No. 67-CR-97

CRIMINAL DOCKET
UNITED STATES DISTRICT COURT

D. C. Form No. 100A Rev.

TITLE OF CASE	ATTORNEYS
THE UNITED STATES *vs.* John Daniel Owens	*For U. S.:* Hubert H. Bryant Assistant U. S. Attorney *For Defendant:* 207 428 Robt. S. Rizley 1st National Bldg. Tulsa, Oklahoma

STATISTICAL RECORD	COSTS			DATE	NAME OR RECEIPT NO.	REC.		DISB.	
J.S. 2 mailed 10-2-67	Clerk			11-13-67	Rizley	5	00		
				11-16-67	CD 21			5	00
J.S. 3 mailed 1-30-67	Marshal								
Violation Selective Service	Docket fee								
Title T. 50 App.,									
Sec. 462									

DATE	PROCEEDINGS
9-14-67	Indictment, filed in open Court. b
9-14-67	Record vote of the grand jury, filed in open Court. b
9-14-67	Bond of the defendant, in the sum of $5,000.00, filed; sureties - Mrs. Zillah Burns Warren and Jim Mullins. b
9-26-67	Defendant present in person and represented. Defendant arraigned, receives copy of Indictment, waives reading and enters plea of NOT GUILTY, and case set for Jury Trial on Monday 10-16-67 at 9:30 A.M.(AEB
10-16-67	Case called for jury trial. Defendant waives jury, waiver signed and filed in open court, and court orders that this case is stricken from this days docket to be reset for non-jury trial. (Allen E.Barrow-J)
10-27-67	Case set for non-jury trial on Monday, Oct. 30, 1967 at 10:00 A.M.(AEB)
10-30-67	Case tried to the court. Court finds the defendant GUILTY. It is adjudged that the defendant is GUILTY as charged, and sentence passed to Wednesday, November 1, 1967 at 10:00 A.M. (AEB-J)h

over

DATE	PROCEEDINGS
11-1-67	Defendant present in person and represented.
	Judgment and Sentence- John Daniel Owens (Age 21)
	Atty. Gen- 5 years.
	It is ordered by the court that the appeal bond of the defendant fixed in the amount of $5,000.00. (Allen E. Barrow-Judge)h
11-1-67	Order of J&C filed and entered. (AEB-J)h
11-1-67	Two c.c. of J&C delivered to USM. h
11-13-67	Notice of appeal, filed. Copy mailed to U.S. Atty. g
11-13-67	Statement of docket entries mailed to USCA, Denver. g
11-24-67	Defendant's designation to reporter, filed. b
12-20-67	Motion to extend due dates for filing, filed. ds
12-20-67	Order extending time for completion of transcript and filing of record on appeal, filed. Due date for filing of transcript extended to and including 1-20-68. Due date for filing Record on Appeal extended to 2-20-68. ds Copy mailed to Bob Rizley.
2-13-68	Transcript of non-jury trial proceedings, filed. (Larry Marks, Reporter)
2-19-68	Short transcript of appeal record sent to USCA, Denver. g
5-3-68	Full appeal record sent to USCA, Denver. g
12-11-68	Mandate (cc) of USCA affirming judgment of 11-1-1967, and directing defendant to surrender himself within 10 days, filed and spread of record. g
12-11-68	Opinion of USCA, filed. g
12-11-68	Two cc of J&C delivered to U. S. Marshal. g
1-31-69	Return on J&C filed. Defendant delivered on 12-23-68 to Tulsa County Jail, Tulsa, Oklahoma and appeal noted on 11-13-67. Appeal determined on 12-11-68. Defendant delivered on 1-22-69 to Prison Camp, Springfield, Missouri. ds

No. 67-CR-97

Form AO 100

UNITED STATES COMMISSIONER

NORTHERN DISTRICT OF OKLAHOMA

RECORD OF PROCEEDINGS IN CRIMINAL CASES

BEFORE Charles F. Burns (Name of commissioner) Miami, Oklahoma, (Address)

