each to 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. If deemed necessary by the U. S. Probation Office during the term of supervised release, 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 abide by the "Special Financial Conditions" enumerated in Miscellaneous Order Number M-128, filed with the Clerk of the Court on March 18, 1992.
6. While on supervised release, should the Internal Revenue Service determine the amount of any delinquent tax and applicable penalties owed by the defendant, such amount should be paid by the defendant in accordance with any schedule set by and agreed upon by the defendant and the Internal Revenue Service.

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: EDRIS GERTRUDE BERRY
Case Number: 94-CR-165-001-K

RESTITUTION AND FORFEITURE

RESTITUTION

The defendant shall make restitution in the total amount of \$50,000 as to Count 3.

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

<u>Name of Payee</u>	<u>Amount of Restitution</u>
John Beckwith 6650 South 223rd East Avenue Broken Arrow, Oklahoma	\$50,000

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

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.

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

Defendant: EDRIS GERTRUDE BERRY
Case Number: 94-CR-165-001-K

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:	13
Criminal History Category:	I
Imprisonment Range:	12 months to 18 months - Cts. 1, 2, & 3
Supervised Release Range:	1 year - Cts. 1 & 2 2 to 3 years - Ct. 3
Fine Range:	\$ 3,000 to \$ 30,000
Restitution:	\$ 103,038.74

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 reason(s): 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) 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

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

FILED

MAY 23 1995

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

United States of America,)
)
)
 Plaintiff)
)
 v.)
)
)
 Steven Lind Cole)
)
)
 Defendant)

Case No.: 89-CR-132-001-E

ENTERED ON DOCKET

DATE 5/23/95

ORDER REVOKING SUPERVISED RELEASE

Now on this 12th day of May 1995, this cause comes on for sentencing after a previous finding that the defendant violated conditions of supervised release as set out in the Petition on Supervised Release filed February 7, 1995. The defendant is present in person and represented by counsel, C. W. Hack. The Government is represented by Assistant United States Attorney Susan Morgan, and the United States Probation Office is represented by J. Mark Ogle.

The defendant was heretofore convicted in the Northern District of Oklahoma on his plea of guilty to Count One of a two-count Indictment, charging Forgery, in violation of 18 U.S.C. § 495. On January 17, 1990, he was sentenced to eight months imprisonment to be followed by a two year term of supervised release. As a special condition of supervised release, he was

required to submit to urinalysis as directed by the Probation Office.

On April 27, 1995, a revocation hearing was held regarding the following allegations: the defendant submitted urine specimens on October 4, 1994, November 30, 1994, and December 7, 1994, which tested positive for cocaine; and failed to notify his Probation Officer of change in employment and approved residence. The defendant stipulated to all of the aforementioned allegations, and sentencing was scheduled for May 12, 1995.

Pursuant to the Sentencing Reform Act of 1984, the Court finds that the instant offense and the violations noted in the Petition on Supervised Release filed February 7, 1995, occurred after November 1, 1987, and that Chapter Seven of the U. S. Sentencing Commission Guidelines is applicable. Further, the Court finds that pursuant to 18 U.S.C. § 3583(e)(3), the defendant shall be imprisoned upon revocation for a term of no more than two years. In consideration of these findings and pursuant to U.S. v. Lee, 957 F 2d 770 (10th Cir., 1992), in which the Circuit determined that the policy statements in Chapter Seven were not mandatory, but must be considered by the Court, the following sentence is ordered:

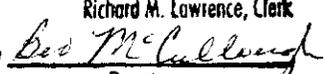
It is the judgment of the Court that the defendant, Steven Lind Cole, is hereby committed to the custody of the U.S. Bureau of Prisons to be imprisoned for a term of sixteen months. It is

recommended that the U.S. Bureau of Prisons place the defendant at a facility where the defendant's drug problem may be addressed.

The defendant is remanded to the custody of the U.S. Marshal's Service.


The Honorable James O. Ellison
Senior 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

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

FILED

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 v.)
)
 SHEARON L. LEE BEVENS,)
)
 Defendant.)

MAY 22 1995

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

No. 95-CR-30-BU

ENTERED ON DOCKET

DATE MAY 22 1995

ORDER FOR DISMISSAL

Now on this 22nd day of May 1995 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 Shearon L. Lee Bevens, in the above styled cause. The Court finds that said request ought to be granted and the Indictment against defendant Shearon L. Lee Bevens, is dismissed, without prejudice.

IT IS SO ORDERED.



MICHAEL BURRAGE
United States District Judge

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

FILED

MAY 22 1995

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

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 v.)
)
 SHEARON L. LEE BEVENS,)
)
 Defendant.)

No. 95-CR-30-BU

ENTERED ON DOCKET
DATE MAY 22 1995

ORDER FOR DISMISSAL

Now on this 22nd day of May 1995 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 Shearon L. Lee Bevens, in the above styled cause. The Court finds that said request ought to be granted and the Indictment against defendant Shearon L. Lee Bevens, is dismissed, without prejudice.

IT IS SO ORDERED.


MICHAEL BURRAGE
United States District Judge

UNITED STATES DISTRICT COURT

Northern District of Oklahoma

ENTERED ON DOCKET

UNITED STATES OF AMERICA

DATE 5-19-95

v.

Case Number 94-CR-141-001-K

ROBERT LEE MASON
Defendant.

FILED

JUDGMENT IN A CRIMINAL CASE

MAY 19 1995

(For Offenses Committed On or After November 1, 1987)

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

The defendant, ROBERT LEE MASON, was represented by Craig Bryant.

The defendant was found guilty on January 23, 1995, on count(s) 1 of the Indictment after a plea of not guilty. Accordingly, the defendant is adjudged guilty of such count(s), involving the following offense(s):

Title & Section	Nature of Offense	Date Offense Concluded	Count Number(s)
18:922(g)(1)	Possession of a Firearm After Former Conviction of a Felony	1/27/93	1

As pronounced on May 15, 1995, 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(s) 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 19 day of May, 1995.


