

**United States District Court
Western District of Kentucky
at Louisville**

UNITED STATES OF AMERICA

PLAINTIFF

VS.

CRIMINAL ACTION NUMBER: 3:06MJ-230

STEVEN D. GREEN

DEFENDANT

ORDER ON INITIAL APPEARANCE

The above-styled case came before the Honorable James D. Moyer, United States Magistrate Judge and was called in open court on July 6, 2006, for an initial appearance on a felony complaint.

APPEARANCES

For the United States: Marisa J. Ford, Assistant United States Attorney
 Brian Butler, Assistant United States Attorney

For the defendant: Defendant, Steven D. Green - present and in custody
 Scott Wendelsdorf - Federal Defender
 Patrick Bouldin, Assistant Federal Defender

Court Reporter: Dena Legg

At his initial appearance, Mr. Green was furnished with a copy of the complaint, was advised of the nature of the charges contained therein, and was advised of his right against self-incrimination and his right to counsel. The court reviewed the financial affidavit executed by Mr. Green, questioned him under oath regarding his ability to afford counsel, determined that he was eligible for appointment of counsel, and appointed the Office of the Federal Defender to represent him.

Through counsel, Mr. Green acknowledged his identity, waived formal reading of the complaint, and entered a plea of not guilty to the charges therein. Mr Green subsequently signed written waivers of his right to a preliminary examination and his right to a hearing on the issue of whether he should be detained pending further appearances before the court.

Mr. Green's counsel also informed the court that his client had decided to waive any challenge to whether the Western District of Kentucky or any other federal district (*e.g.*, the federal district in which Mr. Green was arrested) was the appropriate venue for his initial appearance and any further proceedings. The court subsequently questioned Mr. Green directly and, after considering his responses, determined that Mr.

Green's decision to waive any challenges to venue in the Western District of Kentucky was an informed decision reached with the assistance of counsel, and was knowingly, voluntarily, and intelligently made.

Lastly, counsel for both the United States and Mr. Green informed the court that they concurred that Paducah is the appropriate jury division for this action. *See* LCrR 18.2.

Accordingly, **IT IS HEREBY ORDERED** that this case is scheduled for an arraignment hearing on **August 8, 2006, 1:30 p.m. (Central Time), in Paducah, Kentucky**, before W. David King, United States Magistrate Judge.

IT IS FURTHER ORDERED that Steven D. Green be **remanded** to the custody of the U.S. Marshal pending his further appearance before the court.

DATE:

Copies: U.S. Attorney
U.S. Probation
U.S. Marshal
Counsel for Defendant

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