

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN

UNITED STATES OF AMERICA,

Plaintiff,

v.

ABIEL RODRIGUEZ-GARZA,

Defendant.

ORDER OF DETENTION
PENDING TRIAL

04-CR-89-S

At the June 8, 2004 arraignment the government moved to detain defendant Abiel Rodriguez-Garza pending further proceedings in this illegal re-entry case, pursuant to 18 U.S.C. §3142(f). Because BICE has issued a detainer against defendant, he is not contesting detention at this time but has reserved his right to a substantive de novo hearing upon request. Based on this and the information contained in the pretrial service report, I find that defendant presents a substantial risk of nonappearance.

Therefore, it is ORDERED that the defendant is committed to the custody of the United States Marshals Service for confinement at the Dane County Jail separate from persons awaiting or serving sentences or being held in custody pending appeal. The defendant shall be afforded a reasonable opportunity for private consultation with his attorney. On order of this court or on request of an attorney for the Government, the Dane County Jail shall deliver the defendant to the Marshals Service for the purpose of an appearance in this case.

Dated: June 9, 2004

BY THE COURT:

STEPHEN L. CROCKER
Magistrate Judge