COMMISSIONER'S DOCKET NO. 1 CASE NO. 309
THE UNITED STATES
vs.
John Daniel Owens

Complaint filed on 8-14-67, 19..., by John E Chenoweth, Jr Official title Special Agent, FBI, charging violation of United States Code, Title 50, Section 462, on 6-26-67 19..., at Miami, Okla in the Miami division of the Northern district of Oklahoma as follows: fail to report, as ordered by U. S. Selective Service, Local Board No. 60, Ottawa County, Oklahoma, for civilian duty at the University of Kansas Medical Center, Kansas City, Kansas

(Here insert brief summary of facts constituting offense charged)

FILED
AUG 17 1967
NOBLE C. HOOD
Clerk, U. S. District Court

WARRANTS OR SUMMONS ISSUED:

Date 8-14-67 Warrant/Summons for John Daniel Owens (Name of defendant)
to (name and title of officer) U S Marshal etc
Substance of return Recd August 14, 1967 at Miami, Okla., and executed by arrest of John David Owens at Quapaw, Okla., on August 15, 1967. John E Chenoweth, Jr., Special Agent, FBI

Date ... Warrant/Summons for ... (Name of defendant)
to (name and title of officer) ...
Substance of return ...

PROCEEDINGS ON FIRST PRESENTATION OF ACCUSED TO COMMISSIONER:

Date 8-15-67 Arrested by John E Chenoweth, Jr Special Agent, FBI { on warrant of Charles F. Burns U S Commr. (Name of issuing officer) / without warrant.

Appearances { for United States None (Name) (Address) / for accused None (Name) (Address)

Proceedings taken Complaint and warrant issued 8-14-67. 8-15-67 Deft present in open court without counsel. Deft advised of his rights and to be represented by counsel and deft waived right to be represented by counsel and to a preliminary hearing. Deft advised of charge against him and bond fixed in the amount of $5000.00. Deft remanded to the custody of U S Marshal for delivery at Tulsa, Oklahoma, for further proceedings before U. S. District Judge at Tulsa, Oklahoma. 8-16-67 Bond in the amount of $5000.00 executed by two sureties, Mrs. Zillah Burns Warren and Jim A Mullins, and forwarded to Tulsa, Oklahoma, for signature of deft and further action.

(Here insert with dates, when appropriate, a seriatim account of essential steps taken at hearing such as "complaint prepared," if arrest is without warrant: "defendant informed of complaint and right to retain counsel and preliminary hearing": "preliminary examination waived," if that is the fact; any adjournments taken, etc.)

Outcome Bound over to U S District Court at Tulsa, Oklahoma.

Bail fixed 8-15-67, 19..., Amount, $5000.00 Bonded ..., 19..., by cash deposited by (name) ... Address ...
transmitted to clerk of district court ..., 19... [or] by surety
(name) ... Address ...
(name) ... Address ...
justified by affidavit dated ..., 19..., [or] committed to Tulsa, Oklahoma, 8-15-67. who on ..., 19...

SUBPOENAS FOR WITNESSES ISSUED:

....., 19....., for (name of witness).....
at request of (name of party).....
Substance of return.....
.....

....., 19....., for (name of witness).....
at request of (name of party).....
Substance of return.....
.....

....., 19....., for (name of witness).....
at request of (name of party).....
Substance of return.....
.....

....., 19....., for (name of witness).....
at request of (name of party).....
Substance of return.....
.....

PRELIMINARY EXAMINATION:
(Not to be used if case was disposed of at first presentation)

Date..... Appearances for { United States (Name) ..... (Address) ..... / Accused (Name) ..... (Address) ..... }

WITNESSES FOR UNITED STATES: (List names and addresses)

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....., ...

WITNESSES FOR ACCUSED: (List names and addresses)

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Witness payroll containing..... names certified to United States Marshal for payment....., 19.....
Proceedings taken.....
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Outcome.....
Bail fixed....., 19..... Amount, $..... Bonded....., 19....., by cash
deposited by (name)..... Address.....
transmitted to clerk of district court....., 19.....
[or] by surety (names)..... Address.....
and..... Address.....
who justified by affidavit....., 19..... Committed to.....
on....., 19.....
Certified to be a correct transcript.
Made this 16 day of August, 19 67
Transmitted to Clerk of United States District Court for the Northern
district of Oklahoma, 8-16-67. 19.....

Charles F. Burns
United States Commissioner.