

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION  
3:04-CR-00271-RJC  
3:10-CV-00488-RJC

USA )  
 )  
 v. ) ORDER  
 )  
 NICHOLAS RAGIN )  
 \_\_\_\_\_ )

**THIS MATTER** is before the Court upon remand from the United States Court of Appeals for the Fourth Circuit for a new trial. (Case No. 3:04-cr-271, Doc. No. 548: Opinion and Judgment). With the issuance of the appellate court’s Mandate on May 3, 2016, this matter is ripe for action.

**IT IS, THEREFORE, ORDERED** that the United States Marshal have the defendant Nicholas Ragin (Reg. No. 19791-058) present in Charlotte, North Carolina forthwith, but not later than May 31, 2016 at 9:30 A.M. for a status conference in a courtroom to be designated in the Charles R. Jonas Federal Building. The case is set for trial during the June 6, 2016, term of Court, rendering the defendant’s pro se Motion to Compel Trial, (Case No. 3:10-cv-488, Doc. No. 60), **MOOT**.

**IT IS FURTHER ORDERED** that the defendant’s pro se Motion for Bail Pending Trial, (Case No. 3:04-cr-488, Doc. No. 549), is **DENIED**. The defendant has not presented evidence of a material change in circumstances to justify alteration of the Order of Detention, (Case No. 3:04-cr-271, Doc. No. 21).

**IT IS FURTHER ORDERED** that the defendant's pro se Motion to Appoint Counsel, (Case No. 3:04-cr-488, Doc. No. 550), is **GRANTED** and the Federal Defenders of Western North Carolina shall designate counsel promptly to represent the defendant for the remainder of this case, unless he retains other counsel.

**FINALLY, IT IS FURTHER ORDERED** that the defendant's pro se Motion for Transcripts at Government Expense, (Case No. 3:04-cr-488, Doc. No. 551), is **MOOT**. Transcripts of prior proceedings are already part of the record, (see e.g., Case No. 3:04-cr-271, Doc. Nos. 395-407), and will be available to appointed counsel for trial preparation.

The Clerk is directed to certify copies of this Order the defendant, defendant's counsel, the United States Attorney, the United States Marshals Service, the United States Probation Office, and the Clerk of the United States Court of Appeals for the Fourth Circuit.

Signed: May 5, 2016



Robert J. Conrad, Jr.  
United States District Judge

