

Barrow

75-CR-24

**CRIMINAL DOCKET
UNITED STATES DISTRICT COURT**

D. C. Form No. 100A Rev.

TITLE OF CASE	ATTORNEYS
<p>THE UNITED STATES</p> <p style="text-align: center;">vs.</p> <p>1. Stanley Lawrence PEASE (age 21), & 2. Gary Thomas SHELTON <i>21 Jail</i></p>	<p><i>For U. S.:</i></p> <p>Hubert H. Bryant Asst. U. S. Atty.</p> <p><i>For Defendant:</i></p> <p>Charles Woodstock (Ret. for Pythian Bldg. Pease) Tulsa, OK 74103 582-8296</p> <p>Ernest A. Bedford (Shelton) 100 Center Plaza (Ct. Appt) Tulsa, OK 74119 583-7144</p>

STATISTICAL RECORD	COSTS	DATE	NAME OR RECEIPT NO.	REC.	DISB.
J.S. 2 mailed <i>3-1-75</i>	Clerk				
J.S. 3 mailed <i>Pease 4-1-75</i> <i>SHELTON 4-1-76</i>	Marshal				
Violation Bank robbery & incidental crimes Title 18	Docket fee				
Sec. 2113 (a)					
(1 Ct.: \$5,000 &/or 20 yrs)					

DATE	PROCEEDINGS
2-12-75	Record vote of Grand Jury Concurring, filed in open Court. k
2-12-75	Indictment, filed in Open Court. k
2-13-75	Magistrate papers added to file. k
2-13-75	Warrant issued for arrest of Defendant Shelton. k
2-14-75	Case set for arraignment and plea as to deft. Pease on 2-19-75 at 2:00 p.m. before Judge Cook. (AEB-J)hm
2-14-75	Order for Dismissal of Magistrate's Complaint as to Deft. <u>Shelton</u> , filed. v
2-19-75	Case transferred to Judge Cook. (AEB-J)hm
2-19-75	Case called for arraignment and plea as to deft. Pease. Deft. present and represented; govt. represented. Deft. advised of charge, indictment read, deft. arraigned and enters plea of GUILTY. Jury waiver signed and filed in open court. Deft. adjudged GUILTY as charged. Sentence set 3-6-75 at 10:00 a.m. Deft. remanded to custody of U.S. Marshal. (HDC-J)hm
2-20-75	Return on Mag.'s Warrant, filed. Returned unexecuted. v
3-6-75	Request for sentencing under the FYCA, filed. hm
3-6-75	Case called for sentence as to deft. Pease and represented. Deft. & counsel asked if they have anything to say before sentence is pronounced. (over)

