1:15-mj-00656-TJS All Defendants USA v. Force

Date filed: 03/30/2015 **Date of last filing:** 04/03/2015

Full docket text for document 12:

Detention Hearing as to Carl Mark Force held on 4/2/2015 before Magistrate Judge Timothy J. Sullivan. (FTR Klein -7B.) (jks, Deputy Clerk)

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Full docket text for document 13:

WAIVER of Rule 5(c)(3) Hearing by Carl Mark Force (jks, Deputy Clerk)

Full docket text for document 14:

ORDER OF DETENTION as to Carl Mark Force. Signed by Magistrate Judge Timothy J. Sullivan on 4/2/2015. (jks, Deputy Clerk)

Full docket text for document 15:

COMMITMENT TO ANOTHER DISTRICT as to Carl Mark Force. Defendant committed to the Northern District of California.. Signed by Magistrate Judge Timothy J. Sullivan on 4/2/2015. (jks, Deputy Clerk)

Full docket text for document 16:

Transmittal Letter Sent to Northern District of California (jks, Deputy Clerk)

UNITED STATES DISTRICT COURT

for the District of Maryland

		United States of America v. CARL MARK FORCE Defendant) Case No. 15-0) Charging Distr	0656TJS rict's Case No. 3-15-70370MEJ
			LE 5 & 5.1 HEARING: t or Indictment)	S
I	under	stand that I have been charged in another d	istrict, the (name of other co	ouri) N.D. California
I	have l	been informed of the charges and of my rig	hts to:	· · · · · · · · · · · · · · · · · · ·
((1)	retain counsel or request the assignment of	f counsel if I am unable	to retain counsel;
((2)	an identity hearing to determine whether I	am the person named in	n the charges;
((3)	production of the warrant, a certified copy	of the warrant, or a relia	able electronic copy of either;
((4)	a preliminary hearing within 14 days of m—unless I am indicted — to determine wheen committed;		
((5)	a hearing on any motion by the governmen	nt for detention;	
((6)	request transfer of the proceedings to this	district under Fed. R. Cr	
I	agree	to waive my right(s) to:		FILEDENTEREDRECENTED
E		an identity hearing and production of the	warrant.	APR 0 2 2015
		a preliminary hearing.		CLERK U.S. DISTRICT COURT
		a detention hearing.	BY	ENSTRICT OF MARYLAND DEPUTY
C		an identity hearing, production of the was be entitled in this district. I request that t that court.		
I pending a		nt to the issuance of an order requiring my at me.	appearance in the prosec	uting district where the charges are
Date: _	-	April 3, 2015	· ·	M-
	A	pril 2, 2015	Desgrad	ghifs stepature
		172	Lufa Ja	defendant's attorney A C S of defendant's attorney

Case 1:15-mj-00656-TJS Document 14 Filed 04/02/15 Page 1 of 1

IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MARYLAND

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vs.

Case No. 15-0656-TJS

CARL FORCE

ORDER OF DETENTION (18 U.S.C. § 3142)

In accordance with the Bail Reform Act, 18 U.S.C. § 3142(f), a detention hearing has been held. I have concluded that the following facts require the detention of the defendant pending the trial of this case.

		PART I: FINDINGS OF FACT
\boxtimes	(1)	This is a case in which the government may properly seek detention.
X	(2)	The defendant is charged under: 18 U.S.C. §641; 18 U.S.C. §1343; 18 U.S.C. §1956; 18 U.S.C. §208.
\boxtimes	(3)	The maximum term of imprisonment, if convicted, is: 20 years BOP.
\boxtimes	(4)	Based on the government's proffer there is probable cause to believe that the defendant committed the offense(s) charged.
		☐ The government is entitled to a presumption under § 3142 (e) [describe in Part II].
		☐ The defendant has failed to rebut this presumption [as to flight risk] and [as to danger].
\boxtimes	(5)	I find, by a preponderance of the evidence, from the information produced at the hearing that there is a serious risk that the defendant will not appear.
	(6)	I find, by clear and convincing evidence, from the information produced at the hearing that the defendant poses a risk to the safety of other persons and the community.

