

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

UNITED STATES OF AMERICA,

Plaintiff,

v.

JEFFREY NEWKIRK,

Defendant.

ORDER OF DETENTION
PENDING TRIAL

06-CR-231-C

At the January 31, 2007 arraignment the government moved pursuant to 18 U.S.C. §3142(f) to detain defendant Jeffrey Newkirk in this gun case. Defendant currently is in state custody, so he is not contesting the detention at this time. Based on this and based on the currently unchallenged information contained in the pretrial service report, I conclude that defendant is a flight risk and a danger to the community. Defendant may request a substantive release hearing if his circumstances change; if he does, it would be the government's burden to establish grounds for continued detention.

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: January 31, 2007

BY THE COURT:

/s/

STEPHEN L. CROCKER
Magistrate Judge