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AO 472 (Rev. 09/08) Detention Order Pending Trial	M
UNITED STATES DISTRICT COUR for the Eastern District of Virginia	RT
United States of America)v.)))Case No.1:12-cr-00003-LO-8Defendant)	
DETENTION ORDER PENDING TRIAL	
After conducting a detention hearing under the Bail Reform Act, 18 U.S.C. § 3142(f), I conclude that these frequire that the defendant be detained pending trial.	acts
Part I—Findings of Fact $\Box$ (1). The defendent is charged with an effence described in 18 U.S.C. § 2142( $O(1)$ ) and her maximum has a second	
<ul> <li>□ (1) The defendant is charged with an offense described in 18 U.S.C. § 3142(f)(1) and has previously been convic of □ a federal offense □ a state or local offense that would have been a federal offense if federal</li> </ul>	ted
jurisdiction had existed - that is	
□ a crime of violence as defined in 18 U.S.C. § 3156(a)(4)or an offense listed in 18 U.S.C. § 2332b(g)(5 for which the prison term is 10 years or more.	5)
$\Box$ an offense for which the maximum sentence is death or life imprisonment.	
□ an offense for which a maximum prison term of ten years or more is prescribed in	
.*	
□ a felony committed after the defendant had been convicted of two or more prior federal offenses described in 18 U.S.C. § 3142(f)(1)(A)-(C), or comparable state or local offenses:	
$\Box$ any felony that is not a crime of violence but involves:	
□ a minor victim	
□ the possession or use of a firearm or destructive device or any other dangerous weapon	
□ a failure to register under 18 U.S.C. § 2250	
(2) The offense described in finding (1) was committed while the defendant was on release pending trial for a federal, state release or local offense.	
$\square$ (3) A period of less than five years has elapsed since the $\square$ date of conviction $\square$ the defendant's released since the $\square$ date of conviction $\square$ the defendant's released since the $\square$ date of conviction $\square$ the defendant's released since the $\square$ date of conviction $\square$ the defendant's released since the $\square$ date of conviction $\square$ the defendant's released since the $\square$ date of conviction $\square$ the defendant's released since the $\square$ date of conviction $\square$ the defendant's released since the $\square$ date of conviction $\square$ the defendant's released since the $\square$ date of conviction $\square$ the defendant's released since the $\square$ date of conviction $\square$ the defendant's released since the $\square$ date of conviction $\square$ the defendant's released since the negative	e
from prison for the offense described in finding (1).	
$\Box$ (4) Findings Nos. (1), (2) and (3) establish a rebuttable presumption that no condition will reasonably assure the s of another person or the community. I further find that the defendant has not rebutted this presumption.	afety
Alternative Findings (A)	
$\Box$ (1) There is probable cause to believe that the defendant has committed an offense	
□ for which a maximum prison term of ten years or more is prescribed in	
$\Box$ under 18 U.S.C. § 924(c).	

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## UNITED STATES DISTRICT COURT

for the

Eastern District of Virginia

 $\Box$  (2) The defendant has not rebutted the presumption established by finding 1 that no condition will reasonably assure the defendant's appearance and the safety of the community.

## Alternative Findings (B)

 $\mathbf{V}$  (1) There is a serious risk that the defendant will not appear.

 $\Box$  (2) There is a serious risk that the defendant will endanger the safety of another person or the community.

The defendant presents a risk of nonappearance due to the fact that he was paroled in from another jurisdiction for the purpose of prosecution on the pending indictment in this Court.

## Part II- Statement of the Reasons for Detention

I find that the testimony and information submitted at the detention hearing establishes by  $\Box$  clear and

convincing evidence  $\mathbf{M}$  a preponderance of the evidence that

no condition or combination of conditions of release will reasonably assure the defendant's appearance at future court proceedings.

See above. A more complete statement of reasons for detention has been recorded and is available for transcription in event of appeal.

## Part III-Directions Regarding Detention

The defendant is committed to the custody of the Attorney General or a designated representative for confinement in a corrections facility separate, to the extent practicable, from persons awaiting or serving sentences or held in custody pending appeal. The defendant must be afforded a reasonable opportunity to consult privately with defense counsel. On order of United States Court or on request of an attorney for the Government, the person in charge of the corrections facility must deliver the defendant to the United States marshal for a court appearance.

Date:

02/11/2015

2000

/s/

Judge's Signature

Ivan D. Davis, United States Magistrate Judge

Name and Title