

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

UNITED STATES OF AMERICA,

Plaintiff,

v.

HEATHER BARRY,
a/k/a HEATHER M. STONE

Defendant.

ORDER

06-CR-204-C

On July 11, 2007, this court held a telephonic status conference. Defendant Heather Barry did not participate personally, but was represented by her attorney, Erika Bierma. The government was represented by Assistant United States Attorney Assistant United States Attorney Meredith Duchemin.

At the hearing, Attorney Bierma reported that she and Barry had reviewed and discussed the May 16, 2007 forensic report regarding Barry's competency. Barry has decided not to contest competency and is waiving her right to a hearing under 18 U.S.C. § 4241(c). Based on this waiver, and based on the undisputed information contained in the forensic report, I find that defendant Heather Barry is legally competent because she is able to understand the nature and consequences of the proceedings against her and is able to assist properly in her defense. Accordingly, we may proceed with this case.

The parties reported that they likely will resolve this case with a negotiated guilty plea. At their request, I gave them some time to work out the details. The parties will report

to the court in a telephonic status conference on August 7, 2007 at 11:00 a.m. The parties had no other matters to bring to the court's attention.

Entered this 12th day of July, 2007.

BY THE COURT:

/s/

STEPHEN L. CROCKER
Magistrate Judge