

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ALABAMA  
\_\_\_\_\_ DIVISION**

UNITED STATES OF AMERICA )

vs. )

Case No. \_\_\_\_\_ )

**APPEARANCE BOND**

Non-surety: I, the undersigned defendant acknowledge that I and my personal representatives, jointly and severally, are bound to pay to the United States of America the sum of \$5,000.00.

The conditions of this bond are that the defendant is to appear before this court and at such other places as the defendant may be required to appear, in accordance with any and all orders and directions relating to the defendant's appearance in this case, including appearance for violation of a condition of defendant's release as may be ordered or notified by this court or any other United States District Court to which the defendant may be held to answer or the cause transferred (condition of this bond are attached). The defendant is to abide by any judgment entered in such matter by surrendering to serve any sentence imposed and obeying any order or direction in connection with such judgment.

It is agreed and understood that this is a continuing bond (including any proceeding on appeal or review) which shall continue until such time as the bond is exonerated.

If the defendant appears as ordered or notified and otherwise obeys and performs the foregoing conditions of this bond, then this bond is to be void, but if the defendant fails to obey or perform any of these conditions, payment of the amount of this bond shall be due forthwith. Forfeiture of this bond for any breach of its conditions may be declared by any United States District Court having cognizance of the above entitled matter at the time of such breach and if the bond is forfeited and if the forfeiture is not set aside or remitted, judgment may be entered upon motion in such United States District Court against each debtor jointly and severally for the amount above stated, together with interest and costs, and execution may be issued and payment secured as provided by the Federal Rules of Criminal Procedure and any other laws of the United States.

This bond is signed on \_\_\_\_\_ at Birmingham, Alabama.

X  
\_\_\_\_\_  
DEFENDANT'S SIGNATURE

\_\_\_\_\_  
MAILING ADDRESS

\_\_\_\_\_  
DEFENDANT'S PRINTED NAME

\_\_\_\_\_  
CITY, STATE, ZIP CODE

\_\_\_\_\_  
TELEPHONE NUMBER

## ORDER SETTING CONDITIONS OF RELEASE

It is hereby **ORDERED** that the defendant's release in this case is subject to the following terms and conditions:

- (X) (1) The defendant shall not commit any offense in violation of federal, state or local law while on release in the pending case;
- (X) (2) The defendant shall maintain current residence and advise the court or the supervising officer before making any change in address or telephone number;
- (X) (3) The defendant shall appear at all proceedings as required and, if convicted, shall surrender for service of any sentence the court may impose;
- (X) (4) The defendant shall report to the supervising officer as instructed by that officer;
- (X) (5) The defendant shall not contact, harass, intimidate, or threaten any person in violation of 18 U.S.C. §§ 1503, 1510, 1512 and 1513;
- (X) (6) The defendant shall report, as soon as possible, to the supervising officer, every contact with law enforcement personnel, including arrests, questioning, or traffic stops.
- ( ) (7) The defendant is placed in the 3<sup>rd</sup> party custody of :

Name of person or persons: \_\_\_\_\_  
Address: \_\_\_\_\_  
City and State: \_\_\_\_\_  
Telephone Number: \_\_\_\_\_

who agrees (a) to supervise the defendant in accordance with all conditions of release, (b) to use every effort to assure the appearance of the defendant at all court proceedings, and (c) to notify the court immediately in the event the defendant violates any conditions of release or disappears.

Signed: \_\_\_\_\_ Date: \_\_\_\_\_  
Signature of Third Party Custodian

- ( ) (8) The defendant must actively seek employment and/or maintain employment (unless excused for school, medical or other approved reasons by USPO).
- ( ) (9) The defendant must maintain or commence an educational program.
- ( ) (10) The defendant must abide by the following travel restrictions: \_\_\_\_\_  
\_\_\_\_\_
- ( ) (11) The defendant avoid all contact with the following named persons, who are considered to be either alleged victims or potential witnesses: \_\_\_\_\_  
\_\_\_\_\_
- ( ) (12) The defendant shall submit to location monitoring indicated below and abide by all of the program requirements and instructions provided by the supervising officer related to the proper operation of

the technology:

- The defendant must pay all or part of the cost of the program as determined by the court;
- (a) Location monitoring technology as directed by the supervising officer;
- (b) Radio Frequency (RF) monitoring;
- (c) Passive Global Positioning Satellite (GPS) monitoring;
- (d) Active Global Positioning Satellite (GPS) monitoring (or“hybrid” (Active/Passive) GPS);
- (e) Voice Recognition monitoring.