The Honorable Terry S. Kern
United States District Judge

Defendant's SSN: 444-56-6635
Defendant's Date of Birth: 10/11/54
Defendant's residence and mailing address: Oklahoma Department of Corrections

Defendant: ROBERT LEE MASON
Case Number: 94-CR-141-001-K

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 78 months, concurrent with sentences previously imposed in Mayes County, Oklahoma District Court, Case Numbers CF-94-174, CF-94-175, & CM-94-308.

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: ROBERT LEE MASON
Case Number: 94-CR-141-001-K

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: ROBERT LEE MASON
Case Number: 94-CR-141-001-K

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 \$ 2,500. 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.

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: ROBERT LEE MASON
Case Number: 94-CR-141-001-K

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:	20
Criminal History Category:	VI
Imprisonment Range:	70 months to 87 months
Supervised Release Range:	2 to 3 years
Fine Range:	\$ 7,500 to \$ 75,000
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

FILED

MAY 15 1995

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

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
vs.)
)
KANDEE KAY THOMAS,)
)
Defendant.)

Case No. 94-CR-176-BU

ENTERED ON DOCKET
DATE MAY 16 1995

ORDER

This matter comes before the Court upon Plaintiff, United States of America's Motion for Leave to Dismiss (Docket Entry #66), wherein Plaintiff seeks to dismiss without prejudice Count Five of the Superseding Indictment against Defendant, Kandee Kay Thomas. Upon due consideration, the Court finds that the motion should be and is hereby GRANTED. Count Five of the Superseding Indictment against Defendant, Kandee Kay Thomas, is hereby DISMISSED WITHOUT PREJUDICE.

ENTERED this 15th day of May, 1995.


MICHAEL BURRAGE
UNITED STATES DISTRICT JUDGE

67

FILED

MAY 15 1995 *Le*

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

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

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 vs.)
)
 MARK A. WILLIAMS,)
)
 Defendant.)

Case No. 95-CR-30-BU ✓

ENTERED ON DOCKET

DATE MAY 16 1995

ORDER

This matter comes before the Court upon Plaintiff, United States of America's Motion for Leave to Dismiss (Docket Entry #14), wherein Plaintiff seeks to dismiss without prejudice the Indictment against Defendant, Mark A. Williams. Upon due consideration, the Court finds that the motion should be and is hereby GRANTED. The Indictment against Defendant, Mark A. Williams, is hereby DISMISSED WITHOUT PREJUDICE.

ENTERED this 15th day of May, 1995.

Michael Burrage

MICHAEL BURRAGE
UNITED STATES DISTRICT JUDGE

(17)

FILED

MAY 11 1995

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OKLAHOMA**

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

UNITED STATES OF AMERICA)
Plaintiff)
VS)
JACKIE LEE SCOTT)
Defendant)

Case Number: 87-CR-165-001-E

ENTERED ON DOCKET

DATE 5/16/95

ORDER REVOKING SUPERVISED RELEASE

Now on this 27th day of April, 1995, this cause comes on for sentencing concerning allegations that the defendant violated a condition of supervised release as set out in the Petition on Supervised Release filed on September 26, 1994. The defendant is present in person and represented by counsel, Jeffrey Fischer. The Government is represented by Assistant U.S. Attorney Jim Swartz, and the United States Probation Office is represented by Greg Johnson.

The defendant was heretofore convicted on his plea of guilty to an Indictment which charged him with Conspiracy to Manufacture, Possess, and Distribute Amphetamine, in violation of 21 U.S.C. § 846, as to Count One, and Distribution of Amphetamine and Possession with Intent to Distribute Amphetamine, in violation of 21 U.S.C. § 841(a)(1), as to Count Seven. On September 16, 1988, Scott was committed to the custody of the U. S. Bureau of Prisons for a term of seven (7) years as to each of Counts One and Seven of the Indictment, to run concurrently with each other, and with the sentence imposed in

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

Case Number 87-CR-166-002-E. In addition, Scott was ordered to complete a three (3) year term of supervised release in Count Seven, and pay a \$50 monetary assessment for both counts of conviction, totalling \$100. On August 2, 1989, the Court reduced Scott's custody sentence from seven (7) to five (5) years, in Counts One and Seven of the Indictment, to run concurrently with each other, and with the sentence imposed in Case Number 87-CR-166-002-E.

On December 14, 1994, a revocation hearing was held regarding the allegations noted in the Petition on Supervised Release, filed on September 26, 1994, said allegation that Scott committed a new law violation. The hearing was continued on numerous occasions, until a decision on revocation was made on April 27, 1995. On April 27, 1995, the Court found that Scott had violated his condition of supervised release as memorialized in the petition. Both the defendant and the government waived a subsequent sentencing hearing, and the Court proceeded with sentencing.

On April 27, 1995, the Court found that the original offenses of conviction occurred before November 1, 1987, so the Sentencing Reform Act of 1984, which went into effect November 1, 1987, does not apply. In consideration of these findings, the Court ordered the following:

The defendant is hereby committed to the custody of the U. S. Bureau of Prisons for a term of fourteen days.

The defendant is ordered to report to the designated U. S. Bureau of Prisons institution on
May 26, 1995, at 12 noon.


The Honorable James O. Ellison
United States District Judge

aw

UNITED STATES DISTRICT COURT
Northern District of Oklahoma

ENTERED ON...
DATE 5-15-95

UNITED STATES OF AMERICA

v.

Case Number 94-CR-177-001-K

ADEGBOYEGA ADESINA SOMIDE
Defendant.

FILED

MAY 15 1995

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

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

The defendant, ADEGBOYEGA ADESINA SOMIDE, was represented by Curtis J. Biram.

On motion of the United States the court has dismissed count(s) 1,2, and 3 of the Superseding Indictment.

The defendant pleaded guilty to count(s) 4 of the Superseding Indictment on February 3, 1995. Accordingly, the defendant is adjudged guilty of such count(s), involving the following offense(s):

<u>Title & Section</u>	<u>Nature of Offense</u>	<u>Date Offense Concluded</u>	<u>Count Number(s)</u>
18 USC 1029(a)(2)	Unauthorized Use of Access Devices to Obtain Items Worth More than \$1,000.	12/03/94	4

As pronounced on May 10, 1995, 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(s) 4 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 11th day of May, 1995.


