

1 THOMAS E. MOSS
UNITED STATES ATTORNEY
2 MICHAEL J. FICA
ASSISTANT UNITED STATES ATTORNEY
3 DISTRICT OF IDAHO
801 EAST SHERMAN AVENUE, #192
4 POCATELLO, IDAHO 83201
TELEPHONE: (208) 478-4166
5
6
7

U.S. 2017
03/10/24 PM 3:00
CLERK, IDAHO

8 UNITED STATES DISTRICT COURT FOR THE DISTRICT OF IDAHO

9 UNITED STATES OF AMERICA,)
10 vs.)
11)
12 AMY RENEE FLUCKINGER,)
13 Defendant.)

CASE NO: CR 03-217-E-BLW
MOTION FOR DETENTION
HEARING

14 COMES NOW Michael J. Fica, Assistant United States Attorney for the District of
15 Idaho, and moves the Court, pursuant to 18 U.S.C. §§3142(a)(4) and 3142(e), for an order
16 directing that a hearing be held for the purpose of holding the defendant without bail prior to
17 trial.

18 () Pursuant to Title 18 U.S.C. §3142(f), the United States asks for a continuance of
19 three (3) days from the date of the defendant's first appearance before a judicial officer. The
20 prosecution will introduce evidence as follows pursuant to the specific sections of Title 18,
21 U.S.C., as indicated:

- 22 () §3142(f)(1)(A) - a crime of violence;
- 23 () §3142(f)(1)(B) - an offense for which the maximum sentence is life imprisonment
24 or death;
- 25 (X) §3142(f)(1)(C) - an offense for which a maximum term of imprisonment of ten
26 years or more is proscribed in the Controlled Substances Act (21 U.S.C. 801, et seq.), the
27

A

1 Controlled Substances Import and Export Act (21 U.S.C. 951, et seq.), or Section 1 of the Act
2 of September 15, 1980 (21 U.S.C. 955a);

3 () §3142(f)(1)(D) - any felony committed after the person had been convicted of two
4 or more prior offenses described in §3142(f)(1)(A) through (C), or two or more State or local
5 offenses that would have been offenses described in §3142(f)(1)(A) through (C) if a
6 circumstance giving rise to Federal jurisdiction had existed;

7 (x) §3142(f)(2)(A) - a serious risk that the person will flee;

8 (x) §3142(f)(2)(B) - a serious risk that the person will:

9 () obstruct or attempt to obstruct justice, or

10 () threaten, injure, or intimidate, or attempt to threaten, injure, or
11 intimidate, a prospective witness or juror; or

12 (x) otherwise pose a danger to any other person or the community.

13 Dated this 24th day of November, 2003.

14 THOMAS E. MOSS
15 United States Attorney

16 
17 MICHAEL J. FICA
18 Assistant United States Attorney