

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

UNITED STATES OF AMERICA,

Plaintiff,

v.

ANDRE LAWTON,

Defendant.

ORDER

02-CR-77-C

A hearing was held on December 31, 2002, before United States District Judge Barbara B. Crabb on defendant's motion for release pending sentencing. Defendant was present in person and by counsel, Ronald Benavides. The government was represented by Rita Rumbelow.

After hearing argument and testimony from defendant's mother, Marjorie Lawton, I concluded that defendant had not shown by clear and convincing evidence that he was neither a flight risk nor a danger to the community. Despite the real assistance he could provide his mother in her tax and accounting service while she is recovering from knee replacement surgery, I am not persuaded that releasing defendant is warranted, given his

record of failures to appear for state court proceedings and the likelihood that he has continued to distribute drugs while on probation from the state courts.

IT IS ORDERED that defendant Andre Lawton's request for release on bail pending sentencing is DENIED for defendant's failure to show by clear and convincing evidence that he is neither a flight risk nor a danger to the community.

Entered this 31st day of December, 2002.

BY THE COURT:

BARBARA B. CRABB
District Judge