

## MINUTES

CASE NUMBER: 1:19-CR-00031-SOM-1

CASE NAME: USA v. Master Halbert

ATTYS FOR PLA: Katherine A. Raut

ATTYS FOR DEFT: Myles S. Breiner

USPO: Darsie J.T. Ing-Dodson

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JUDGE: Susan Oki Mollway

REPORTER: Ann Matsumoto

DATE: 7/29/2019

TIME: 1:30pm-2:20pm

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COURT ACTION: EP: Sentencing to Count 1 of the Felony Information as to defendant Master Halbert.

Defendant Master Halbert present, in custody.

Court adopts the PSR and it is placed under seal and is available to counsel.

The Memorandum of Plea Agreement has been accepted by the Court.

Allocution by the defendant.

ADJUDGED:

Imprisonment: 18 MONTHS

Supervised Release: 3 YEARS

Special Assessment: \$100.00

Conditions of Supervision:

You must abide by the mandatory and standard conditions of supervision, including the following conditions:

Since you do not have a recent history of substance abuse and the offense is not drug-related, it is recommended that the Court waive the mandatory drug test condition: You must submit to one drug test within 15 days of the commencement

of supervision and at least two drug tests thereafter but no more than eight valid drug tests per month during the term of supervision. (mandatory condition)[DRUG TESTING IS WAIVED]

You must cooperate in the collection of DNA as directed by the probation officer. (mandatory condition)

You must report to the probation office in the federal judicial district where you are authorized to reside within 72 hours of the time you are released, unless the probation officer instructs you to report to a different probation office or within a different time frame. (standard condition)

You must abide by the following special conditions:

1. The fine of \$7,500.00 is due. Any unpaid balance is to be paid during the period of supervision in monthly installments of 10% of your gross monthly income, commencing 30 days after the start of supervision. The court may order that this requirement be changed from time to time as your circumstances warrant, but no court order shall be required for your voluntary agreement to pay more than the court-ordered amount. Interest is waived while you are serving any term of imprisonment and shall begin accruing on any remaining balance commencing 30 days after the start of supervision. Payments must be made by payroll deduction, when applicable. You must notify the probation officer of any change in your financial circumstances that affect your ability to pay. Your financial circumstances must be reviewed by the probation officer on at least an annual basis.
2. You must provide the probation officer access to any requested financial information and authorize the release of any financial information. The probation office may share financial information with the U.S. Attorney's Office.
3. You must apply all monies received from income tax refunds, lottery winnings, inheritance, judgments and any anticipated or unexpected financial gains to the outstanding court-ordered financial obligation, at the discretion and direction of the court.
4. You must not incur new credit charges, open additional lines of credit, or apply for a loan without the approval of the probation officer. You must not borrow money or take personal loans from any individual without the prior approval of the probation officer.
5. You must cooperate with U.S. Immigration and Customs Enforcement (ICE) and follow all their instructions and reporting requirements until any deportation proceedings are completed. If you are ordered deported from the United States, you must remain outside the United States, unless legally authorized to re-enter. If you re-enter the United States, you must report to the nearest probation office

within 72 hours after you return.

6. You must submit your person, property, house, residence, vehicle, papers, or office, to a search conducted by a United States Probation Officer. Failure to submit to a search may be grounds for revocation of release. You must warn any other occupants that the premises may be subject to searches pursuant to this condition. The probation officer may conduct a search under this condition only when reasonable suspicion exists that you have violated a condition of supervision and that the areas to be searched contain evidence of this violation. Any search must be conducted at a reasonable time and in a reasonable manner.

Defendant advised of his right to appeal.

JUDICIAL RECOMMENDATIONS: 1) Sheridan, OR. to get into programs 2) Work program.

Defendant remanded to the custody of the U.S. Marshal Service.

Mittimus forthwith.

Submitted by: Theresa Lam, Courtroom Manager