(13) The defendant must comply with the following:

(a) **curfew** and remain at the following residence, \_\_\_\_\_  
\_\_\_\_\_ between the hours of \_\_\_\_\_ unless  
certain hours have been set out to handle personal matters as follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

(b) **home detention** and remain at the following residence \_\_\_\_\_  
\_\_\_\_\_ at all times except for activities pre-approved by  
the supervising officer as follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

(14) The defendant shall refrain from possessing, either personally, in an automobile, or at his or her home, any rifle, pistol, shotgun, or other firearm or destructive device or dangerous weapon or ammunition and the United States Marshal and/or the United States Probation Officer have court's permission to search your person, car or home at any time for weapons and/or ammunition.

(15) The defendant shall refrain from  the use or  excessive use of alcohol.

(16) The defendant shall refrain from using, possessing, or being around any illegal narcotic or controlled substances, or the paraphernalia associated with the use of such controlled substances. He or she may possess and use only prescription medication lawfully prescribed for him or her by a licensed medical practitioner. He or she shall submit to testing or urinalysis in order to test whether defendant has used or consumed any such illegal substances and shall participate in such drug or alcohol-abuse treatment programs, including testing, evaluation, and therapy, and including residential programs, as may be deemed necessary and appropriated at the direction of the supervising officer.

(17) The defendant shall undergo medical or psychiatric treatment as follows:

\_\_\_\_\_  
\_\_\_\_\_

(18) The defendant shall surrender any passport to the Court as directed and shall not obtain a new passport or other international travel document.

(19) The defendant shall have no unsupervised contact with any one under 18 years of age.

(20) The defendant shall have no contact with or use of computer or internet/on-line services.

- ( ) (21) The defendant shall submit to mental health counseling or treatment as directed by the supervising officer.
- ( ) (22) The defendant shall not obtain any new lines of credit, including loans, credit cards, etc., without the permission of the court.
- ( ) (23) The defendant agrees to cooperate in the collection of a DNA sample if it is authorized by 42 U.S.C. § 14135a.
- ( ) (24) The defendant shall abide by the following, additional conditions:

---

---

---

### NOTICE TO THE DEFENDANT

**Violation of any of the foregoing conditions of release may result in the immediate issuance of a warrant for the defendant's arrest, a revocation of release, an order of detention, as approved in 18 U.S.C. § 3148 and prosecution for contempt as provided in 18 U.S.C. § 401, which could result in a possible term of imprisonment and/or fine.**

The commission of any offense while on pretrial release may result in an additional sentence upon conviction for such offense to a term of imprisonment of not less than two years nor more than ten years, if the offense is a felony; or a term of imprisonment of not less than ninety days nor more than one year, if the offense is a misdemeanor. This sentence shall be consecutive to any other sentence and must be imposed in addition to the sentence received for the offense itself.

18 U.S.C. § 1503 makes it a criminal offense punishable by up to five years in jail and a \$250,000 fine to intimidate or attempt to intimidate a witness, juror or officer of the court; 18 U.S.C. § 1510 makes it a criminal offense punishable by up to five years in jail and a \$250,000 fine to obstruct a criminal investigation; 18 U.S.C. § 1512 makes it a criminal offense punishable by up to ten years in prison a \$250,000 fine to tamper with a witness, victim or informant; and 18 U.S.C. § 1513 makes it a criminal offense punishable by up to ten years in jail and a \$250,000 fine to retaliate against a witness, victim or informant, for threaten or attempt to do so.

It is a criminal offense under 18 U.S.C. § 3146, if after having been released, the defendant knowingly fails to appear as required by the conditions of release, or to surrender for the service of sentence pursuant to a court order. If the defendant was release in connection with a charge of, or while awaiting sentence, surrender for the service of a sentence, or appeal or certiorari after conviction, for:

- (1) an offense punishable by death, life imprisonment, or imprisonment for a term of fifteen years or more, the defendant shall be fined not more than \$250,000 or imprisoned for not more than ten years, or both;
- (2) an offense punishable by imprisonment for a term of five years or more, but less than fifteen years, the defendant shall be fined not more than \$250,000 or imprisoned for not more than five years, or both;
- (3) any other felony, the defendant shall be fined not more than \$250,000 or imprisoned not more than two years, or both;
- (4) a misdemeanor, the defendant shall be fined not more than \$100,000 or imprisonment not more than one year, or both.

A term of imprisonment imposed for failure to appear or surrender shall be consecutive to the sentence of imprisonment for any other offense. In addition, a failure to appear or surrender may result in the forfeiture of any bail posted.

**ACKNOWLEDGMENT OF THE DEFENDANT**

I acknowledge that I am the defendant in this case and that I am aware of and understand the conditions of release. I promise to obey the conditions of release, to appear as directed, and to surrender to serve any sentence imposed. I am aware of the penalties and sanctions set forth above.

\_\_\_\_\_  
Defendant's Signature

\_\_\_\_\_  
Date

Signed and acknowledged before me on \_\_\_\_\_.

\_\_\_\_\_  
UNITED STATES MAGISTRATE JUDGE