

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

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UNITED STATES OF AMERICA,

Plaintiff,

ORDER

v.

04-CR-165-S

ADRIAN BELL,

Defendant.

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On May 23, 2007, this court held a telephonic conference to discuss defendant Adrian Bell's motion for an independent competency examination. Bell did not participate personally, but was represented by his attorney, T. Christopher Kelly. The government was represented by Assistant United States Attorney Rita Rumbelow.

Although I am not convinced that we need another evaluation, there is no down side to obtaining one under the parameters requested by Attorney Kelly. Essentially, Bell is agreeing to be brought back to this district for further proceedings. While awaiting the statutorily-required competency hearing, the court will allow Bell to be examined by a psychiatric/psychological expert of Bell's choice. Upon receipt of that expert report, the court will convene the competency hearing and consider all relevant evidence.

Therefore, it is ORDERED:

1) The United States Marshals Service is to arrange defendant Adrian Bell's return to this court from USMC-Springfield.

2) Upon Bell's return, Bell shall promptly be examined by a psychiatric or psychological expert of his choice who promptly will prepare a written report setting forth his/her findings. Attorney Kelly is authorized – indeed, required – to share the other forensic reports of examination and other relevant materials with his expert to use as part of the examination and opinion.

3) The court shall schedule a competency hearing promptly upon receipt of Bell's expert's written report.

4) Bell shall remain in custody pending further proceedings.

Entered this 23<sup>rd</sup> day of May, 2007.

BY THE COURT:

/s/

STEPHEN L. CROCKER  
Magistrate Judge