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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

05-1034

UNITED STATES OF AMERICA,

PLAINTIFF

LA RS SA UNDER SEAL

CASE NUMBER: 05-2022-3

COMPLAINT OUT OF DISTRICT AFFIDAVIT

INDICTMENT INFORMATION

SUMMONS EXTRADITION

PSA/PO WARRANT

SUPER FAST TRACK (Class B Misdemeanor)

FILED: 9-27-05

VIOLATION: 18, 239(C) + 17, 506(a)(1)(B)

v.

DEFENDANT.

Michael J. FOWSE

DATE: 10-25-05

TIME: 2:00pm

TAPE NUMBER: CS 10-25-05

PROCEEDINGS HELD BEFORE UNITED STATES
MAGISTRATE JUDGE Crume

CALENDAR/PROCEEDINGS SHEET
LOCAL/OUT-OF-DISTRICT CASE

PRESENT: Linda Jackson Deputy Clerk William Williams Assistant U.S. Attorney Brian Hoffstadt Interpreter / Language N/A

- Defendant informed of charge and right to: remain silent; appointment of counsel, if indigent; right to bail; bail review and preliminary hearing OR removal hearing / Rule 20.
- Defendant states true name is as charged is _____
- Defendant advised of consequences of false statement in financial affidavit. Financial Affidavit ordered **SEALED**.
- Attorney: Philip Deitch Retd. Apptd. Pre- Apptd. DFPD Panel Poss. Contribution Ordered (see separate order) Special appearance by: Brian Newman
- Government's request for detention is: GRANTED DENIED WITHDRAWN CONTINUED
- Defendant is ordered: Permanently Detained Temporarily Detained (see separate order)
- BAIL FIXED AT \$ 5,000 unsecured (SEE ATTACHED COPY OF CR-1 BOND FORM FOR CONDITIONS)
- Government moves to UNSEAL Complaint/Indictment/Information/Entire Case: GRANTED DENIED
- Preliminary Hearing waived.
- SUPER FAST TRACK Defendant is advised of maximum penalties.
- This case is assigned to Magistrate Judge _____, Counsel are directed to contact the clerk for the setting of further proceedings.
- PO/PSA WARRANT Counsel are directed to contact the clerk for District Judge _____ for the setting of further proceedings.
- Preliminary Hearing set for _____ at 4:30 PM
- Post-Indictment Arraignment set for: 11/28/05 at 8:30 AM in LA at 3:00 PM in Riverside; at 10:00 AM in Santa Ana
- Government's motion to dismiss case/defendant _____ only: GRANTED DENIED
- Defendant's motion to dismiss for lack of probable cause: GRANTED DENIED
- Defendant executed Waiver of Rights. Process received.
- Court ORDERS defendant Held to Answer to _____ District of _____
- Bond to transfer, if bail is posted. Defendant to report on or before _____
- Warrant of removal and final commitment to issue. Warrant of removal and final commitment are ordered stayed until _____
- Case continued to (Date) _____ (Time) _____ AM / PM
- Type of Hearing: _____ Before Judge _____ /Duty Magistrate Judge.
- Proceedings will be held in the Duty Courtroom Judge's Courtroom _____
- Defendant committed to the custody of the U.S. Marshal Summons: Defendant ordered to report to USM for processing.
- Abstract of Court Proceeding (CR-53) issued. Copy forwarded to USM.
- Abstract of Order to Return Defendant to Court on Next Court Day (M-20) issued. Original forwarded to USM.

RELEASE ORDER NO: _____

Other: Government states that information filed today

PSA

FINANCIAL

READY

cc: AUSA, Defendant's counsel

PSALA, PSASA, PSAED, USPO

ORIGINAL - WHITE COPY

PINK - PIA CLERK

YELLOW - STATS

GREEN - CRD

OCT 26 2005

Deputy Clerk Initials JH
0 : 05

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UNITED STATES DISTRICT COURT FOR THE CENTRAL DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA, Plaintiff,

CASE NUMBER:

v. Michael J. Fousse

COMPLAINT: 05-2022m-3

INDICTMENT / INFORMATION: 05-1034

Defendant / Material Witness.

