

# United States District Court

## Western District Of Wisconsin

UNITED STATES OF AMERICA

**JUDGMENT IN A CRIMINAL CASE**  
(for offenses committed on or after November 1, 1987)

V.

**Case Number:** 07-CR-78-C-01

BRUCE WITHORN

**Defendant's Attorney:** Michael Lieberman

The defendant, Bruce Withorn, pleaded guilty to count 1 of the indictment.

**ACCORDINGLY**, the court has adjudicated defendant guilty of the following offense(s):

<b>Title &amp; Section</b>	<b>Nature of Offense</b>	<b>Date Offense Concluded</b>	<b>Count Number(s)</b>
18 U.S.C. § 113(a)(3)	Assault with a Deadly Weapon with Intent to do Bodily Harm While in Federal Custody, a Class C felony	December 6, 2006	1

The defendant is sentenced as provided in pages 2 through 5 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

**IT IS FURTHER ORDERED** that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid. If ordered to pay restitution, the defendant shall notify the court and United States Attorney of any material change in the defendant's economic circumstances.

<b>Defendant's Date of Birth:</b>	May 22, 1979	January 28, 2008
<b>Defendant's USM No.:</b>	11654-073	Date of Imposition of Judgment
<b>Defendant's Residence Address:</b>	Federal Correctional Institution P.O. Box 1000 Oxford, WI 53952	/s/ Barbara B. Crabb
<b>Defendant's Mailing Address:</b>	Federal Correctional Institution P.O. Box 1000 Oxford, WI 53952	Barbara B. Crabb District Judge
		January 28, 2008
		Date Signed:

# IMPRISONMENT

As to the one-count indictment, it is adjudged that defendant is committed to the custody of the Bureau of Prisons for imprisonment for a term of 41 months. The sentence imposed in this case is to run consecutively to defendant's undischarged term of imprisonment imposed by the U.S. District Court for the District of South Dakota in case no. CR 98-30078-01 and is to run concurrently with the undischarged term of imprisonment imposed on defendant in the Circuit Court for Columbia County, Wisconsin, in case no. 07CF176.

## RETURN

I have executed this judgment as follows:

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Defendant delivered on \_\_\_\_\_ to \_\_\_\_\_  
at \_\_\_\_\_, with a certified copy of this judgment.

\_\_\_\_\_  
UNITED STATES MARSHAL  
By \_\_\_\_\_  
Deputy Marshal

## **SUPERVISED RELEASE**

No period of supervised release is to follow this sentence. The four-year term of supervised release imposed by the U.S. District Court for District of South Dakota in case no. CR 98-30078-01 and the two-year term of extended supervision imposed by the Circuit Court for Columbia County, Wisconsin, in case no. 07CF176 are sufficient to allow monitoring of defendant's post-release activities in the community upon his release from imprisonment.

## CRIMINAL MONETARY PENALTIES

Defendant shall pay the following total financial penalties in accordance with the schedule of payments set forth below.

<u>Count</u>	<u>Assessment</u>	<u>Fine</u>	<u>Restitution</u>
1	\$100.00	\$0.00	\$0.00
<b>Total</b>	\$100.00	\$0.00	\$0.00

Further, it is adjudged that defendant is to pay a \$100 criminal assessment penalty to the Clerk of Court for the Western District of Wisconsin immediately following sentencing.

Defendant has neither the means nor earning capacity to pay a fine without impairing his ability to support himself and his minor children upon release from imprisonment.

## SCHEDULE OF PAYMENTS

Payments shall be applied in the following order:

- (1) assessment;
- (2) restitution;
- (3) fine principal;
- (4) cost of prosecution;
- (5) interest;
- (6) penalties.

The total fine and other monetary penalties shall be due in full immediately unless otherwise stated elsewhere.

Unless the court has expressly ordered otherwise in the special instructions above, if the judgment imposes a period of imprisonment, payment of monetary penalties shall be due during the period of imprisonment. All criminal monetary penalties, except those payments made through the Federal Bureau of Prisons' Inmate Financial Responsibility Program, are made to the clerk of court, unless otherwise directed by the court, the probation officer, or the United States Attorney.

The defendant shall receive credit for all payments previously made toward any criminal monetary penalties imposed.

In the event of a civil settlement between victim and defendant, defendant must provide evidence of such payments or settlement to the Court, U.S. Probation office, and U.S. Attorney's office so that defendant's account can be credited.