

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

Eastern Division

vs.

Case #: 5:07-MJ-00244 Local Complaint
Initial App. Date: 08/16/2007 Time: 3:00 PM

Jose Luis Nazario, Jr.

Defendant.

Date Filed: 08/16/2007
Violation: 18 USC 1112, 3238, and 3261 (a) (2)
CourtSmart: CS - RS-3

PROCEEDINGS HELD BEFORE UNITED STATES
MAGISTRATE JUDGE: Oswald Parada

CALENDAR/PROCEEDINGS SHEET
LOCAL/OUT-OF-DISTRICT CASE

PRESENT:

Maynor Galvez

JERRY BEHNKE

/ None

Deputy Clerk

Assistant U.S. Assistant

Interpreter/Language

Defendant informed of charge and right to: remain silent; appointment of counsel, if indigent; right to bail; bail review and preliminary hearing

Defendant states true name is as charged.

Attorney: Douglas L. Applegate Retained

BAIL FIXED AT \$50,000 (SEE ATTACHED COPY OF CR-1 BOND FORM FOR CONDITIONS.)

Preliminary Hearing set for SEPTEMBER 5, 2007, AT 4:30 P.M.

PIA set for SEPTEMBER 12, 2007, AT 3:00 PM in Riverside.

Summons: Defendant ordered to report to USM for processing

Deputy Clerk Initials: MG
00 : 10

UNITED STATES DISTRICT COURT FOR THE CENTRAL DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,
Plaintiff,
v.

CASE NUMBER: ED07MJ244

JOSE LUIS NAZARIO, JR.
Defendant/Material Witness.

COMPLAINT:

INDICTMENT / INFORMATION:

VIOLATION OF TITLE: 18 USC

SECTION: 1112

- PERSONAL RECOGNIZANCE (Signature only - no dollar amount)
- UNSECURED APPEARANCE BOND IN THE AMOUNT OF \$ _____
- APPEARANCE BOND IN THE AMOUNT OF \$ 50,000
 - WITH CASH DEPOSIT (AMOUNT OR %) _____
 - WITH AFFIDAVIT OF SURETY NO JUSTIFICATION (Form CR-4)
- WITH AFFIDAVIT WITH JUSTIFICATION OF SURETY (Form CR-3)
 - by Diette Nazario (wife)
 - and Defendant Nazario
- WITH DEEDING OF PROPERTY
- COLLATERAL BOND IN AMOUNT OF (Cash or Negotiable Securities) \$ _____
- CORPORATE SURETY BOND IN AMOUNT OF (Separate Form Required) \$ _____
- ADDITIONAL REQUIREMENTS: _____
- BAIL FIXED BY COURT By ALL REQUIREMENTS HAVE BEEN MET: _____

RELEASE No. N/A (out of custody)

RELEASE TO PRETRIAL ONLY
 FORTHWITH RELEASE
 ALL CONDITIONS OF BOND SHALL BE MET AND BOND POSTED BY: 9/14/07
Date

Deputy Clerk

Deputy Clerk

PRE-CONDITIONS TO RELEASE

- Bail is subject to Nebbia hearing which is a hearing to inquire about the source of the collateral.
- The Nebbia hearing can be waived by the government.

ADDITIONAL CONDITIONS OF RELEASE

In addition to the GENERAL CONDITIONS of RELEASE, as specified on other side, the following conditions of release are imposed upon you:

- Defendant shall submit to: Pretrial Supervision. Intensive Pretrial Supervision.
- Surrender all passports to the Clerk of Court, or sign a declaration no later than, 8/16/07 and not apply for the issuance of a passport during the pendency of this case.
- Travel is restricted to: CD/CA and New York
- Do not enter premises of any airport, seaport, railroad, or bus terminal which permits exit from the Continental U.S. or area of restricted travel without Court permission.
- Reside as approved by PSA and do not relocate without prior permission from PSA.
- Maintain or actively seek employment and provide proof to PSA.
- Maintain or commence an educational program and provide proof to PSA.
- Avoid all contact, directly or indirectly, with any person who is or who may become a victim or potential witness in the subject investigation or prosecution, including but not limited to: _____
- Not possess any firearms, ammunition, destructive devices, or other dangerous weapons. In order to determine compliance, you will agree to submit to a search of your person and/or property by Pretrial Services in conjunction with the US Marshal.
- Not use/possess any identification other than in your own legal name or true name. In order to determine compliance, you will agree to submit to a search of your person and/or property by Pretrial Services in conjunction with the U.S. Marshal.
- Not use alcohol.
- Not use or possess illegal drugs. In order to determine compliance, you will agree to submit to a search of your person and/or property by Pretrial Services in conjunction with the US Marshal.
- Submit to drug [and/or] alcohol testing and outpatient treatment as directed by PSA. You shall pay all or part of the cost for testing and treatment based upon your ability to pay as determined by PSA.
- Participate in residential drug [and/or] alcohol treatment as deemed necessary by PSA. You shall pay all or part of the cost for treatment based upon your ability to pay as determined by PSA. Release to PSA only.
- Participate in mental health evaluation, and/or counseling and/or treatment as directed by PSA. You shall pay all or part of the costs based upon your ability to pay as determined by PSA.

Defendant Initials _____ Date _____

ORIGINAL - YELLOW COPY

PINK- PRETRIAL SERVICES

WHITE - DEFENDANT COPY

UNITED STATES DISTRICT COURT FOR THE CENTRAL DISTRICT OF CALIFORNIA

JOSE LUIS NAZARIO, JR
Defendant/Material Witness.

CASE NUMBER:

ED 07 MJ 244

- Participate in one of the following home confinement program components and abide by all requirements of the program which [] will or [] will not include electronic monitoring or other location verification system. You shall pay all or part of the cost of the program based upon your ability to pay as determined by PSA.
 - [] Curfew. You are restricted to your residence every day: [] from _____ to _____ . [] as directed by PSA.
 - [] Release to PSA only.
 - [] Home Detention. You are restricted to your residence at all times except for employment; education; religious services; medical, substance abuse, or mental health treatment; attorney visits; court-ordered obligations; or other activities as pre-approved by PSA. [] Release to PSA only.
 - [] Home Incarceration. You are restricted to your residence at all times except for medical needs or treatment; religious services; and court appearances as pre-approved by PSA. [] Release to PSA only.
- Not possess or have access to, either in the home, the workplace, or any other location, any device which offers Internet access, except as approved by PSA. [] In order to determine compliance, you will agree to submit to a search of your person and/or property by Pretrial Services in conjunction with the US Marshal.
- Not associate or have verbal, written, telephonic, or electronic communication with any person who is less than the age of 18 except in the presence of another adult who is the parent or legal guardian of the minor.
- Not loiter/be found within 100 feet of any school yard, park, playground, arcade, or other place primarily used by children under the age of 18.
- Not be employed by, affiliate with, own, control, or otherwise participate directly or indirectly in conducting the affairs of any daycare facility, school, or other organization dealing with the care, custody, or control of children under the age of 18.
- Not view or possess child pornography or child erotica. [] In order to determine compliance, you will agree to submit to a search of your person and/or property, including computer hardware and software, by Pretrial Services in conjunction with the US Marshal.

Other conditions: shall file an o/bd of surety (no justification)
Signed by Diette Nazario in amount of \$50,000
no later than 8/22/07. Such o/bd of surety (no just) shall
be exonerated upon full deciding of property.

08/16/2007
Date

[Signature]
Defendant/Material Witness' Signature

951-719 8551
Telephone Number

- N/A -
City, State And Zip Code

Check if interpreter is used: I have interpreted into the _____ language all of the above conditions of release and have been told by the defendant that he or she understands all of the conditions of release.

Interpreter's signature Date

Approved: _____ Date
United States District Judge / Magistrate Judge

If Cash Deposited: Receipt # _____ For \$ _____

(This bond may require surety agreements and affidavits pursuant to Local Criminal Rules 46-3.2 and 46-6)

ORIGINAL - YELLOW COPY PINK- PRETRIAL SERVICES WHITE - DEFENDANT COPY