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

UNITED STATES OF AMERICA,

                                                      PRETRIAL MOTION
                          Plaintiff,   HEARING ORDER

          v.
                                                      07-CR-028-S

JASON DeALMEIDA,

                          Defendant.
_____

On May 3, 2007, this court held a telephonic pretrial motion hearing. Defendant

Jason DeAlmeida did not participate personally, but was represented by his attorney,

Michael Lieberman. The government was represented by Assistant United States Attorney

Laura Przybylinski Finn.

At the outset, Attorney Lieberman confirmed his report in his April 30, 2007 letter

to the court (dkt. 9) that he had not filed any pretrial motions for the reasons stated.

Attorney Lieberman expressed some concern that the alleged contraband was not fully

available for review at this time. The government acknowledged that the Wisconsin State

Crime Lab has not yet finished its analysis of DeAlmeida's hard drive, so that neither

Assistant United States Attorney Laura Przbylinski Finn or Attorney Lieberman are aware

at this time of its content. (The government has made available the image actually charged

in the indictment.) Although Attorney Lieberman reports that this case is not likely to go

to trial in any event, it would be useful – perhaps necessary – for DeAlmeida and Attorney

Lieberman to know what else is on the hard drive before entering into a plea agreement and entering a change of plea. The government is hopeful that the state crime lab will be done with its analysis at least 30 days before trial. At this point, the court can only observe that nothing has occurred that requires court action. In the event the crime lab releases its report so late as to require DeAlmeida to request additional time, then he should forthwith alert the court and the government. We will then reconvene to determine what justice requires under the circumstances. The parties had no other matters to bring to the court's attention.

Entered this 3rd day of May, 2007.

BY THE COURT:

/s/

STEPHEN L. CROCKER
Magistrate Judge