

UNITED STATES DISTRICT COURT

Southern

District of

Texas

United States District Court
Southern District of Texas
FILED

UNITED STATES OF AMERICA

v.

JUN 6 2007

Michael N. Milby, Clerk

APPEARANCE BOND

ARNULFO CUAUHTEMOC OLIVAREZ

Defendant

Case Number: 7:07-489-07

✓ Non-surety: I, the undersigned defendant acknowledge that I and my . . .

Surety: We, the undersigned, jointly and severally acknowledge that we and our . . .

personal representatives, jointly and severally, are bound to pay to the United States of America the sum of \$ 100,000.00 , and there has been deposited in the Registry of the Court the sum of

\$ 5,000.00 in cash.

The conditions of this bond are that the defendant ARNULFO CUAUHTEMOC OLIVAREZ
(Name)

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. 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 which shall continue until such time as the undersigned are 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 June 6, 2007 at McAllen, TX
Date Place

Defendant [Signature] Address RANCHO VIEJO, TX
ARNULFO CUAUHTEMOC OLIVAREZ

Surety _____ Address _____

Surety _____ Address _____

Signed and acknowledged before me _____ June 6, 2007
Date

[Signature]
Deputy Clerk, Lupita Corbett

[Signature]
Dorina Ramos
United States Magistrate Judge

UNITED STATES DISTRICT COURT

Southern

District of

Texas

United States of America

V.

ORDER SETTING CONDITIONS OF RELEASE

ARNULFO CUAUHTEMOC OLIVAREZ

Case Number: 7:07-489-07

Defendant

IT IS ORDERED that the release of the defendant is subject to the following conditions:

- (1) The defendant shall not commit any offense in violation of federal, state or local law while on release in this case.
- (2) The defendant shall immediately advise the court, defense counsel and the U.S. attorney in writing before any change in address and telephone number.
- (3) The defendant shall appear at all proceedings as required and shall surrender for service of any sentence imposed as directed. The defendant shall appear at (if blank, to be notified) United States District Court, Bentsen Tower,

Place

1701 W. Bus. Hwy. 83, McAllen, TX on Final Pretrial: Aug. 6, 2007, at 9:30 A.M.; 10th Fl. Ctrm.

Date and Time

Before U.S. District Judge Ricardo H. Hinojosa

Release on Personal Recognizance or Unsecured Bond

IT IS FURTHER ORDERED that the defendant be released provided that:

- () (4) The defendant promises to appear at all proceedings as required and to surrender for service of any sentence imposed.
- () (5) The defendant executes an unsecured bond binding the defendant to pay the United States the sum of ----- dollars (\$ -----) in the event of a failure to appear as required or to surrender as directed for service of any sentence imposed.

DISTRIBUTION: COURT DEFENDANT PRETRIAL SERVICES U.S. ATTORNEY U.S. MARSHAL

/LC

Additional Conditions of Release

ARNULFO CUAUHEMOC OLIVAREZ
7:07-489-07

Upon finding that release by one of the above methods will not by itself reasonably assure the appearance of the defendant and the safety of other persons and the community.

IT IS FURTHER ORDERED that the release of the defendant is subject to the conditions marked below:

- () (6) The defendant is placed in the custody of:
(Name of person or organization)
(Address)
(City and state) (Tel.)

