

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MAINE**

UNITED STATES OF AMERICA,)	
)	
v.)	Docket No. 07-CR-29-P-S
)	
HALVOR CARL,)	
)	
Defendant.)	

ORDER ON MOTION FOR STAY OF SENTENCE

Before the Court is Defendant’s Motion for Stay of Sentence (Docket # 219), in which Defendant requests that the Court recommend that Mr. Carl be housed at the Two Bridges Regional, Cumberland County Jail, or Strafford County Jail during the pendency of his appeal. The Government has filed a response in which it indicates that it does not object to the Court retaining jurisdiction over the pending Motion for Stay of Sentence (despite the fact that it was filed after the notice of appeal) nor does the Government object to the Defendant’s Motion given the limited scope of Defendant’s request. The Government’s Response also indicates that it has conferred with the United States Marshal Service and confirmed that it is feasible for the Defendant to remain confined at one of the three requested facilities. In the absence of any objection and upon finding that continuing Mr. Carl’s confinement in an area near and readily accessible to his attorney is reasonably necessary to permit Mr. Carl to assist with preparation of his appeal, the Court hereby GRANTS Defendant’s Motion for Stay of Sentence. Pursuant to Federal Rule of Criminal Procedure 38(b)(2), the Court RECOMMENDS that Mr. Carl be confined at either Two Bridges Regional, Cumberland County Jail, or Strafford County Jail until his pending appeal has been fully briefed and argued. A copy of this Order shall be forwarded to the Bureau of Prisons.

SO ORDERED.

/s/ George Z. Singal
Chief U.S. District Judge

Dated this 16th day of October, 2008.

Defendant (2)

HALVOR CARL

TERMINATED: 09/23/2008

represented by **ROBERT C. ANDREWS**
LAW OFFICE OF ROBERT C.
ANDREWS
P.O. BOX 17621
PORTLAND, ME 04112
879-9850
Fax: 879-1883
Email: rcaesq@maine.rr.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED
Designation: CJA Appointment

Pending Counts

INTERFERENCE WITH
COMMERCE BY ROBBERY,
18:1951(a), 2
(1)

INTERFERENCE WITH
COMMERCE BY ROBBERY,
18:1951(a), 2
(4)

INTERFERENCE WITH
COMMERCE BY ROBBERY,
18:1951(a)(2)
(5)

DISTRIBUTION OF A
CONTROLLED SUBSTANCE,
21:841(a)(1)
(6)

Disposition

Defendant acquitted by Jury

Defendant acquitted by Jury

Defendant acquitted by Jury

120 Months Imprisonment; 3 Years
Supervised Release; \$100 Special
Assessment.

Highest Offense Level (Opening)

Felony

Terminated Counts

None

Disposition

**Highest Offense Level
(Terminated)**

None

Complaints

None

Disposition

Plaintiff

USA

represented by **DARCIE N. MCELWEE**
U.S. ATTORNEY'S OFFICE
DISTRICT OF MAINE
100 MIDDLE STREET PLAZA
PORTLAND, ME 04101
Email: darcie.mcelwee@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

JONATHAN R. CHAPMAN
U.S. ATTORNEY'S OFFICE
DISTRICT OF MAINE
100 MIDDLE STREET PLAZA
PORTLAND, ME 04101
(207) 780-3257
Email: jon.chapman@usdoj.gov