VIOLATION OF TITLE: 18:17

SECTION: 2314(c)(3) + 506(a)(1)(B)

PERSONAL RECOGNIZANCE (Signature only - no dollar amount) UNSECURED APPEARANCE BOND IN THE AMOUNT OF \$ 5,000 RELEASE No. _____

APPEARANCE BOND IN THE AMOUNT OF \$ _____

WITH CASH DEPOSIT (AMOUNT OR %) _____

WITH AFFIDAVIT OF SURETY NO JUSTIFICATION (Form CR-4)

RELEASE TO PRETRIAL ONLY

FORTHWITH RELEASE

ALL CONDITIONS OF BOND

SHALL BE MET AND BOND

POSTED BY: _____

Date

WITH AFFIDAVIT WITH JUSTIFICATION OF SURETY (Form CR-3)

WITH DEEDING OF PROPERTY

COLLATERAL BOND IN AMOUNT OF (Cash or Negotiable Securities) \$ _____

CORPORATE SURETY BOND IN AMOUNT OF (Separate Form Required) \$ _____

ADDITIONAL REQUIREMENTS: _____

BAIL FIXED BY COURT wt Deputy Clerk

ALL REQUIREMENTS HAVE BEEN MET: J Hackney Deputy Clerk

PRE-CONDITIONS TO RELEASE

Bail is subject to Nebbia hearing which is a hearing to inquire about the source of the collateral.

The Nebbia hearing can be waived by the government.

ADDITIONAL CONDITIONS OF RELEASE

In addition to the GENERAL CONDITIONS of RELEASE, as specified on other side, the following conditions of release are imposed upon you:

Defendant shall submit to: Pretrial Supervision. Intensive Pretrial Supervision.

Surrender all passports to the Clerk of Court, or sign a declaration no later than, _____ and not apply for the issuance of a passport during the pendency of this case.

Travel is restricted to: CD/CA _____

Do not enter premises of any airport, seaport, railroad, or bus terminal which permits exit from the Continental U.S. or area of restricted travel without Court permission.

Reside as approved by PSA and do not relocate without prior permission from PSA. _____

Maintain or actively seek employment and provide proof to PSA.

Maintain or commence an educational program and provide proof to PSA.

Avoid all contact, directly or indirectly, with any person who is or who may become a victim or potential witness in the subject investigation or prosecution, including but not limited to: _____

Not possess any firearms, ammunition, destructive devices, or other dangerous weapons. In order to determine compliance, you will agree to submit to a search of your person and/or property by Pretrial Services in conjunction with the US Marshal.

Not use/possess any identification other than in your own legal name or true name. In order to determine compliance, you will agree to submit to a search of your person and/or property by Pretrial Services in conjunction with the U.S. Marshal.

Not use alcohol.

Not use or possess illegal drugs. In order to determine compliance, you will agree to submit to a search of your person and/or property by Pretrial Services in conjunction with the US Marshal.

Submit to drug [and/or] alcohol testing and outpatient treatment as directed by PSA. You shall pay all or part of the cost for testing and treatment based upon your ability to pay as determined by PSA.

Participate in residential drug [and/or] alcohol treatment as deemed necessary by PSA. You shall pay all or part of the cost for treatment based upon your ability to pay as determined by PSA. Release to PSA only.

Participate in mental health evaluation, and/or counseling and/or treatment as directed by PSA. You shall pay all or part of the costs based upon your ability to pay as determined by PSA.

Defendant Initials MJF Date 10/25/05

ORIGINAL - YELLOW COPY

PINK - PRETRIAL SERVICES

WHITE - DEFENDANT COPY

