

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

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UNITED STATES OF AMERICA,

Plaintiff,

v.

MARK P. HEATH,

Defendant.

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ORDER

04-CR-0044-C-01

In a report and recommendation entered on September 20, 2004, United States Magistrate Judge Stephen L. Crocker recommended denial of defendant Mark P. Heath's motion to suppress physical evidence seized from his residence. Defendant has filed an objection to the recommendation but has not identified any proposed finding of fact or proposed conclusion of law that he believes is erroneous.

Because defendant has not objected to any specific finding of fact, I adopt all of the facts found by the magistrate judge and the legal conclusions that flow from those facts. The unobjectionable facts establish that law enforcement officers did not violate any of defendant's Fourth Amendment rights when they searched his garage and seized two trucks purchased with allegedly counterfeit checks. The officers had a warrant before they began

their search and they did not coerce defendant's wife into consenting to a warrantless search.

ORDER

IT IS ORDERED that the recommendation entered by the United States Magistrate Judge is ADOPTED and defendant Mark P. Heath's motion to suppress evidence seized from the garage at his residence is DENIED.

Entered this 28th day of September, 2004.

BY THE COURT:

BARBARA B. CRABB  
District Judge