James O. Ellison
United States District Judge

Defendant's SSN: 405-19-7175

Defendant's Date of Birth: 04/22/59

Defendant's residence and mailing address: 75-27 217th Street, Bayside, New York 11364

Defendant: ADEGBOYEGA ADESINA SOMIDE
Case Number: 94-CR-177-001-K

PROBATION

The defendant is hereby placed on probation for a term of five (5) year(s).

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.

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: ADEGBOYEGA ADESINA SOMIDE
Case Number: 94-CR-177-001-K

RESTITUTION AND FORFEITURE

RESTITUTION

The defendant shall make restitution in the total amount of \$7,879.32.

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

<u>Name of Payee</u>	<u>Amount of Restitution</u>
Bank IV Attn: Gene Watson P.O. Box 2360 Tulsa, OK 74101	\$4,583.63
First Card Attn: Debra Gizzi P.O. Box 2003 Elgin, IL 60121	\$2,988.19
Exxon Card Services Attn: Kelly Back 8845 Governors Hill Drive Cincinnati, Ohio 45429	\$ 307.50

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

Restitution shall be paid in full immediately. Any amount not paid immediately shall be paid during the period of probation.

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

Defendant: ADEGBOYEGA ADESINA SOMIDE
Case Number: 94-CR-177-001-K

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:	I
Imprisonment Range:	0 months to 6 months
Supervised Release Range:	2 to 3 years
Fine Range:	\$ 1,000 to \$ 10,000
Restitution:	\$ 7,879.32

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) SS
I hereby certify that the foregoing
is a true copy of the original on file
in this Court.
Richard M. Lawrence, Clerk
Richard M. Lawrence
City

F I L E D

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

MAY 11 1995

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 v.)
)
 ROBERT EARL WEVER,)
)
 Defendant.)

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

No. 94-CR-126-E⁰³⁻

ENTERED ON DOCKET

DATE 5/13/95

O R D E R

Now on this 11th day of May, 1996, this cause comes on to be heard in the matter of the plaintiff's motion to dismiss the Indictment in the above-styled cause. The Court finds that said motion ought to be granted and the Indictment is dismissed without prejudice.

IT IS SO ORDERED.


CHIEF JUDGE JAMES O. ELLISON
senior

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 Ben M. Callough
Deputy

FILED

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

MAY 8 - 1995

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

UNITED STATES OF AMERICA

v.

Case Number 94-CR-150-001-BU

GERALD MARSHAL PAYNE
Defendant.

ENTERED ON DOCKET

DATE 5-8-95

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

The defendant, GERALD MARSHAL PAYNE, was represented by Richard White.

The defendant was found guilty on on counts 1,2,3,4,5,6,7,8, and 9 of the Indictment on January 11, 1995, after a plea of not guilty. Accordingly, the defendant is adjudged guilty of such count(s), involving the following offense(s):

<u>Title & Section</u>	<u>Nature of Offense</u>	<u>Date Offense Concluded</u>	<u>Count Number(s)</u>
18 USC 371	Conspiracy	04/11/94	1&2
18 USC 2119 & 2	Armed Carjacking and Aiding & Abetting	04/11/94	3&7
18 USC 924(c)& 2	Use of a Firearm in Relation to Crime of Violence and Aiding & Abetting	04/11/94	4&8
18 USC 1951 & 2	Extortion and Aiding & Abetting	04/10/94	5
18 USC 2113(a)& 2	Bank Robbery and Aiding & Abetting	04/10/94	6
18 USC 922(g)	Possession of a Firearm After Former Conviction of a Felony	04/11/94	9

As pronounced on April 28, 1995, the defendant is sentenced as provided in pages 2 through 6 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 \$ 450, for count(s) 1,2,3,4,5,6,7,8, and 9 of the Indictment, which shall be due immediately.

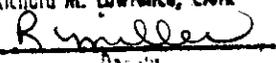
It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

Signed this the 5th day of May 1995.


Michael Burrage
United States District Judge

Defendant's SSN: 447-76-2239
Defendant's Date of Birth: 12/19/65
Defendant's mailing address: c/o Bureau of Prisons, Dallas, Texas
Defendant's residence address: 1104 N. Cheyenne, 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 

Defendant: GERALD MARSHAL PAYNE
Case Number: 94-CR-150-001-BU

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 421 months; 121 months on Counts Three, Five, Six, and Seven. As to Counts One and Two, 60 months on each count. As to Count Nine, 120 months. The sentences on each of Counts One, Two, Three, Five, Six, Seven, and Nine, shall run concurrently, each with the other and with the sentences previously imposed in Tulsa County, Oklahoma, District Court, Case CF-94-1806. As to Count Four, 60 months, to run consecutively to the terms of imprisonment imposed in Counts One, Two, Three, Five, Six, Seven, and Nine, and consecutively to any other term of imprisonment previously imposed, including the sentences imposed in Tulsa County, Oklahoma, District Court, Case CF-94-1806. As to Count Eight, 240 months, to run consecutively to the terms of imprisonment imposed in Counts One, Two, Three, Four, Five, Six, Seven, and Nine, and consecutively to any other term of imprisonment previously imposed, including the sentences imposed in Tulsa County, Oklahoma, District Court, CF-94-1806.

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: GERALD MARSHAL PAYNE
Case Number: 94-CR-150-001-BU

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of 3 years on each of counts 1 through 9, to be served concurrently, each to 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. 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: GERALD MARSHAL PAYNE
Case Number: 94-CR-150-001-BU

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 \$ 3,000. \$1,500 as to Count 1, and \$1,500 as to Count 2. 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.

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.

This amount is the total of the fines imposed on individual counts, as follows: \$1,500 on count 1 and \$1,500 on count 2.

