

General Order 96-9

FILED  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF TEXAS

MAY 14 1996

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS

DAVID J. MALAND, CLERK  
BY  
DEPUTY *[Signature]*

GENERAL ORDER REGARDING REVOCATION OF PRETRIAL RELEASE

IT IS HEREBY ORDERED that the following procedures will be used by the United States Probation Officer in bringing a revocation of pretrial release to the attention of the Court. Such proceedings will be conducted pursuant to 18 U.S.C. §3148(b).

1. United States Probation Officers shall inform the Court and the United States Attorney of all apparent violations of pretrial release conditions, arrest of persons released to or under the supervision of providers of pretrial services, and any danger that any such person may come to pose to any other person or the community, and recommend appropriate modifications of release conditions. 18 U.S.C. §3154(5).

2. If, in the judgment of the probation officer, the alleged violation constitutes a risk of flight or danger that cannot be resolved by supervision alternatives and intervention, then the officer shall file a petition with the Court requesting that the Court issue a summons or warrant and initiate a revocation proceeding. The probation officer shall provide the U.S. Attorney with a copy of the Petition.

3. Pursuant to 18 U.S.C. §3148(b), the attorney for the Government may initiate a proceeding for revocation of an Order of Release by filing a motion with the Court. The U.S. Attorney shall furnish the U.S. Probation Officer with a copy of the motion.

SIGNED AND ORDERED this 10<sup>th</sup> day of May, 1996.

FOR THE COURT:

*Richard A. Schell*

RICHARD A. SCHELL  
CHIEF JUDGE