

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

UNITED STATES OF AMERICA,

Plaintiff,

ORDER

v.

03-CR-148-C

KENNETH A. SANDVICK,

Defendant.

For reasons stated at defendant Kenneth A. Sandvick's status conference on April 21, 2004, and pursuant to 18 U.S.C. §§ 4241(b), 4242(a), 4247(b) and 4247(c), it is ORDERED that:

1. The government is directed to pay for a psychological examination for defendant Kenneth A. Sandvick by a licensed or certified psychiatrist or psychologist, to be conducted at the Gundersen Clinic, LaCrosse, Wisconsin.

2. The examiner(s) shall prepare a psychological report which shall be filed with this court, with copies provided to defendant's attorney and the Assistant U.S. Attorney in this case. The report shall include:

- (1) Defendant's history and present symptoms;
- (2) A description of the psychiatric, psychological, and medical tests that were employed and their results;
- (3) The examiner's findings; and

- (4) The examiner's opinions as to diagnosis, prognosis, and the examiner's opinion whether defendant is suffering from a mental disease or defect rendering him mentally incompetent to the extent that he is unable to understand the nature and consequences of the proceedings against him or to assist properly in his defense.

3. To assist in the examination and report, pretrial services shall obtain from the following persons the following documents, which pretrial services shall send forthwith to the designated institution, along with a copy of the pretrial services report:

- (1) Clerk of Court: all documents, including any sealed documents, filed in this case;
- (2) U.S. Attorney: all Rule 16 discovery and any other documents that might assist the examiners in their evaluation.

4. After receiving the examiner's report this court shall hold a hearing pursuant to §4247(d) to determine whether defendant is competent to stand trial in this case. Further scheduling will take place thereafter as necessary.

5. Time from April 28, 2004, until the court's final determination of defendant's competency is excluded from computation under the Speedy Trial Act pursuant to 18 U.S.C. §§ 3161(h)(1)(A) and (H).

Entered this 28th day of April, 2004.

BY THE COURT:

BARBARA B. CRABB
District Judge