

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

UNITED STATES OF AMERICA,

Plaintiff,

v.

DANTE McALISTER,

Defendant.

ORDER OF DETENTION
PENDING TRIAL

06-CR-225-C

At the December 20, 2006 arraignment the government moved pursuant to 18 U.S.C. §3142(f) to detain defendant Dante McAlister pending further proceedings in this gun case. Defendant already is in state custody, so he is not contesting the government's motion at this time but he has reserved his right to a substantive hearing if his circumstances change. In light of this, I find that defendant is both a flight risk and a danger to the community based on the currently uncontested information in the pretrial service report. It would be the government's de novo burden at any subsequent hearing to establish grounds for detention pursuant to § 3142.

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

Dated: December 20, 2006

BY THE COURT:

/s/

STEPHEN L. CROCKER
Magistrate Judge