DATE	PROCEEDINGS
	Court finds deft. would not derive benefit under YCA.
	Judgment and Sentence - Stanley Lawrence Pease (Age 21)
	Atty. Gen. - Eight (8) Years
	Deft. remanded to custody of U.S. Marshal.
3-6-75	Judgment and Commitment, filed and entered, as to deft. Pease. (HDC-J)hm
3-6-75	Two c/c of J&C delivered to U.S. Marshal. hm
4-2-75	J&C, ret. & filed: deft. Stanley Lawrence Pease delivered to Federal Reformatory at El Reno, Ok. on 3-28-75. g
4-2-75	Mtn. to Modify Judgment and Sentence, filed.jj
4-8-75	Response in opposition to motion to modify judgment & sentence, filed by PLTF. v
4-8-75	Order, filed, overruling Mtn. for Reduction of Sentence of Stanley Lawrence Pease. (HDC-J)jj copies mailed.
	<u>Pease</u>
6-26-75	Defendants' Motion to Modify Judgment & Sentence, filed. mm
7-2-75	Order, filed overruling motion of Stanley Lawrence Pease to modify judgment & sentence. (HDC-J)g <i>copy to USA, Deft. & Woodward</i>
9-2-75	MO: It is ordered that this case is transferred to Chief Judge Allen E. Barrow, as to deft. GARY THOMAS SHELTON. (HDC-J)hm
<u>1976</u>	
1-8-76	Return on Mag.'s Temp. Commitment from N.D. of Iowa, fld. Rec'd & executed on 12-30-75 by committing deft. to the Black Hawk Co. Jail. v
1-13	MO: Case set for Arraignment on 1-20-76 at 10:00 a.m. as to Deft. Shelton. (AEB-J)v -notices mld.
<i>Rem. Arg. had 1-12-76 in Iowa - v</i>	
1-14	Mag.'s Record of Proceedings and Warrant of Removal in re Deft. Shelton, fld. Warrant of Removal dated 1-12-76. v
	<u>Gary Shelton</u>
1-20-76	Case called for arraignment. Deft. present & represented Govt. represented. Deft. acknowledge receipt of indict., & advised of charge. Deft. arraigned and enters plea of NOT GUILTY. Deft. given 10 days to file motion; Govt. five days to respond. Case set for trial on 2-23-76 @9:30a.m.. Deft. remanded to USM. Bond fixed in amount of \$50,000. (AEB-J)tc
1-20-76	Financial Affidavit, filed of Gary Shelton. t
1-21	Petition for writ of H/C/A/T, filed. hm
1-22	Order, filed, granting WHCAT in re to Pease appearing on 2-23-76. (AEB-J)v <i>wpi</i>
1-23	Warrant for arrest, ret. & filed: deft. Shelton arrested 12-29-75. g
1-23	Warrant for Removal, filed: deft. Shelton transported from Waterloo Ia, to Tulsa, Ok. & committed to custody of USM, 1-16-76. g
1-29	Motion of USA to require def. Shelton to submit handwriting and printing exemplars, filed. rm <i>o to g</i>
2-3-	MO: Case set for jury trial on 2-23-76, at 9:30 A.M. (AEB-J)b nts mld cert.
2-4	Order, filed, directing deft. Gary T. Shelton to appear before USM and FBI and submit handwriting and printing exemplars. (AEB-J)g <i>C-42M, USM 7-7 6-19-76</i>
2-9-76	MO: Case set for change of plea on 2-12-76, at 10:00 A.M. (AEB-J)b nts. mld.
2-12-76	Subpoena to Testify, ret & filed: Served John Michael Crowley. ph
2-12-76	Subpoena to Testify, ret & filed: Served Susan J. Crowley, ph

CRIMINAL DOCKET

DATE	PROCEEDINGS
	<u>Gary Thomas Shelton</u>
2-12	Case called for change of plea. Deft./present & represented. Govt. represented. Deft. placed under oath, & w/draws plea of Not Guilty & enters plea of GUILTY & is adjudged GUILTY as charged. Deft. waives jury; waiver signed & filed in open court. Indict. read. Court orders pre-sentence report. Sentence set for 3-2-76, at 10:00 A.M. Petition to enter plea of GUILTY signed & filed in open court. Deft. remanded to USM. (AEB-J)b
2-12	Petition to enter plea of GUILTY, filed. b
2-17	Subpoena to Theresa Ann Pease ret. & filed unexecuted. g
2-17	Order re handwriting and printing exemplars of Gary Thomas Shelton, ret. & filed: deft. Shelton delivered to USM office 2-9-76 and returned to Tulsa County Jail same date. g
2-27	Marshal's return on writ of HCAT as to Deft. Pease in re 2-23-76, filed. Returned unserved and unexcuted on 2-18-76. k
2-27	Marshal's return on subpoenae, filed. Served Theresa Ann Pease, Melanie Craig, Sue I. Glossop, Marilyn L. Arnall, Barbara Jean Frazier, Elmina Iseley, Pamela Dillard, and Jerry Butler. k
3-2	Case called for sentencing as to Deft. Gary Thomas Shelton. Deft. present and represented. Govt. represented. Deft. & counsel asked if they care to say anything before sentence is pronounced.
	Judgment & Sentence - Gary Thomas Shelton
	Atty. Gen. - Ten (10) years or until discharged by the Youth
	Division as provided in Sections 5010(c) and 5017(d) of the Youth Corrections Act. Deft. remanded to USM. (AEB-J)k
3-2	Judgment & Commitment, filed & entered. (AEB-J)k
3-2	Two c/c of J&C to USM.k
3-16	Marshal's return on Judgment & Prob/Commitment Order. Del. deft. on 3-2-76 to Tulsa County Jail. Deft. del. on 3-14-76 to Fed. Reformatory at El Reno., filed.jj
5-28-76	Motion of deft. Gary Thomas Shelton to modify sentence, filed. g
6-2-76	Order, filed, overruling motion of Gary Thomas Shelton to modify sentence. (AEB-J)g cpiesmld.
5-19-82	CERTIFICATE setting aside conviction of Gary Thomas Shelton by US Parole Commission 5-14-82.jc

