

**UNITED STATES DISTRICT COURT**  
**for the**  
**Eastern District of Kentucky**

**UNITED STATES OF AMERICA**     )  
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*Defendant*    )

**Case Number**

**ORDER SETTING CONDITIONS OF RELEASE**

**IT IS ORDERED** that the defendant’s release is subject to these conditions:

- (1) The defendant must not violate federal, state, or local law while on release.
- (2) The defendant must cooperate in the collection of a DNA sample if it is authorized by 34 U.S.C. § 40702.
- (3) The defendant must advise the court or the pretrial services office or supervising officer in writing before making any change of residence or telephone number.
- (4) The defendant must appear in court as required and, if convicted, must surrender as directed to serve a sentence that the court may impose.

The Defendant must appear at the United States District Courthouse as directed by Scheduling Order or other Court Order.

Defendant must appear at all hearings in this case.

Defendant must appear on: \_\_\_\_\_

If blank, defendant will need to be notified of next appearance.

- (5) The Defendant must sign an Appearance Bond if ordered.

Defendant shall follow the directions and instructions of the USPO in implementing the supervision established by this Order to include meeting times, obligations, locations and other administrative details of supervision.



obstruct, attempt to obstruct, or tamper with the efficiency and accuracy of prohibited substance screening or testing.

- o) submit to an initial assessment for inpatient or outpatient substance use disorder therapy. Based upon the assessment and analysis of pretrial services:

Defendant shall be placed at: \_\_\_\_\_

Defendant must pay all or part of the cost of the program based on your ability to pay as determined by the pretrial services office or supervising officer.

If placed in treatment, Defendant must participate in that treatment as ordered by USPO.

- p) Participate in one of the following location restrictions programs and comply with its requirements as directed:

**Curfew:** You are restricted to your residence:

Every day from \_\_\_\_\_ to \_\_\_\_\_.

As directed by the pretrial services officer or supervising officer.

**Home Detention:** You are restricted to your residence at all times except for employment; education; religious services; medical, substance use disorder, or mental health treatment; attorney visits; court appearances; court-ordered obligations; or other activities approved in advance by the pretrial services office or supervising officer.

**Home Incarceration:** You are restricted to 24-hour-a-day lock-down at your residence except for medical necessities and court appearances or other activities specifically approved by the court.

**Stand Alone Monitoring:** You have no residential curfew restrictions. However, you must comply with the location or travel restrictions as imposed by the court

**Note:** This component should be used in conjunction with GPS technology.

- q) Submit to location monitoring as directed by pretrial service office or supervising officer and comply with all program requirements and instructions provided. Monitoring will be \_\_ GPS or \_\_ radio frequency or \_\_ voice recognition. If the monitoring means directed by the Court is unavailable or unfeasible, pretrial service shall consult with the Court regarding possible monitoring solutions.

USPO has one business day following Defendant's release to install the location monitoring device.

Defendant must pay all or part of the cost of the program based on your ability to pay as determined by the pretrial services office or supervising officer.

- r) Not open any new lines of credit, money market, savings and/or checking accounts unless approved by the USPO.
- s) report as soon as possible, to the pretrial services office or supervising officer, every contact with law enforcement personnel, including arrests, questioning, or traffic stops.
- t) Other:

## ADVICE OF PENALTIES AND SANCTIONS

TO THE DEFENDANT:

YOU ARE ADVISED OF THE FOLLOWING PENALTIES AND SANCTIONS:

Violating any of the foregoing conditions of release may result in the immediate issuance of a warrant for your arrest, a revocation of your release, an order of detention, a forfeiture of any bond, and a prosecution for contempt of court and could result in imprisonment, a fine, or both.

While on release, if you commit a federal felony offense the punishment is an additional prison term of not more than ten years and for a federal misdemeanor offense the punishment is an additional prison term of not more than one year. This sentence will be consecutive (i.e., in addition to) to any other sentence you receive.

It is a crime punishable by up to ten years in prison, and a \$250,000 fine, or both, to: obstruct a criminal investigation; tamper with a witness, victim, or informant; retaliate or attempt to retaliate against a witness, victim, or informant; or intimidate or attempt to intimidate a witness, victim, juror, informant, or officer of the court. The penalties for tampering, retaliation, or intimidation are significantly more serious if they involve a killing or attempted killing.

If, after release, you knowingly fail to appear as the conditions of release require, or to surrender to serve a sentence, you may be prosecuted for failing to appear or surrender and additional punishment may be imposed. If you are convicted of:

- (a) an offense punishable by death, life imprisonment, or imprisonment for a term of fifteen years or more – you will be fined not more than \$250,000 or imprisoned for not more than 10 years, or both;
- (b) an offense punishable by imprisonment for a term of five years or more, but less than fifteen years – you will be fined not more than \$250,000 or imprisoned for not more than five years, or both;
- (c) any other felony – you will be fined not more than \$250,000 or imprisoned not more than two years, or both;
- (d) a misdemeanor – you will be fined not more than \$100,000 or imprisoned not more than one year, or both.

A term of imprisonment imposed for failure to appear, or surrender will be consecutive to any other sentence you receive. In addition, a failure to appear or surrender may result in the forfeiture of any bond posted.

**ACKNOWLEDGMENT OF THE DEFENDANT**

I acknowledge that I am the defendant in this case and that I am aware of the conditions of release. I promise to obey all conditions of release, to appear as directed, and surrender to serve any sentence imposed. I am aware of the penalties and sanctions set forth above.

\_\_\_\_\_  
*Defendant's Signature*

\_\_\_\_\_  
*City and State*

Directions to the United States Marshal: The defendant is ORDERED released after processing. \*

The United States marshal is ORDERED to keep the defendant in custody until notified by the clerk or judge that the defendant has posted bond and/or complied with all other conditions for release. If still in custody, the defendant must be produced before the appropriate judge at the time and place specified.

Date: \_\_\_\_\_

\_\_\_\_\_  
*Judicial Officer's Signature*

**Hon. Matthew A. Stinnett, U.S. Magistrate Judge**

*Printed Name and Title*

\* The United States Marshals Service and any law enforcement agency having current custody over a defendant appearing before and released by the Court shall ensure that any jail facility housing or otherwise involved in a defendant's custody received immediate notice of a release order and in a manner that assures timely implementation of the order.