

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

UNITED STATES OF AMERICA,

Plaintiff,

v.

MARLIN COLE,

Defendant.

SCHEDULING AND
DETENTION ORDER

05-062M-X

At his arraignment on November 18, 2005, defendant Marlin Cole, by counsel, stated that he would like to resolve this case with a prompt guilty plea. Following the hearing, the Probation Office indicated that it needed five weeks to prepare a presentence investigation report because this is a guidelines case. Accordingly, the presentence investigation report is due by December 23, 2005, any objections must be filed by January 6, 2006, and the guilty plea and sentencing shall occur on January 20, 2006 at 11:00 a.m.

In the interim, the government moved to detain Cole as a flight risk. Given Cole's repeated failures to appear in this court, even after having obtained a bus ticket from the marshals service, Cole did not contest the motion. I find that Cole is a flight risk and that no conditions of release are available that reasonably would assure his presence in court as necessary.

It is ORDERED that the defendant is committed to the custody of the United States Marshals Service for confinement at a proximate jail separate from persons awaiting or serving sentences or being held in custody pending appeal. The defendant shall be afforded a reasonable opportunity for private consultation with his attorney. On order of this court or on request of an attorney for the Government, the jail shall deliver the defendant to the Marshals Service for the purpose of an appearance in this case.

Dated: November 21, 2005.

BY THE COURT:

/s/

STEPHEN L. CROCKER

Magistrate Judge