DATE

PROCEEDINGS

UNITED STATES MAGISTRATE

NORTHERN DISTRICT OF IOWA

RECORD OF PROCEEDINGS IN CRIMINAL CASES

75-CR-24 ✓

BEFORE Fred G. Clark, Jr.

(Name of magistrate)

Suite 261 Washington Square Bldg., Waterloo,

(Address)

Iowa

Grand Jury Indictment

MAGISTRATE'S
DOCKET No. 4 CASE No. 75-2034M

THE UNITED STATES

vs.

GARY THOMAS SHELTON

~~Complaint~~ filed on _____, 19____, by _____

Official title _____, charging violation of

United States Code, Title 18, Section 2113(a), on

19____, at Tulsa, Oklahoma in the _____

division of the _____ Northern district of Oklahoma

as follows: willfully, unlawfully and with felonious intent,
by force and intimidation, take from the person and presence of
Pamelia Dillard and Melanie Craig, money belonging to and in the
custody, control, management and possession of Tulsa Federal
Savings and Loan Association branch, 1881 South Yale Avenue,

(Here insert brief summary of facts constituting offense charged)

WARRANTS OR SUMMONS ISSUED:

Date _____ Warrant/Summons for _____

to (name and title of officer) _____

(Name of defendant)

Substance of return _____

Date _____ Warrant/Summons for _____

to (name and title of officer) _____

(Name of defendant)

Substance of return _____

PROCEEDINGS ON FIRST PRESENTATION OF ACCUSED TO MAGISTRATE:

Date December 30, 1975 Arrested by _____

on warrant of _____

(Name of issuing officer)

without warrant.

Appearances {

for United States None

(Name)

(Address)

for accused Don E. Gottschalk

Waterloo, Iowa

(Name)

(Address)

Proceedings taken Defendant appears before the undersigned Magistrate at 10:30 A.M. on December

30, 1975, is advised of Grand Jury Indictment and of his constitutional rights. Defendant justi-

fies himself as indigent and Attorney Don E. Gottschalk is appointed as his counsel at the expense

of the Government. Defendant requests a Removal Hearing and the same is scheduled for January 12,

1976, at 1:30 P.M. at 261 Washington Square Building, Waterloo, Iowa. Bond for Defendant is fixed

at \$25,000.00 and upon failure to furnish the same Defendant is committed to the custody of the

U. S. Marshal. This matter resumes at 1:30 P.M. on January 12, 1976, at 261 Washington Square

Outcome _____

Bail fixed _____, 19____ Amount, \$ _____ Bonded _____, 19____, by cash
deposited by (name) _____ Address _____

transmitted to clerk of district court _____, 19____ [or] by surety

(name) _____ Address _____

(name) _____ Address _____, who

justified by affidavit dated _____, 19____, [or] committed to

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 _____

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)

WITNESSES FOR ACCUSED: (List names and addresses)

Witness payroll containing _____ names certified to United States Marshal for payment _____, 19____
Proceedings taken _____

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 _____ day of _____, 19____

Transmitted to Clerk of United States District Court for the _____ Northern _____
district of _____ Oklahoma _____, January _____, 1975

[Signature]

United States Magistrate.

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Tulsa, Oklahoma, the deposits of which were then insured by the Federal Savings and Loan Insurance Corporation; in violation of Title 18, United States Code, Section 2113(a).

Proceedings con't.

Building, Waterloo, Iowa, and the United States Government having furnished this Magistrate with a certified copy of the Indictment and the Defendant having heretofore admitted his identity, it is hereby ordered that Warrant of Removal issue to deliver the said Gary Thomas Shelton to the United States Marshal for the Northern District of Oklahoma.

