

UNITED STATES DISTRICT COURT
DISTRICT OF ARIZONA
OFFICE OF THE CLERK

RICHARD H. WEARE
DISTRICT COURT EXECUTIVE / CLERK OF COURT
SANDRA DAY O'CONNOR U. S. COURTHOUSE
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TUCSON, ARIZONA 85701-5010

October 4, 2004

Clerk of Court
Mr. Cameron S. Burke
United States District Court
James A. McClure Federal Building
and United States Courthouse, MSC 039
550 West Fort Street
Boise, ID 83724

UNITED STATES COURT
DISTRICT OF ARIZONA

OCT - 7 2004

LOBBED

RE: USA v. Jose Refugio Sanchez-Miranda
Your case number: CR-03-109-S-BLW
Arizona case number: 04-7140M-001

Dear Clerk of the Court:

The above charge originated in your district. The defendant has appeared before Magistrate Judge Edward C. Voss in the District of Arizona. The following action has been taken.

- U S MARSHAL HAS BEEN ORDERED TO REMOVE THE DEFENDANT TO THE CHARGING DISTRICT.

Enclosed are the certified copies of the original documents in our file. Please certify receipt of the documents on the enclosed duplicate of this letter and return it to our office.

Sincerely,

RICHARD H. WEARE,
CLERK OF COURT/DISTRICT COURT EXECUTIVE

By: Phyllis K. Durbin

Phyllis Durbin
Deputy Clerk

Enclosures

The staff of the Clerk's Office ensures the effective, efficient and professional delivery of clerical and administrative services, while fostering a customer-friendly and employee-friendly environment.

UNITED STATES DISTRICT COURT

District of ARIZONA

UNITED STATES OF AMERICA
V.

COMMITMENT TO ANOTHER DISTRICT

Jose Refugio Sanchez-Miranda

DOCKET NUMBER		MAGISTRATE JUDGE CASE NUMBER	
District of Arrest CR 03-109-S-BLW	District of Offense District of Idaho	District of Arrest 04-07140M-001	District of Offense District of Arizona

CHARGES AGAINST THE DEFENDANT ARE BASED UPON AN
 Indictment Information Complaint Other (specify)

charging a violation of 21:846, 841 & 18:1546

DISTRICT OF OFFENSE

DESCRIPTION OF CHARGES:

Conspiracy- Drug Trafficking; Possession with Intent to Distribute; Possession of Fraudulent Alien Registration Receipt

RECEIVED
U.S. MARSHAL'S SERVICE
PHOENIX
04 SEP 29 4:43
DISTRICT OF ARIZONA

CURRENT BOND STATUS:

- Bail fixed at _____ and conditions were not met
- Government moved for detention and defendant detained after hearing in District of Arrest
- Government moved for detention and defendant detained pending detention hearing in District of Offense
- Other (specify) _____

Representation: Retained Own Counsel Federal Defender Organization CJA Attorney None

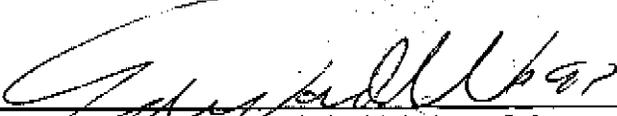
Interpreter Required? No Yes Language: Spanish

DISTRICT OF ARIZONA

TO: THE UNITED STATES MARSHAL

You are hereby commanded to take custody of the above named defendant and to transport that defendant with a certified copy of this commitment forthwith to the district of offense as specified above and there deliver the defendant to the United States Marshal for that District or to some other officer authorized to receive the defendant.

9/29/04
Date


Edward C. Voss, United States Magistrate Judge

RETURN

This commitment was received and executed as follows:

DATE COMMITMENT ORDER RECEIVED	PLACE OF COMMITMENT	DATE DEFENDANT COMMITTED
DATE	UNITED STATES MARSHAL	(BY) DEPUTY MARSHAL

<input checked="" type="checkbox"/> FILED	<input type="checkbox"/> LODGED
<input type="checkbox"/> RECEIVED	<input type="checkbox"/> COPY
SEP 28 2004	
CLERK U S DISTRICT COURT DISTRICT OF ARIZONA	
BY _____	DEPUTY _____

UNITED STATES DISTRICT COURT

FOR THE _____ DISTRICT OF _____ ARIZONA

UNITED STATES OF AMERICA

v.

