

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

UNITED STATES OF AMERICA,

Plaintiff,

v.

RICHARD DAVIS,

Defendant.

ORDER OF DETENTION
PENDING TRIAL

07-CR-15-S

At the February 28, 2007 arraignment the government moved pursuant to 18 U.S.C. §3142(f) to detain defendant Richard Davis in this gun case. The government's proffer suggests that defendant may have been trafficking crack cocaine, although no charges have been brought for this conduct. There is evidence defendant possessed the various firearms charged in this case. Defendant has a lengthy criminal history including at least two convictions for felony crimes of violence, one felony drug conviction, misdemeanor sex and gun convictions, plus numerous bail jumping charges. Defendant has no release plan to offer, so he is not contesting the detention at this time. Based on this and based on the currently unchallenged information proffered at the arraignment, I conclude that defendant is a danger to the community. Defendant may request a substantive release hearing at which 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: February 28, 2007

BY THE COURT:

/s/

STEPHEN L. CROCKER
Magistrate Judge