Defendant: GERALD MARSHAL PAYNE
Case Number: 94-CR-150-001-BU

RESTITUTION AND FORFEITURE

RESTITUTION

The defendant shall make restitution in the total amount of \$1,223.00 to the following persons in the following amounts:

<u>Name of Payee</u>		<u>Amount of Restitution</u>
David Benditz 1412 North Poplar Street Broken Arrow, Oklahoma 74102	(Counts 1,3,4&5)	\$350.00
Prudential Insurance P.O. Box 52104 Phoenix, Arizona 85072 Claim No. 12N10050-090	(Counts 1,3,4&5)	339.00
Oklahoma Central Credit Union 11335 E. 41st Street Tulsa, Oklahoma 74146 Attn: Gina Wilson	(Counts 1&6)	200.00
Daniel Keeney 5955 E. 72nd St., Apt. 2011 Tulsa, Oklahoma 74136	(Counts 2,7&8)	334.00

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

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.

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

Defendant: GERALD MARSHAL PAYNE
Case Number: 94-CR-150-001-BU

STATEMENT OF REASONS

The court adopts the factual findings and guideline application in the presentence report except: The Court finds that the offense level is 30 not 31 as determined in the Presentence Investigation Report.

Guideline Range Determined by the Court:

Total Offense Level:	30	
Criminal History Category:	II	
Imprisonment Range:	108 months to 135 months	(Cts. 1,2,3,5,6,7&9)
	60 months	(Ct. 4)
	240 months	(Ct. 8)
Supervised Release Range:	2 to 3 years	(Cts. 1,2,3,4,5,6,7,8&9)
Fine Range:	\$ 15,000 to \$ 150,000	(Cts 1 through 9)
Restitution:	\$ 1223	

The sentence departs from the guideline range for the following reason(s): The middle of the range is imposed due to the mandatory consecutive terms mandated in counts 4 and 8.

F I L E D

MAY - 4 1995

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

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OKLAHOMA**

UNITED STATES OF AMERICA)
)
vs.)
)
GREGORY VANN COULSON)

Docket No. 91-CR-048-001-B

ENTERED ON DOCKET

DATE MAY 0 5 1995

AMENDED JUDGMENT AND COMMITMENT ORDER
ON REVOCATION OF PROBATION

Now on this 16th day of December, 1994, this cause comes on for sentencing after a previous finding that the defendant violated conditions of probation as set out in the Petition on Probation filed on August 29, 1994. The defendant is present in person and with his attorney, Paul Brunton. The Government is represented by Assistant United States Attorney David O'Meilia, and the United States Probation Office is represented by Tony Budzinsky.

The defendant was heretofore, on August 1, 1991, convicted on his plea of guilty to a one-count Information which charged Use of a Communication Facility in Furtherance of a Narcotics Felony, in violation of Title 21, United States Code, § 843 (b). He was subsequently sentenced on September 30, 1991, to a four year period of probation with conditions that he participate in drug abuse treatment as directed by the U.S. Probation Officer and pay a \$1,000 fine within the first year of probation. The standard conditions of probation recommended by the Sentencing Commission were also imposed.

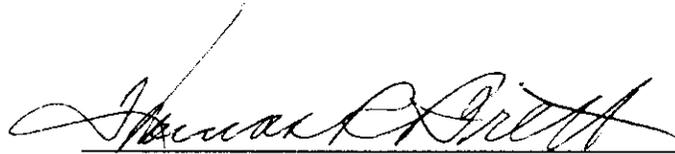
On September 14, 1994, a revocation hearing was held regarding the allegations noted in the Petition on Probation, said allegations being that the defendant was arrested on June 24, 1994, by Tulsa Police Officers and subsequently charged with Possession of Controlled Drug, After Former Conviction of a Felony; that he submitted a urinalysis sample on November 24, 1992, which tested positive for cocaine; that he submitted urinalysis samples on January 2, 6, 9, 20, and 21, 1993, which tested positive for benzodiazepines.

As a result of the sentencing hearing, the Court finds that since the original offense for which the defendant was convicted and placed on probation occurred prior to November 1, 1987,

15

the sentencing guidelines do not apply. In consideration of these finding, the following sentence is ordered:

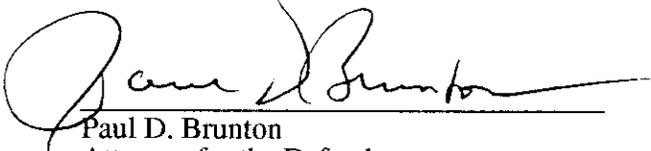
It is adjudged by the Court that the defendant shall be sentenced to serve eighteen (18) months in the custody of the Bureau of Prisons. It is further adjudged by the Court that the Judgment and Sentence previously entered in case number CF-94-3071 in the District Court of Tulsa County, Oklahoma on January 20, 1995, wherein the Court sentenced the defendant to four years in the custody of the Oklahoma Department of Corrections, is to run concurrent with the sentence imposed herein.



The Honorable Thomas R. Brett
United States District Judge



Assistant United States District Attorney
David O'Meilia



Paul D. Brunton
Attorney for the Defendant,
Gregory Vann Coulson

F I L E D

MAY - 4 1995

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

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OKLAHOMA**

UNITED STATES OF AMERICA)
)
vs.)
)
GREGORY VANN COULSON)

Docket No. 91-CR-048-001-B

ENTERED ON DOCKET

DATE MAY 0 5 1995

AMENDED JUDGMENT AND COMMITMENT ORDER
ON REVOCATION OF PROBATION

Now on this 16th day of December, 1994, this cause comes on for sentencing after a previous finding that the defendant violated conditions of probation as set out in the Petition on Probation filed on August 29, 1994. The defendant is present in person and with his attorney, Paul Brunton. The Government is represented by Assistant United States Attorney David O'Meilia, and the United States Probation Office is represented by Tony Budzinsky.