WAIVER OF RULE 5(c)(3) HEARINGS (formerly Rule 40)

Jose Refugio Sanchez -
Miranda

CASE NUMBER: 04-7140M

I, Jose Refugio Sanchez - Miranda, understand that in the

District of Idaho, charges are pending

alleging violation of 21 U.S.C. § 846 and that I have been

arrested in this District and taken before a United States Magistrate Judge who informed me of the charge and of my right to:

(1) retain counsel or request the assignment of counsel if I am unable to retain counsel, (2) request transfer of the proceedings to this district pursuant to Rule 20, Fed. R. Crim. P., in order to plead guilty, (3) an identity hearing to determine if I am the person named in the charge, and (4) a preliminary examination (unless an indictment has been returned or an information filed) to determine whether there is probable cause to believe an offense has been committed by me, the hearing to be held either in this district or the district of prosecution.

I HEREBY WAIVE (GIVE UP) MY RIGHT TO A(N):

- identity hearing
- preliminary examination
- identity hearing and have been informed I have no right to a preliminary examination
- identity hearing but request a preliminary examination be held in the prosecuting district
- I reserve my right to have a detention hearing in the prosecuting district

and, therefore, consent to the issuance of an order requiring my appearance in the prosecuting district where the charge is pending against me.

Jose Sanchez Miranda
Defendant

28 September 04
Date

David Lee Fitterling
Defense Counsel

(4)

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<input type="checkbox"/> RECEIVED	<input type="checkbox"/> COPY
SEP 30 2004	
CLERK U.S. DISTRICT COURT DISTRICT OF ARIZONA	
BY <u>[Signature]</u>	DEPUTY

IN THE UNITED STATES DISTRICT COURT
DISTRICT OF ARIZONA

United States of America,
Plaintiff,

NO. 04-71404

ORDER APPOINTING COUNSEL

v.
Jose Sanchez-Miranda
Defendant.

The Defendant has, under oath, sworn or affirmed as to his/her financial inability to employ counsel, for the offense of: Conspiracy / drugs

IT IS HEREBY ORDERED appointing the Federal Public Defender by:

- United States District Judge _____
- United States Magistrate Judge Edward Voss

CASE ASSIGNED TO: David Lee Titterton
Assistant Federal Public Defender
District of Arizona
850 W. Adams Street, Suite 201
Phoenix, Arizona 85007
Office: (602) 382-2700, Fax: (602) 382-2800

DATED this 28th day of September, 2004.

[Signature]
UNITED STATES MAGISTRATE JUDGE

AppointOrderFPD

3

FINANCIAL AFFIDAVIT

CJA 23
(Rev. 5/93)

IN SUPPORT OF REQUEST FOR ATTORNEY, EXPERT OR OTHER COURT SERVICES WITHOUT PAYMENT OF FEE

IN UNITED STATES MAGISTRATE DISTRICT APPEALS COURT or OTHER PANEL (Specify below)

IN THE CASE OF _____ VS. _____

FOR _____ AT _____

LOCATION NUMBER
SEP 28 2001

CLERK U.S. DISTRICT COURT
DISTRICT OF ARIZONA

BY _____ DEPUTY

DOCKET NUMBER

Magistrate
OH-7140M
District Court

Court of Appeals

PERSON REPRESENTED (Show your full name)
Jose Sanchez - Miranda

- 1 Defendant - Adult
- 2 Defendant - Juvenile
- 3 Appellant
- 4 Probation Violator
- 5 Parole Violator
- 6 Habeas Petitioner
- 7 2255 Petitioner
- 8 Material Witness
- 9 Other (Specify) _____

CHARGE/OFFENSE (describe if applicable & check box →) Felony Misdemeanor
Conspiracy / methamphetamine

