

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA

UNITED STATES OF AMERICA :
 :
 v. : [REDACTED]
 :
 :

RENEWAL OF MOTION TO RETURN DEFENDANT TO STATE CUSTODY

ON DECEMBER 18, 2002, the Defendant filed a Motion requesting that the Court direct the United States Marshal to return the Defendant to state custody in [REDACTED] [REDACTED] by January 9, 2003, the Defendant's next court date on his state charges. The purpose of that request was to allow the Defendant to resolve his state charges on January 9, 2003, so that he could then be placed in federal custody, and could have a detention hearing on the federal charges and presumably be released on pretrial release.

By Order filed December 19, 2002, the Court granted the above Motion and directed the United States Marshal to return the Defendant to [REDACTED] for that purpose prior to January 9, 2003. Unfortunately, the Defendant was never returned to [REDACTED] and instead remained in federal custody on a writ of habeas corpus from state custody in the [REDACTED] NC.

Defendant's undersigned counsel has conferred with the

Defendant's state attorney, [REDACTED] who has informed counsel that the Defendant's next court date on his state charges is February 27, 2003, in [REDACTED] NC. Therefore, again the Defendant requests that the Court enter an Order directing the United States Marshal to return the Defendant to Rockingham, [REDACTED] NC, well in advance of that date so the Defendant's states charges can be disposed of on his court date in that county on February 27, 2003.

Respectfully submitted, this the 21st day of January, 2003.

—
WILLIAM C. INGRAM
First Assistant Federal Public Defender
North Carolina State Bar No. [REDACTED]
101 S. Elm St., Suite 210
Greensboro, NC 27401
(336) 333-5455

CERTIFICATE OF SERVICE

I hereby certify that I have served a copy of the foregoing **RENEWAL OF MOTION TO RETURN DEFENDANT TO STATE CUSTODY** by United States Mail or by hand delivery upon:

Harry L. Hobgood, AUSA
P. O. Box 1858
Greensboro NC 27402

This the ___ day of ___, 2003.

—
WILLIAM C. INGRAM
First Assistant Federal Public Defender

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ORDER

THE DEFENDANT, through counsel, has filed a Motion that the Court enter an Order directing the United States Marshal to return the Defendant to Richmond Co., NC, as soon as possible so that the Defendant can dispose of a state charge in that county, whereby the Defendant then will be eligible for a hearing to determine pretrial release eligibility on his federal charge.

FOR GOOD CAUSE SHOWN, that Motion is hereby granted, and the United States Marshal is hereby directed to return the Defendant to Rockingham, Richmond Co., NC, at least two (2) days in advance of February 27, 2003, so that the Defendant will have the opportunity to confer with his state attorney and dispose of his pending state charge in that county on February 27, 2003.

This the _____ day of January, 2003.

— UNITED STATES DISTRICT JUDGE