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

Signed: Custodian or Proxy Date

- () (7) The defendant shall:
() (a) report to the U.S. Pretrial Services Office in Brownsville, TX, telephone number (956) 548-2667, not later UPON RELEASE.
() (b) execute a bond or an agreement to forfeit upon failing to appear as required the following sum of money or designated property: \$100,000.00 (One thousand and no/100 dollars)
() (c) post with the court the following indicia of ownership of the above-described property, or the following amount or percentage of the above-described \$5,000.00
() (d) execute a bail bond with solvent sureties in the amount of \$
() (e) maintain or actively seek employment.
() (f) maintain or commence an education program.
() (g) surrender any passport to: U.S. District Clerk
() (h) obtain no passport.
() (i) abide by the following restrictions on personal association, place of abode, or travel: NO TRAVEL OUTSIDE THE STATE OF TEXAS WITHOUT THE PERMISSION OF THE COURT, BUT HAS PERMISSION TO TRAVEL THROUGHOUT THE UNITED STATES FOR EMPLOYMENT PURPOSES ONLY. NO TRAVEL INTO MEXICO.
() (j) avoid all contact, directly or indirectly, with any persons who are or who may become a victim or potential witness in the subject investigation or prosecution, including but not limited to: co-defendants/witnesses
() (k) undergo medical or psychiatric treatment and/or remain in an institution as follows:
() (l) return to custody each (week) day as of o'clock after being released each (week) day as of o'clock for employment, schooling, or the following limited purpose(s):
() (m) maintain residence at a halfway house or community corrections center, as deemed necessary by the pretrial services office or supervising officer.
() (n) refrain from possessing a firearm, destructive device, or other dangerous weapons.
() (o) refrain from () any () excessive use of alcohol.
() (p) refrain from use or unlawful possession of a narcotic drug or other controlled substances defined in 21 U.S.C. § 802, unless prescribed by a licensed medical practitioner.
() (q) submit to any method of testing required by the pretrial services office or the supervising officer for determining whether the defendant is using a prohibited substance. Such methods may be used with random frequency and include urine testing, the wearing of a sweat patch, a remote alcohol testing system, and/or any form of prohibited substance screening or testing. The defendant will incur costs associated with such drug/alcohol detection and treatment, based on ability to pay as determined by the Pretrial Officer.
() (r) participate in a program of inpatient or outpatient substance abuse therapy and counseling if deemed advisable by the pretrial services office or supervising officer. The defendant will incur costs associated with such drug/alcohol detection and treatment, based on ability to pay as determined by the Pretrial Officer.
() (s) refrain from obstructing or attempting to obstruct or tamper, in any fashion, with the efficiency and accuracy of any prohibited substance testing or electronic monitoring which is (are) required as a condition(s) of release.
() (t) participate in one of the following home confinement program components and abide by all the 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 the pretrial services office or supervising officer.
() (i) Curfew. You are restricted to your residence every day () from to , or () as directed by the pretrial services office or supervising officer; or
() (ii) 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 appearances; court-ordered obligations; or other activities as pre-approved by the pretrial services office or supervising officer; or
() (iii) Home Incarceration. You are restricted to your residence at all times except for medical needs or treatment, religious services, and court appearances pre-approved by the pretrial services office or supervising officer.
() (u) report as soon as possible, to the pretrial services office or supervising officer any contact with any law enforcement personnel, including, but not limited to, any arrest, questioning, or traffic stop.
() (v) no business matters in regard to schools or school districts to be conducted by the defendant.
() (w)
() (x)

Advice of Penalties and Sanctions

TO THE DEFENDANT: **ARNULFO CUAUHTEMOC OLIVAREZ** (7:07-489-07)

YOU ARE ADVISED OF THE FOLLOWING PENALTIES AND SANCTIONS:

A violation of any of the foregoing conditions of release may result in the immediate issuance of a warrant for your arrest, a revocation of release, an order of detention, and a prosecution for contempt of court and could result in a term of imprisonment, a fine, or both.

The commission of a Federal offense while on pretrial release will result in an additional sentence of a term of imprisonment of not more than ten years, if the offense is a felony; or a term of imprisonment of not more than one year, if the offense is a misdemeanor. This sentence shall be in addition to any other sentence.

Federal law makes it a crime punishable by up to 10 years of imprisonment, and a \$250,000 fine or both to obstruct a criminal investigation. It is a crime punishable by up to ten years of imprisonment, and a \$250,000 fine or both to tamper with a witness, victim or informant; to retaliate or attempt to retaliate against a witness, victim or informant; or to intimidate or attempt to intimidate a witness, victim, juror, informant, or officer of the court. The penalties for tampering, retaliation, or intimidation are significantly more serious if they involve a killing or attempted killing.

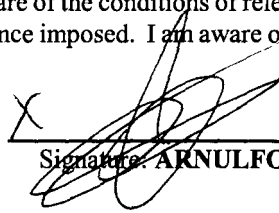
If after release, you knowingly fail to appear as required by the conditions of release, or to surrender for the service of sentence, you may be prosecuted for failing to appear or surrender and additional punishment may be imposed. If you are convicted of:

- (1) an offense punishable by death, life imprisonment, or imprisonment for a term of fifteen years or more, you shall be fined not more than \$250,000 or imprisoned for not more than 10 years, or both;
- (2) an offense punishable by imprisonment for a term of five years or more, but less than fifteen years, you shall be fined not more than \$250,000 or imprisoned for not more than five years, or both;
- (3) any other felony, you shall be fined not more than \$250,000 or imprisoned not more than two years, or both;
- (4) a misdemeanor, you shall be fined not more than \$100,000 or imprisoned not more than one year, or both.

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

Acknowledgment of Defendant

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

X 

Signature: **ARNULFO CUAUHTEMOC OLIVAREZ**

Address

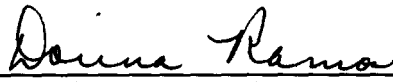
RANCHO VIEJO, TX

City and State Telephone

Directions to United States Marshal

- The defendant is ORDERED released after processing.
- The United States marshal is ORDERED to keep the defendant in custody until notified by the clerk or judge that the defendant has posted bond and/or complied with all other conditions for release. The defendant shall be produced before the appropriate judge at the time and place specified, if still in custody.

Date: June 6, 2007



Signature of Judicial Officer
Dorina Ramos
United States Magistrate Judge

Name and Title of Judicial Officer