

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

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UNITED STATES OF AMERICA,

Plaintiff,

v.

MICHAEL C. FUNK,

Defendant.

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COMPETENCY ORDER

10-cr-151-wmc

On March 26, 2012, counsel for defendant Michael C. Funk reported that he cannot refute the government's contention that Funk is competent. *See* dkt. 36. Counsel confirmed this position at an April 3, 2012 telephonic status conference. Therefore, pursuant to 18 U.S.C. §§ 4241, the court finds that defendant Michael C. Funk is legally competent in that he is able to understand the nature and consequences of the proceedings against him and is able to assist properly in his defense.

Counsel for both sides, the court and the United States Marshals Service all remain keenly aware of Funk's propensity toward self harm. The USMS has made special arrangements to return Funk to this district safely and to attempt to keep him safe while he is before this court in this prosecution. Upon Funk's return to the Western District, the court will schedule a telephonic status and scheduling conference.

Entered this 3<sup>rd</sup> day of April, 2012.

BY THE COURT:

/s/

STEPHEN L. CROCKER  
Magistrate Judge