QUESTIONS REGARDING ABILITY TO PAY

EMPLOYMENT	Are you now employed? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Am Self Employed
	Name and address of employer: _____
ASSETS	IF YES, how much do you earn per month? \$ _____ IF NO, give month and year of last employment _____ How much did you earn per month? \$ <u>1600</u> <u>May 2003</u>
	If married is your Spouse employed? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No IF YES, how much does your Spouse earn per month? \$ _____ If a minor under age 21, what is your Parents or Guardian's approximate monthly income? \$ _____
OTHER INCOME	Have you received within the past 12 months any income from a business, profession or other form of self-employment, or in the form of rent payments, interest, dividends, retirement or annuity payments, or other sources? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No RECEIVED _____ SOURCES _____ IF YES, GIVE THE AMOUNT RECEIVED & IDENTIFY \$ _____ THE SOURCES _____
CASH	Have you any cash on hand or money in savings or checking account? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No IF YES, state total amount \$ <u>400</u>
PROPERTY	Do you own any real estate, stocks, bonds, notes, automobiles, or other valuable property (excluding ordinary household furnishings and clothing)? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No VALUE _____ DESCRIPTION _____ IF YES, GIVE THE VALUE AND \$ _____ DESCRIBE IT _____

DEPENDENTS	MARITAL STATUS <input type="checkbox"/> SINGLE <input checked="" type="checkbox"/> MARRIED <input type="checkbox"/> WIDOWED <input type="checkbox"/> SEPARATED OR DIVORCED	Total No. of Dependents <u>1</u>	List persons you actually support and your relationship to them <u>Isabel, wife</u>
-------------------	--	-------------------------------------	--

	Creditors	Total Debt	Monthly Payt.
DEBTS & MONTHLY BILLS	APARTMENT OR HOME: <u>None (in jail for one year)</u>	\$ _____	\$ _____
(LIST ALL CREDITORS, INCLUDING BANKS, LOAN COMPANIES, CHARGE ACCOUNTS, ETC.)	_____	\$ _____	\$ _____
	_____	\$ _____	\$ _____
	_____	\$ _____	\$ _____

I certify under penalty of perjury that the foregoing is true and correct. Executed on (date) 28 sept 01

SIGNATURE OF DEFENDANT (OR PERSON REPRESENTED) Jose Sanchez Miranda (2)

DATE: 9/28/2004 CASE NUMBER: 04-07140M-001

<input checked="" type="checkbox"/> FILED	<input type="checkbox"/> LODGED
<input type="checkbox"/> RECEIVED	<input type="checkbox"/> COPY
SEP 30 2004	
CLERK U.S. DISTRICT COURT DISTRICT OF ARIZONA	
BY: <u>[Signature]</u>	DEPUTY

USA vs. Jose Refugio Sanchez-Miranda

U.S. MAGISTRATE JUDGE: EDWARD C. VOSS # 70BO

A.U.S. Attorney Darcy Cerow INTERPRETER Lita Van Duzer
LANGUAGE Spanish

Attorney for Defendant David Lee Titterington (AFPD)

MATERIAL WITNESS(es): _____

MATERIAL WITNESS(es) state true name(s) to be: _____

Attorney for Material Witness(es): _____

DEFENDANT: PRESENT NOT PRESENT CUSTODY

DOA 9/28/2004 Initial Appearance Appointment of counsel hearing held
 Financial Afdvt taken Defendant Sworn Financial Afdvt sealed
 Rule 5(c)(3), Dist of Idaho Defendant states true name to be ____ Further proceedings ORDERED
in Defendant's true name.

<p>DETENTION HEARING:</p> <input checked="" type="checkbox"/> Reserved for prosecuting district Set for: Before: <input checked="" type="checkbox"/> Defendant ordered temporarily detained in the custody of the United States Marshal <input type="checkbox"/> Defendant ordered released _____ <input type="checkbox"/> Defendant continued detained pending trial <input type="checkbox"/> Flight risk <input type="checkbox"/> Danger	<p>IDENTITY HEARING:</p> <input type="checkbox"/> Held <input type="checkbox"/> Con't <input type="checkbox"/> Submitted <input type="checkbox"/> Reset <input checked="" type="checkbox"/> Waived Set for: Before: <input checked="" type="checkbox"/> Warrant of removal issued.
<p>PRELIMINARY HEARING:</p> <input type="checkbox"/> Held <input type="checkbox"/> Con't <input type="checkbox"/> Submitted <input type="checkbox"/> Reset <input type="checkbox"/> Waived Set for: Before: <input type="checkbox"/> Probable cause found <input type="checkbox"/> Dismissed <input type="checkbox"/> Held to answer before District Court	<p>STATUS HEARING: re: _____</p> <input type="checkbox"/> Held <input type="checkbox"/> Con't <input type="checkbox"/> Reset Set for: Before:

Other: _____

RECORDED by Courtsmart
BY: Sherise M. Marshall
Deputy Clerk

(1)