

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

UNITED STATES OF AMERICA,

Plaintiff,

v.

JESSE L. HERRMANN,

Defendant.

ORDER

06-CR-229-S-2

On January 30, 2007 the court held a substantive hearing on the government's motion to detain defendant Jesse L. Herrmann. After hearing proffers and arguments from both sides and obtaining additional input from pretrial services, I granted the government's motion. Herrmann has an abysmal record of compliance with state-ordered pretrial release and probation, constantly engaging in new criminal conduct, including alleged drug dealing in this case and earlier, possessing an unregistered handgun. All that Herrmann has going for him is that in August, 2006, the police contacted him about the instant case but did not seek to detain him pending federal indictment; there is no indication that Herrmann violated his state-imposed conditions during this period. In some cases, this would be enough for the court to take a chance on release. Here, however, Herrmann's previous disregard for state conditions was so widespread and profound that this court still doubts that he can comply completely and unfailingly with conditions of release. Only an airtight set of conditions would cause the court to consider pretrial release.

Therefore, Herrmann shall remain detained pursuant to the court's previous order.

Dated: January 30, 2007

BY THE COURT:

/s/

STEPHEN L. CROCKER
Magistrate Judge