



4:16 pm, 1/21/09
Stephan Harris
Clerk of Court

CRIMINAL MINUTE SHEET

SENTENCING

Date 01/21/09

Non-Public Document

Case No. 07-CR-32-B

Time 2:45 - 4:15

Interpreter _____

Int. Phone _____

USA vs. NATHANIEL SOLON

Clarence A. Brimmer
JUDGE

Zac Fisher
CLERK

Jan Davis
CT REPORTER

Tom Fitzgerald
PROBATION

Dennis Conmay
MARSHAL

APPEARANCES Government James Anderson, Tara Hickerson

Defendant Thomas R. Smith

CJA FPD RET WAIVED

Defendant acknowledges having read presentence report

Defendant's objections to presentence report

Court denies objections to presentence report Court grants objections to presentence report

Obstruction of justice variance (granted) downward departure from minimum mandatory due to withdrawal of plea (denied)

Witness(es) _____

Government to move for departure within 1 year of sentencing

Witness(es) _____

SENTENCING INFORMATION

Defendant is committed to custody
For a period of 72 Months as to Count(s) 1

Sentence shall be served concurrent to Count 2

Defendant is sentenced to time served

Upon release from custody, the defendant shall be on **supervised release**
For a period of 5 years as to Counts 1

Supervised Release shall be served concurrent to Count 2

No term of supervised released imposed, defendant to be deported upon release from confinement

Defendant is placed on **probation** for a period of _____ Months

CONDITIONS OF PROBATION/SUPERVISED RELEASE

- Obey all laws, Federal, State & Local
- Abide by the standard conditions of supervision
- Home confinement for a period of _____
- Not use or possess firearms/ammunition/explosives
- Not purchase, use or possess alcohol/not frequent places where alcohol is bought, sold or dispensed
- Submit to mandatory drug testing (w/in 15 days of release)
- Notify Probation of change in economic circumstance
- Notify employers of conviction
- Other

- Report to Probation w/in 72 hours of release
- Provide complete financial disclosure as directed
- Electronic monitoring as directed by Probation
- Not use or possess controlled substances/drugs
- Not open new lines of credit or incur new debt
- Submit to add'l drug/alcohol testing and treatment
- Mandatory drug testing is waived
- DNA collection

No internet access without approved filtration software, no pornography, no deletion or alteration of internet-related history, submit to mental/psychosexual eval, register as sex offender

SENTENCING MINUTE SHEET - PAGE 2

MONETARY IMPOSITIONS

Defendant shall pay **special assessment(s)** in the amount of \$ 100.00 as to Count(s) 1 & 2
for a **total** of \$ 200.00

- Special assessment is due and payable immediately
- Special assessment shall be paid through the Inmate Financial Responsibility Program and any balance not paid shall be paid during the term of supervision but no later than 60 days prior to the expiration of supervision
- Special assessment shall be paid in monthly installments of at least \$ _____ during the term of supervision

Defendant shall pay a **fine** in the amount of \$ 400.00 as to Count(s) _____
for a **total** of \$ 400.00

- Fine is due and payable immediately
- Fine shall be paid through the Inmate Financial Responsibility Program and any balance not paid shall be paid during the term of supervision but no later than 60 days prior to the expiration of supervision
- Fine shall be paid in monthly installments of at least \$ _____ during the term of supervision
- Fine shall be paid jointly and severally with _____
- Fine is waived due to inability to pay

Defendant shall make **restitution** in the amount of \$ _____ as to Count(s) _____
for a **total** of \$ _____

- Restitution is due and payable immediately
- Restitution shall be paid through the Inmate Financial Responsibility Program and any balance not paid shall be paid during the term of supervision but no later than 60 days prior to the expiration of supervision
- Restitution shall be paid in monthly installments of at least \$ _____ during the time of supervision
- Restitution shall be paid jointly and severally with _____
- Other restitution information _____

Interest requirement for fine/restitution/special assessment is waived

- Defendant is **remanded** to custody of US Marshal
- Defendant shall **surrender** to designated prison on/before _____ at _____ AM
- Defendant shall **report** to institution as directed by Probation

Court **recommends placement** at
FCI - Englewood

- Court recommends defendant participate in the Bureau of Prison's 500-hour Intensive Drug Treatment Program
- Court recommends defendant participate in substance abuse treatment while incarcerated
- Defendant advised of right to appeal Defendant waives right to appeal
- Defendant shall forfeit the following property _____

Count(s) _____ of the Information **dismissed** on the motion of the United States

Other
Defendant's Motion for New Trial denied