(7) I find by clear and convincing evidence that there is no condition or combination of conditions which will reasonably assure the defendant's presence at trial or as otherwise required and community safety.

PART II: WRITTEN STATEMENT OF ADDITIONAL REASONS FOR DETENTION

The government moves for detention under 18 U.S.C. § 3142(e)(2) arguing that there is a serious risk that the defendant will flee and that there is a serious risk that the defendant will obstruct justice. The defendant contends that conditions of release are appropriate. The nature of the charged offenses involve theft and fraud by the defendant while acting in his professional capacity as a DEA Special Agent. The government has proffered sufficient evidence for the Court to conclude, by a preponderance of the evidence, that the defendant is a serious flight risk and has the ability and skill to obstruct justice. The government has not proffered sufficient evidence for the Court to conclude that the defendant, by clear and convincing evidence, is a danger to others and the community. I reach this conclusion by weighing all of the factors set forth in 18 U.S.C. § 3142(f). There are presently no conditions and/or combination of conditions that can be established to reasonably assure that the defendant will not flee/to mitigate the risk of non-appearance, or to reasonably assure that the defendant will not obstruct justice.

The defendant is committed to the custody of the Attorney General or his/her designated representative for confinement in a corrections facility separate, to the extent practicable, from persons awaiting or serving sentences or being held in custody pending appeal. The defendant shall be afforded reasonable opportunity for private consultation with defense counsel. On order of a court of the United States or on request of an attorney for the Government, the U.S. Marshal shall deliver the defendant for the purpose of an appearance in connection with a court proceeding.

April 2, 2015

Date

Timothy J. Sullivan
United States Magistrate Judge

	S DISTRICT COURT (23)
	for the Call Section 2018 0.7S
Distric	et of Maryland
United States of America v.	2615 LPR - 2 P W 58
) Case No. <u>15-0656TJS</u>
CARL MARK FORCE IV Defendant) Charging District's) Case No. 3-15-70370MEJ
·	O ANOTHER DISTRICT
The defendant has been ordered to appear in the	
The defendant may need an interpreter for this language:	· · · · · · · · · · · · · · · · · · ·
The defendant: \square will retain an attorney.	
☐ is requesting court-appointed	ed counsel.
The defendant remains in custody after the initial	appearance.
the charging district and deliver the defendant to the Unite authorized to receive the defendant. The marshal or office States attorney and the clerk of court for that district of the	er in the charging district should immediately notify the United
Date: April 2, 2015	Judge's signature
	Timothy J. Sullivan, USM
	Printed name and title
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APR 0 2 2015	<i>(</i>
CLERK U.S. DETRICT COURT DISTRICT OF MARYLAND DET	PUTY .

IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MARYLAND

TRANSMITTAL LETTER TO:	
US District Courthouse - ND/CA Phillip Burton Federal Bldg 450 Golden Gate Ave. San Francisco, CA 94102 Attn: Criminal Division Enclosed herein please find certified copies and	DATE:April 3, 2015 U.S.A. vs Carl Mark Force IV CASE NO.:15-656TJS YOUR DOCKET NO 3-15-70370MEJ
() Warrant of Arrest (Copy) Indictment (Copy) () Financial Affidavit	originals of the following.
 () Contribution Order () Order Appointing the Federal Public Defend () CJA 20 Voucher - Appointment of counsel () Appearance Bond () Order Setting Conditions of Release 	AND ENTERED
 () Appearance Line of Counsel () Waiver of Preliminary Hearing () Waiver of Rule 5(c)(3) Hearings () Temporary Detention Order 	CLERK (14, DISTRICT COURT SHOWNED OF MARYLAND DEPUTY
Detention Order by Agreement Commitment to Another District Docket Sheet from this District Order re: Medical Evaluation and Appropria Other: Magistrate Judge Criminal Minutes	ate Treatment of Detainee
Please acknowledge receipt of the above docu letter and return same to this office. Thank y	
Return to: Clerk, U.S. District Court 101 West Lombard Street, Room 4415 Baltimore, MD 21201-2675	