

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

U.S. DISTRICT COURT
POCATELLO, IDAHO
CLERK - 5
JAN 11 2004
JAN 11 2004
JAN 11 2004

6 UNITED STATES DISTRICT COURT FOR THE DISTRICT OF IDAHO

8 UNITED STATES OF AMERICA,)
9 vs.)
10 JASON LEE ROSE,)
11 Defendant.)
12

CASE NO: CR-04-191-E-BLW
MOTION FOR DETENTION
HEARING

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

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

- 21 () §3142(f)(1)(A) - a crime of violence;
- 22 () §3142(f)(1)(B) - an offense for which the maximum sentence is life imprisonment
23 or death;
- 24 (X) §3142(f)(1)(C) - an offense for which a maximum term of imprisonment of ten
25 years or more is prescribed in the Controlled Substances Act (21 U.S.C. 801, et seq.), the
26 Controlled Substances Import and Export Act (21 U.S.C. 951, et seq.), or Section 1 of the Act
27 of September 15, 1980 (21 U.S.C. 955a);

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

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

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

7 () obstruct or attempt to obstruct justice, or

8 () threaten, injure, or intimidate, or attempt to threaten, injure, or
9 intimidate, a prospective witness or juror; or

10 (X) otherwise pose a danger to any other person or the community.

11 Dated this 5th day of October, 2004.

12 THOMAS E. MOSS
13 United States Attorney

14 

15 MICHAEL J. FICA
16 Assistant United States Attorney