

**UNITED STATES DISTRICT COURT
DISTRICT OF MAINE**

UNITED STATES OF AMERICA

v.

HOWARD KELLY,

DEFENDANT

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CRIMINAL No. 07-123-P-H

**ORDER ON DEFENDANT'S EX PARTE APPLICATION FOR
COURT TO SET A PAYMENT SCHEDULE**

The defendant's motion to suspend all payments until release from custody is **DENIED**. The issues the defendant raises about his ability to pay assessment fees and restitution while in prison (indigency, inability to work, health issues) are for the Bureau of Prisons to resolve. Once the defendant is released from prison and enters on supervised release, then he can petition this court for any needed change in the conditions of supervised release.

SO ORDERED.

DATED THIS 18TH DAY OF MARCH, 2011

/s/D. Brock Hornby

**D. BROCK HORNBY
UNITED STATES DISTRICT JUDGE**

**U.S. DISTRICT COURT
DISTRICT OF MAINE (PORTLAND)
CRIMINAL DOCKET No. 2:07CR123 (DBH)**

United States of America

Represented by Jonathan R. Chapman
Assistant United States Attorney
Office of the United States Attorney
District Of Maine
100 Middle Street Plaza
Portland, ME 04101
(207) 780-3257

v.

**Howard Kelly,
Defendant**

Represented By Howard Kelly, Pro Se
No. 00525-032
Federal Correctional Institution II
P.O. Box 5300
Adelanto, CA 92301