

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

UNITED STATES OF AMERICA,

Plaintiff,

ORDER FOR DETENTION
PENDING SENTENCING

v.

06-CR-018-C-01

JOSIAH NIXON,

Defendant.

After entering a plea of guilty in the above entitled matter on January 22, 2007, defendant Josiah Nixon was denied release pending sentencing.

18 U.S.C. § 3143(a) applies. The Court shall order that a defendant who has been found guilty of an offense and who is awaiting imposition of sentence be detained pending sentencing unless the Court finds by clear and convincing evidence that said defendant is not a danger to the community or a flight risk.

The Court is unable to make this finding by clear and convincing evidence as it concerns defendant Josiah Nixon. Defendant has failed to appear for court in the past and had warrants issued for his non-appearance. He presents a flight risk and is a danger to the community based upon allegations of securing firearms on two separate occasions in 2005 and has allegedly possessed marijuana.

Accordingly,

ORDER

IT IS ORDERED that the defendant is committed to the custody of the United States Marshals Service for confinement at a County 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, said County Jail shall deliver the defendant to the Marshals Service for the purpose of an appearance in this case.

Entered this 22nd of January, 2007.

BY THE COURT:

S/

JOHN C. SHABAZ
District Judge