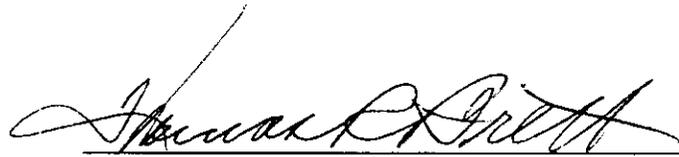
The defendant was heretofore, on August 1, 1991, convicted on his plea of guilty to a one-count Information which charged Use of a Communication Facility in Furtherance of a Narcotics Felony, in violation of Title 21, United States Code, § 843 (b). He was subsequently sentenced on September 30, 1991, to a four year period of probation with conditions that he participate in drug abuse treatment as directed by the U.S. Probation Officer and pay a \$1,000 fine within the first year of probation. The standard conditions of probation recommended by the Sentencing Commission were also imposed.

On September 14, 1994, a revocation hearing was held regarding the allegations noted in the Petition on Probation, said allegations being that the defendant was arrested on June 24, 1994, by Tulsa Police Officers and subsequently charged with Possession of Controlled Drug, After Former Conviction of a Felony; that he submitted a urinalysis sample on November 24, 1992, which tested positive for cocaine; that he submitted urinalysis samples on January 2, 6, 9, 20, and 21, 1993, which tested positive for benzodiazepines.

As a result of the sentencing hearing, the Court finds that since the original offense for which the defendant was convicted and placed on probation occurred prior to November 1, 1987,

the sentencing guidelines do not apply. In consideration of these finding, the following sentence is ordered:

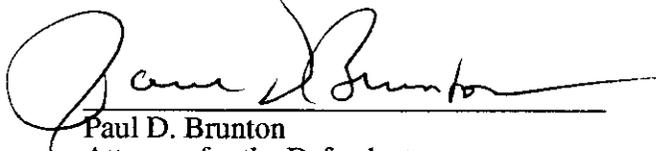
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The Honorable Thomas R. Brett
United States District Judge



Assistant United States District Attorney
David O'Melia



Paul D. Brunton
Attorney for the Defendant,
Gregory Vann Coulson

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 Linda Collins
Deputy

F I L E D

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

MAY 2 1995

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

UNITED STATES OF AMERICA

v.

Case Number 94-CR-092-001-E

ENTERED ON DOCKET

DATE 5/3/95

STEPHEN M. BUFORD
Defendant.

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

The defendant, STEPHEN M. BUFORD, was represented by Randal D. Morley.

Counts 1-51 of the Indictment are dismissed and Counts 1-38 of the Superseding Indictment are dismissed.

The defendant pleaded guilty to count(s) 1, 2, and 3 of the Information on January 11, 1995. Accordingly, the defendant is adjudged guilty of such count(s), involving the following offense(s):

<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 Wire Fraud	11/90	1
18 USC 1343 & 2	Wire Fraud & Causing a Crimanl Act	09/24/90	2 & 3

As pronounced on April 28, 1995, 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 count(s) 1, 2, and 3 of the Information, which shall be due immediately.

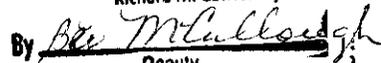
It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

Signed this the 2^d day of May, 1995.


James O. Ellison
United States District Judge

Defendant's SSN: 450-98-6628
Defendant's Date of Birth: 07/09/53
Defendant's residence and mailing address: 6665 S. 76th E. Ave., Tulsa, Oklahoma 74133

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

Richard M. Lawrence, Clerk
By 
Deputy

Defendant: STEPHEN M. BUFORD
Case Number: 94-CR-092-001-E

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 4 months as to counts 1, 2, and 3 of the Information, to run concurrently, each to the other.

The Court recommends that the Bureau of Prisons designate a community corrections facility as the place of confinement.

The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons before 12:00 p.m. on May 26, 1995.

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: STEPHEN M. BUFORD
Case Number: 94-CR-092-001-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 be placed on home detention to include electronic monitoring at the discretion of the U. S. Probation Office for a period of 4 months, to commence within 72 hours of release from imprisonment. During this time, the defendant shall remain at place of residence except for employment and other activities approved in advance by the probation office. The defendant shall maintain a telephone at place of residence without any special services, modems, answering machines, or cordless telephones for the above period. The defendant shall wear an electronic device and shall observe the rules specified by the Probation Office. The entire cost of this program shall be paid by the defendant.
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 abide by the "Special Financial Conditions" enumerated in Miscellaneous Order Number M-128, filed with the Clerk of the Court on March 18, 1992.
7. You are prohibited from engaging in any form of employment in which you have access to or solicit funds, securities or other 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: STEPHEN M. BUFORD
Case Number: 94-CR-092-001-E

RESTITUTION AND FORFEITURE

RESTITUTION

The defendant shall make restitution in the total amount of \$92,500 on counts 1, 2, and 3 to the following persons in the following amounts:

<u>Name of Payee</u>	<u>Amount of Restitution</u>
William Benedict 455 Hammermill Creve Coeur, Missouri 63141	\$43,750.00
John Wilkens 3120 Fairway Drive McHenry, Illinois 60050	2,500.00
Angelo Bianchi 1935 Clinton Ave. North Rochester, New York 14621	8,250.00
Paul Wheeler 2840 Waverly Way Livermore, California 94550	38,000.20

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

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.

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

Defendant: STEPHEN M. BUFORD
Case Number: 94-CR-092-001-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:	10
Criminal History Category:	II
Imprisonment Range:	8 months to 14 months, Cts. 1,2, & 3
Supervised Release Range:	2 to 3 years, Cts. 1,2, & 3
Fine Range:	\$ 2,000 to \$ 20,000, Cts. 1,2, & 3
Restitution:	\$ 92,500

The sentence is within the guideline range, that range exceeds 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

u

FILED

United States District Court

MAY 2 1995

Northern DISTRICT OF Oklahoma

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

UNITED STATES OF AMERICA

V.

JUDGMENT IN A CRIMINAL CASE

Stephen M. Buford

Case Number: 94-CR-092-001-E

ENTERED ON DOCKET

(Name and Address of Defendant)

DATE 5/3/95
Randal D. Morley

Attorney for Defendant

THE DEFENDANT ENTERED A PLEA OF:

guilty nolo contendere] as to count(s) Four and Five 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: Assisting in the Preparation of Fraudulent Income Tax Returns, Title 26, USC, Section 7206(2), Count Four.

