

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

-----  
UNITED STATES OF AMERICA,

Plaintiff,

v.

THOMAS R. VALLEY,

Defendant.

-----

ORDER

11-cr-133-bbc

On March 7, 2013, defendant Thomas R. Valley moved to suppress evidence seized pursuant to a search warrant along with statements he made to law enforcement agents during the search. Dkts. ##51, 52. He contended that the warrant for the search was not supported by probable cause and that agents had subjected him to custodial interrogation without advising him of his Miranda rights. On May 21, 2013, Magistrate Judge Stephen L. Crocker recommended denial of both motions in a report and recommendation after holding a hearing at which he heard testimony from defendant and one of the task force officers that participated in the execution of the search warrant. Dkt. #75. Counsel did not file any objections to the recommendation.

Having reviewed the report, I can see no reason not to adopt it as the court's own decision on the motions to suppress. The magistrate judge gave careful consideration to defendant's contentions and the testimony at the hearing and explained why he found the

warrant for the search constitutionally valid and why defendant was not in custody during the search, so as to make Miranda warnings necessary.

ORDER

IT IS ORDERED that the report and recommendation, dkt. #75, filed by the United States Magistrate Judge on May 21, 2013 is ADOPTED as the court's own decision. Defendant Thomas R. Valley's motions to suppress the evidence seized during the search of defendant's residence and the statements he made to agents during the search, dkts. ##51, 52, are DENIED.

Entered this 14th day of August, 2013.

BY THE COURT:  
/s/  
BARBARA B. CRABB  
District Judge