

UNITED STATES DISTRICT COURT

for
DISTRICT OF ARIZONA

<input checked="" type="checkbox"/> FILED	<input type="checkbox"/> LODGED
<input type="checkbox"/> RECEIVED	<input type="checkbox"/> COPY
SEP 02 2008	
CLERK U S DISTRICT COURT DISTRICT OF ARIZONA	
BY	DEPUTY

United States v. Jeremy E. ANDREWS

Docket No. ~~07-04273-PO-001~~ PCT-MHB

Petition to Revoke Probation

F Sealed

COMES NOW PROBATION OFFICER Denise Rose presenting an official report on Jeremy E. ANDREWS who was placed on probation on November 27, 2007 by the Honorable Michelle H. Burns presiding in the District Court of Arizona. A five year period of probation was imposed. In addition to the general terms and conditions adopted by the court, the offender was ordered to comply with the following special conditions:

1. You are banned and not permitted to be in the jurisdiction of the Grand Canyon National Park.
2. You shall participate as instructed by the probation officer in a program of substance abuse treatment which may include testing for substance abuse. You shall contribute to the cost of treatment in an amount to be determined by the probation officer.
3. You shall abstain from all use of alcohol or alcoholic beverages.
4. Upon release from custody, you shall reside and participate in a residential treatment facility, unless discharged by the probation officer. The Court recommends placement at Native American Connections, Inc. or Crossroads.

Jeremy E. Andrews was convicted of Count 1: Driving a Revoked License, in violation of 36 C.F.R. §4.2(6) & A.R.S. §28-3473(A) and Count 2: Driving Under the Influence of Alcohol, in violation of 36 C.F.R. §4.23(a)(1), and Count 3: Refusing to Submit to Breath Test, 36 C.F.R. §4.23(c)(2), Class B misdemeanors. He was sentenced to six months prison for Count 3 and five years probation for Counts 1 and 2.

RESPECTFULLY PRESENTING PETITION FOR ACTION OF COURT FOR CAUSE AS FOLLOWS:

A. Violation of Standard Condition No. 1: You shall not commit another federal, state, or local crime during the term of supervision.

On July 28, 2008, Andrews committed the crime of Assault in violation of A.R.S. 13-1203(A)(1), a Class I misdemeanor. This matter is pending in Phoenix Municipal Court case number M-0741-3852607.

B. Violation of Special Condition No. 3: You shall abstain from all use of alcohol or alcoholic beverages.

On July 28, 2008, Andrews consumed alcohol. This is evidenced by Phoenix Police Departmental report 2008-81287667 which stated the defendant was very intoxicated, verbally abusive and uncooperative when he was arrested for committing the crime of assault/domestic violence.

AFFIDAVIT AND PETITION PRAYING THAT THE COURT WILL ORDER A WARRANT BE ISSUED

In conformance with the provision of 28 U.S.C. § 1746, I declare, under penalty of perjury, that the foregoing is true and correct to the best of my knowledge. Based on the information presented that the offender has violated conditions of supervision, I am petitioning the Court to issue a warrant.

Denise M. Rose

August 25, 2008

Denise M. Rose
U.S. Probation Officer

Date

Reviewed by

[Signature]

August 25, 2008

Dean J. Angelo
Supervisory U.S. Probation Officer

Date

ORDER OF COURT

I find there is probable cause to believe the offender has violated conditions of supervision, supported by the above affirmation given under penalty of perjury. The Court orders the issuance of a warrant. Considered and ordered this 2nd day of September, 2008 and ordered filed and made a part of the records in the above case.

Michelle Burns

The Honorable Michelle H. Burns,
U.S. Magistrate Judge

Defense Counsel:

Milagros A. Cisneros (AFPD)

RECEIVED

SEP 02 2008

U. S. PROBATION OFFICE
PHOENIX, ARIZONA

2008 SEP -2 PM 4:07
RECEIVED
US MARSHALS SERVICE
DIST-42 PHOENIX

2008 AUG 30 PM 4:05
RECEIVED
US MARSHALS SERVICE
DIST-42 PHOENIX
[Signature]