Fraudulent Use of a Social Security Number, Title 42, USC, Section 498(a)(7)(B), Count Five.

IT IS THE JUDGMENT OF THIS COURT THAT: Imposition of Sentence is Suspended and the defendant is placed on probation for a term of five (5) years as to Counts Four and Five, said counts to run concurrently, each to the other. Said sentence to commence upon release from imprisonment in Counts One through Three of 94-CR-092-001-E.

The defendant shall make restitution of \$11,369.83 as to Counts Four and Five, payable to Mark and Gay Pierson, P.O. Box 24873, Oakland Park, Florida 33307-4873. The restitution amount shall be due immediately. Any amount not paid immediately shall be due during the term of probation.

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 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.

FILED

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

MAY 2 - 1995

UNITED STATES OF AMERICA

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

v.

Case Number 94-CR-154-001-C

GEOFFREY NALIMA
Defendant.

ENTERED ON DOCKET

DATE 5-2-95

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

The defendant, GEOFFREY NALIMA, was represented by Scott Chaffee.

The defendant pleaded guilty on December 19, 1994, to count 1 of the Information. Accordingly, the defendant is adjudged guilty of such count(s), involving the following offense(s):

<u>Title & Section</u>	<u>Nature of Offense</u>	<u>Date Offense Concluded</u>	<u>Count Number(s)</u>
18 USC 1344(1) & 2(b)	Bank Fraud and Causing a Criminal Act	04/10/94	1

As pronounced on April 25, 1995, 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 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 1st day of May, 1995.


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 R. Miller
Deputy

Defendant's SSN: 441-98-7720

Defendant's Date of Birth: 08/10/69

Defendant's residence and mailing address: 12516 Audelia Road, Apartment 917, Dallas, Texas 75243

Defendant: GEOFFREY NALIMA
Case Number: 94-CR-154-001-C

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 1 month.

The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons at 10:00 a.m. on May 22, 1995.

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: GEOFFREY NALIMA
Case Number: 94-CR-154-001-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 be placed on home detention to include electronic monitoring at the discretion of the U. S. Probation Office for a period of 3 months, to commence within 72 hours of release from confinement. During this time, the defendant shall remain at place of residence except for employment and other activities approved in advance by the probation office. The defendant shall maintain a telephone at place of residence without any special services, modems, answering machines, or cordless telephones for the above period. The defendant shall wear an electronic device and shall observe the rules specified by the Probation Office.
5. 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.
6. The defendant shall comply with the rules and regulations of the Immigration and Naturalization Service (INS), and if deported from this country, either voluntarily or involuntarily, he shall not reenter the United States illegally. Upon any reentry into the United States during the period of Court-ordered supervision, the defendant shall report to the nearest U.S. Probation Office within 72 hours.

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: GEOFFREY NALIMA
Case Number: 94-CR-154-001-C

RESTITUTION AND FORFEITURE

RESTITUTION

The defendant shall make restitution in the total amount of \$15,265.74.

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

<u>Name of Payee</u>	<u>Amount of Restitution</u>
Bank of Oklahoma Attn: Lowell Faulkenberry, Vice President One Williams Center Tulsa, Oklahoma 74103	\$7,370.74
F&M Bank and Trust Attn: Mary Simmons P.O. Box 4500 Tulsa, Oklahoma 74159	3,575.00
Local America Bank Attn: Mary Dean P.O. Box 26020 Oklahoma City, Oklahoma 73126	2,200.00
State bank and Trust Attn: Charlie Pilkington 502 Main Mall Tulsa, Oklahoma 74103	2,120.00

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

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.

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

Defendant: GEOFFREY NALIMA
Case Number: 94-CR-154-001-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:	3 to 5 years
Fine Range:	\$ 1,000 to \$ 1,000,000
Restitution:	\$ 15,265.74

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**

MAY 2 1995 *B*

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

UNITED STATES OF AMERICA

v.

Case Number 94-CR-145-004-E /

ENTERED ON DOCKET

DATE 5/2/95

WING CHEUNG LAU
Defendant.

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

The defendant, WING CHEUNG LAU, was represented by Stanley Monroe.

The defendant was found guilty on January 25, 1995, on count(s) 1,2,4, and 6 of the Superseding Indictment, after a plea of not guilty. Accordingly, the defendant is adjudged guilty of such count(s), involving the following offense(s):

<u>Title & Section</u>	<u>Nature of Offense</u>	<u>Date Offense Concluded</u>	<u>Count Number(s)</u>
18 USC 371	Conspiracy	08/17/94	1
15 USC 1644(b) and 18:2	Transporting Counterfeit Credit Cards in Interstate Commerce and Aiding and Abetting	08/17/94	2
18 USC 1029(a)(1) and 18:2	Use of Counterfeit Access Devices and Aiding and Abetting	08/17/94	4 & 6

As pronounced on April 28, 1995, 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 \$ 200 for count(s) 1,2,4, & 6, 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 2^d day of May, 1995.

James O. Ellison
James O. Ellison
United States District Judge

Defendant's SSN: 614-26-5786
Defendant's Date of Birth: 03/08/71
Defendant's mailing address: c/o Tulsa County Jail, 500 S. Denver, Tulsa, OK 74103
Defendant's residence address: 226 Cameron Way, San Gabriel, CA 91776

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
Richard M. Lawrence

Defendant: WING CHEUNG LAU
Case Number: 94-CR-145-004-E

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 15 months on each of counts 1,2,4, and 6, to 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: WING CHEUNG LAU
Case Number: 94-CR-145-004-E

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of 3 years on each of counts 1,2,4, and 6, to run concurrently, each with the other 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 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.
5. 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.
6. The defendant shall comply with the rules and regulations of the Immigration and Naturalization (INS), and if deported from this country, either voluntarily or involuntarily, he shall not reenter the United States illegally. Upon any reentry into the United States during the period of Court-ordered supervision, the defendant shall report to the nearest U.S. Probation Office within 72 hours.

