

**UNITED STATES DISTRICT COURT
DISTRICT OF MAINE**

UNITED STATES OF AMERICA)	
)	
v.)	
)	Docket No. 03-cr-90-P-S
VICKI RANNI,)	
)	
Defendant.)	
)	

ORDER ON DEFENDANT’S MOTION TO REMOVE CIMS CLASSIFICATION

Before the Court is Defendant Ranni’s *pro se* Motion to Remove CIMS Classification (Docket # 81). As explained herein, the Court DENIES the motion WITHOUT PREJUDICE.

In October 2003, Ranni and co-defendant Thomas Shafer pleaded guilty to various counts of an Information (Docket # 31) charging them for their involvement in three bank robberies. This Court proceeded to impose judgment and sentence, which included a three-year term of supervised release for each Defendant. (See Judgments (Docket #s 46 & 47) at 3.) In addition to the standard conditions of supervised release, the Court imposed a special condition preventing Defendants from having “communication or contact” with each other. (See id. at 4.) In July 2008, Defendants moved to modify this condition so that they could “marry . . . upon their release from prison.” (See Def.’s Mot. for Modification (Docket # 68) at 2.) In September 2008, the Court denied Defendants’ request without prejudice. (See Order (Docket # 72).)

Defendant Ranni now moves to remove the separation (CIMS) classification resulting from the special condition of supervised release; in other words, this Motion appears simply to renew Defendants’ earlier request for modification. In short, the Court

continues to believe that the special condition “serves the twin purposes of protecting the public from future crime and encouraging Defendants’ rehabilitation, and is [] ‘reasonably related to’ permissible purposes of supervised release.” (Id. at 2.) See 18 U.S.C. § 3583(d)(1); USSG § 5D1.3(b). To the extent Defendant Ranni’s Motion requests an order compelling the Government “to contact appropriate regional office authorities for both parties and remove the [classification]” or to provide any other type of administrative remedy, the Court cannot grant the requested relief.

Accordingly, the Court DENIES WITHOUT PREJUDICE Defendant Ranni’s *pro se* Motion to Remove CIMS Classification (Docket # 81). As previously indicated, once Defendants commence their terms of supervised release, the Court is willing to consider a renewed motion for modification or removal of the special condition, depending on the status of each Defendant’s rehabilitation.

SO ORDERED.

/s/ George Z. Singal
United States District Judge

Dated this 22nd day of June, 2009.

Defendant (2)

VICKI RANNI

TERMINATED: 02/18/2004

represented by **VICKI RANNI**
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ATTORNEY TO BE NOTICED
Designation: CJA Appointment

Pending Counts

BANK ROBBERY BY FORCE
OR VIOLENCE in violation of
18:2113(a).
(1)

BANK ROBBERY BY FORCE
OR VIOLENCE: Attempted
armed bank robbery, in violation
of 18:2113(a), 2113(d).
(3)

VIOLENT
CRIME/DRUGS/MACHINE
GUN: Use of a firearm in relation
to a crime of violence, in violation
of 18:924(c)(1)(A)(i), and 2.
(4)

Disposition

37 months imprisonment on each
of Counts One and Three, to be
served concurrently, and on Count
Four for a term of 60 months, to
be served consecutively. 36
months supervised release on
Counts One, Three and Four, to be
served concurrently, \$300.00
special assessment, fine waived,
\$2,186.01 restitution joint and
several with co-defendant Thomas
Shafer.

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special assessment, fine waived,
\$2,186.01 restitution joint and

several with co-defendant Thomas Shafer.

Highest Offense Level (Opening)

Felony

Terminated Counts

None

Disposition

Highest Offense Level (Terminated)

None

Complaints

18:2113A.F, armed bank robbery of Fleet Bank, and aiding and abetting such conduct, 18:2113(a), (d), and 2.

Disposition

37 months imprisonment on each of Counts One and Three, to be served concurrently, and on Count Four for a term of 60 months, to be served consecutively. 36 months supervised release on Counts One, Three and Four, to be served concurrently, \$300.00 special assessment, fine waived, \$2,186.01 restitution joint and several with co-defendant Thomas Shafer.

Plaintiff

USA

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