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: WING CHEUNG LAU
Case Number: 94-CR-145-004-E

RESTITUTION AND FORFEITURE

RESTITUTION

The defendant shall make restitution in Count One in the total amount of \$7,568.78. Restitution was ordered to be paid jointly and severally with codefendants Sam Lau, Jacky Lee, and Andy Wong.

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

<u>Name of Payee</u>	<u>Amount of Restitution</u>
General Motors Company, Attn: Lynna Star P.O. Box 80055 Salinas, California 93912	\$972.00
AT & T Universal Card Services, Attn: Sean O'Donnell 8787 Baypine Road Jacksonville, Florida 32256	\$5,394.60
Bank of America, Attn: Monte Dunn 1925 W. John Carpenter Freeway Irving, Texas 75063-3297	\$1,202.18

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

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.

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

Defendant: WING CHEUNG LAU
Case Number: 94-CR-145-004-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:	12
Criminal History Category:	II
Imprisonment Range:	12 months to 18 months, counts 1,2,4, & 6
Supervised Release Range:	2 to 3 years, counts 1,2,4, & 6
Fine Range:	\$ 3,000 to \$ 30,000, counts 1,2,4, & 6
Restitution:	\$ 7,568.78

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

ENTERED ON DOCKET
DATE 5-2-95

UNITED STATES OF AMERICA

v.

Case Number 94-CR-178-002-K

ALLEN BURKETT
Defendant.

FILED

JUDGMENT IN A CRIMINAL CASE

(For Offenses Committed On or After November 1, 1987)

MAY 02 1995

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

The defendant, ALLEN BURKETT, was represented by Bill Hackathorn.

The defendant pleaded guilty to count(s) 1 of the Indictment on April 25, 1995. Accordingly, the defendant is adjudged guilty of such count(s), involving the following offense(s):

<u>Title & Section</u>	<u>Nature of Offense</u>	<u>Date Offense Concluded</u>	<u>Count Number(s)</u>
18 USC 924(c)	Possession of a Firearm During Commission of a Drug Trafficking Crime	08/15/94	1

As pronounced on April 25, 1995, the defendant is sentenced as provided in pages 2 through 4 of this Judgment. The sentence is imposed under the Sentencing Reform Act of 1984.

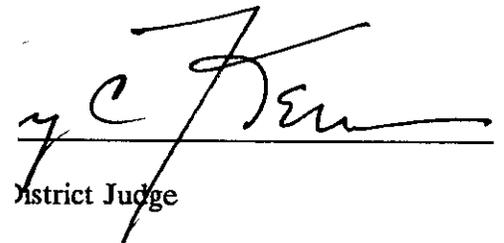
It is ordered that the defendant pay a special assessment of \$ 50, for count(s) 1 of the Indictment on April 25, 1995.

al assessment of \$ 50, for count(s) 1

It is further ordered that any change of name, residence or mailing address by this Judgment are fully paid.

attorney for this district within 30 days of the date of this Judgment, and special assessments imposed

Signed this the 1


District Judge

Defendant's SSN: 447-70-3886

Defendant's Date of Birth: 07/13/62

Defendant's mailing address: c/o U.S. Bureau of Prisons, Dallas, Texas

Defendant's residence address: Route 1, Box 1625, Locust Grove, Oklahoma 74352

Defendant: ALLEN BURKETT
Case Number: 94-CR-178-002-K

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 60 months, consecutive to any other term and consecutive to any term of incarceration imposed in Tulsa County case CF94-3900 and CF94-3908.

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: ALLEN BURKETT
Case Number: 94-CR-178-002-K

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: ALLEN BURKETT
Case Number: 94-CR-178-002-K

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:	N/A
Criminal History Category:	N/A
Imprisonment Range:	60 months
Supervised Release Range:	2 to 3 years
Fine Range:	\$ 250,000
Restitution:	\$ N/A

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

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

UNITED STATES DISTRICT COURT
Northern District of Oklahoma

ENTERED ON DOCKET

DATE 5-2-95

UNITED STATES OF AMERICA

v.

Case Number 94-CR-178-001-K

LINDA GULLICK
Defendant.

FILED

MAY 2 1995

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

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

The defendant, LINDA GULLICK, was represented by Bill Hackathorn.

The defendant pleaded guilty to count(s) 1 of the Indictment on April 25, 1995. Accordingly, the defendant is adjudged guilty of such count(s), involving the following offense(s):

<u>Title & Section</u>	<u>Nature of Offense</u>	<u>Date Offense Concluded</u>	<u>Count Number(s)</u>
18 USC 924(c)	Possession of a Firearm During Commission of a Drug Trafficking Crime	08/15/94	1

As pronounced on April 25, 1995, 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 pay the costs of the Indictment, which shall be

an assessment of \$ 50, for count(s) 1

It is further ordered that the defendant pay the costs of any change of name, residence, or mailing address by this Judgment are fully paid.

The defendant shall employ a defense attorney for this district within 30 days of the date of this Judgment, and special assessments imposed

Signed this the 1 day of

Case

[Signature]

District Judge

Defendant's SSN: 445-44-6630

Defendant's Date of Birth: 02/08/46

Defendant's mailing address: c/o U.S. Bureau of Prisons, Dallas, Texas

Defendant's residence address: Route 1, Box 1625, Locust Grove, Oklahoma 74352

Defendant: LINDA GULLICK
Case Number: 94-CR-178-001-K

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 60 months, consecutive to any other sentence and consecutive to any sentence imposed in Tulsa County case CF94-3908.

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: LINDA GULLICK
Case Number: 94-CR-178-001-K

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: LINDA GULLICK
Case Number: 94-CR-178-001-K

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:	N/A
Criminal History Category:	N/A
Imprisonment Range:	60 months
Supervised Release Range:	2 to 3 years
Fine Range:	\$ 250,000
Restitution:	\$ N/A

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

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

F I L E D

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

MAY 1 - 1995

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

UNITED STATES OF AMERICA

v.

Case Number 95-CR-006-002-BU

HOANG THAI HA aka JOHN DOE NO. 2 aka "JOHN KIM"
Defendant.

ENTERED ON DOCKET

DATE 5-1-95

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

The defendant, HOANG THAI HA aka JOHN DOE NO. 2 aka "JOHN KIM", was represented by Keith Ward.

On motion of the United States the court has dismissed counts 3,4,5,6,7,8,9&10 of the Indictment.

The defendant pleaded guilty on March 10, 1995, to counts 1 and 2 of the Indictment. Accordingly, the defendant is adjudged guilty of such count(s), involving the following offense(s):

<u>Title & Section</u>	<u>Nature of Offense</u>	<u>Date Offense Concluded</u>	<u>Count Number(s)</u>
18 USC 371	Conspiracy to Transport Counterfeit Credit Cards in Interstate Commerce and to Use Counterfeit Access Devices, Credit Cards	12/09/94	1
15 USC 1644(b) & 18 USC 2	Transporting Counterfeit Credit Cards in Interstate Commerce and Aiding and Abetting	12/09/94	2

As pronounced on April 26, 1995, 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 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 28 day of April, 1995.

Michael Burrage

The Honorable Michael Burrage
United States District Judge

Defendant's SSN: 568-61-8221
Defendant's Date of Birth: 01/20/73
Defendant's mailing address: Tulsa County Jail, 500 South Denver, Tulsa, Oklahoma 74103
Defendant's residence address: 9810 Debiois Avenue, Fountain Valley, California 92708

United States District Court)
Northern District of Oklahoma) SS:

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

Richard M. Lawrence, Clerk

By *R. Miller*
Deputy

Defendant: HOANG THAI HA aka JOHN DOE NO. 2 aka "JOHN KIM"
Case Number: 95-CR-006-002-BU

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 12 months. 12 months on Count 1; and 12 months on Count 2, to run concurrently with the sentence imposed on Count 1.

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: HOANG THAI HA aka JOHN DOE NO. 2 aka "JOHN KIM"
Case Number: 95-CR-006-002-BU

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of 3 years in each of Counts 1 and 2, to run concurrently, each to 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. 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.
5. 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.
6. The defendant shall comply with the rules and regulations of the Immigration and Naturalization Service (INS), and if deported from this country, either voluntarily or involuntarily, he shall not reenter the United States illegally. Upon any reentry into the United States, during the period of court-ordered supervision, the defendant shall report to the nearest United States Probation Office within 72 hours.

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: HOANG THAI HA aka JOHN DOE NO. 2 aka "JOHN KIM"
Case Number: 95-CR-006-002-BU

RESTITUTION AND FORFEITURE

RESTITUTION

The defendant shall make restitution in the total amount of \$30,565.44 on Count 1. Restitution is ordered to be paid jointly and severally with codefendant John Doe No. 1 aka "Huy Son Nguyen," Huy S. Nguyen," "H. Nguyen, "Huy Quang Nguyen"

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

<u>Name of Payee</u>	<u>Amount of Restitution</u>
Bank of America Attn: Monte Dunn 1925 West John Carpenter Freeway Irving, Texas 75063-3297	\$30,565.44

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

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.

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

Defendant: HOANG THAI HA aka JOHN DOE NO. 2 aka "JOHN KIM"
Case Number: 95-CR-006-002-BU

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:	10	
Criminal History Category:	I	
Imprisonment Range:	6 months to 12 months	(Cts. 1&2)
Supervised Release Range:	2 to 3 years	(Cts. 1&2)
Fine Range:	\$ 2,000 to \$ 20,000	(Cts. 1&2)
Restitution:	\$ 30,565.44	

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**

MAY 1 1995

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

UNITED STATES OF AMERICA

v.

Case Number 94-CR-137-004-E

ENTERED ON DOCKET

DATE 5/1/95

GARY E. COOPERSMITH
Defendant.

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

The defendant, GARY E. COOPERSMITH, was represented by Richard D. White.

On motion of the United States the court has dismissed count(s) 2 and 5 of the Indictment.

The defendant pleaded guilty to count(s) 1 of the Indictment on January 13, 1995. Accordingly, the defendant is adjudged guilty of such count(s), involving the following offense(s):

<u>Title & Section</u>	<u>Nature of Offense</u>	<u>Date Offense Concluded</u>	<u>Count Number(s)</u>
18 USC 371	Conspiracy to Possess With Intent to Distribute Marijuana	09/19/94	1

As pronounced on April 21, 1995, 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(s) 1 of the Indictment, which shall be due immediately.

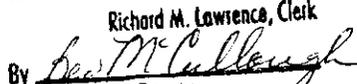
It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

Signed this the 27th day of April, 1995.


James O. Ellison
United States District Judge

Defendant's SSN: 369-46-1865
Defendant's Date of Birth: 10/03/46
Defendant's residence and mailing address: 115 Lakeside Drive, Naples, Florida 33962

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: GARY E. COOPERSMITH
Case Number: 94-CR-137-004-E

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 4 months.

The Court makes the following recommendations to the Bureau of Prisons: That the Bureau of Prison designate a community confinement center in Ft. Myers, Florida, or a facility as near as possible to the defendant's home, as the place of imprisonment where the defendant will serve this custody sentence..

The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons 12:00 p.m. (noon) on May 22, 1995.

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: GARY E. COOPERSMITH
Case Number: 94-CR-137-004-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 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 be placed on home detention to include electronic monitoring at the discretion of the U. S. Probation Office for a period of 4 months, to commence within 72 hours of release from imprisonment. During this time, the defendant shall remain at place of residence except for employment and other activities approved in advance by the probation office. The defendant shall maintain a telephone at place of residence without any special services, modems, answering machines, or cordless telephones for the above period. The defendant shall wear an electronic device and shall observe the rules specified by the Probation Office.
6. 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: GARY E. COOPERSMITH
Case Number: 94-CR-137-004-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 \$ 1,500. 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.

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: GARY E. COOPERSMITH
Case Number: 94-CR-137-004-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:	11
Criminal History Category:	I
Imprisonment Range:	8 months to 14 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 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.