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UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

KEVIN LAMAR JAMES,

Defendant.

No. SA CR 05-00214-CJC

ORDER SETTING TEMPORARY
MODIFICATION OF SUPERVISED
RELEASE CONDITIONS, BRIEFING
SCHEDULE AND SUPERVISE RELEASE
MODIFICATION HEARING

Having heard from plaintiff, the United States of America, by and through its counsel of record, Assistant United States Attorney Dennise D. Willett, and defendant, KEVIN LAMAR JAMES ("JAMES"), both individually and by and through his counsel of record, Nadine Hettle, at a hearing held before this Court on September 9, 2019, the Court hereby ORDERS AS FOLLOWS:

1. From September 18, 2019 to October 18, 2019, defendant JAMES' conditions of supervised release are modified to include the following special conditions:

a. Defendant shall comply with the rules and regulations of the United States Probation & Pretrial Services Office and General Order 18-10, excluding Condition 14 in Section I of that Order;

1 b. Defendant shall possess and/or use only those digital
2 devices and internet accounts that have been disclosed to, and
3 approved by, the Probation Office upon commencement of supervision.
4 Any changes or additions to digital devices or internet accounts are
5 to be disclosed to, and approved by, the Probation Officer prior to
6 the first use of the same. Disclosure shall include both user names
7 and passwords for all digital devices and internet accounts. Digital
8 devices include, but are not limited to, personal computers, tablet
9 computers such as iPads, mobile/cellular telephones, personal data
10 assistants, digital storage media, devices or media which can
11 provide access to electronic games, devices that can access the
12 internet, as well as any of their peripheral equipment. Internet
13 accounts include, but are not limited to, email accounts, cloud
14 storage/services accounts, social media accounts, electronic
15 bulletin boards, or other accounts on the internet;

16 c. All cellular/mobile phones, computers, computer-
17 related devices, and their peripheral equipment, used by defendant
18 shall be subject to search and seizure. This shall not apply to
19 items used at any employment site, which are maintained and
20 monitored by the employer;

21 d. Defendant shall comply with the rules and regulations
22 of the Computer Monitoring Program and shall not be responsible for
23 the cost of the Program;

24 e. Defendant shall provide the Probation Officer with
25 all billing records for any service or good relating to any digital
26 device or internet account, including those for cellular telephone,
27 cable, internet and satellite services, as requested by the
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1 Probation Officer, so that the Probation Officer can verify
2 compliance with these requirements;

3 f. Defendant shall submit his person, property, house,
4 residence, post office box, storage facility, vehicle, papers,
5 computer, cellular telephone, other electronic communication or data
6 storage devices or media, and effects to search at any time, by any
7 law enforcement officer with or without a warrant and or with or
8 without reasonable or probable cause;

9 g. As directed by the Probation Officer, defendant shall
10 provide to the Probation Officer: (1) a signed release authorizing
11 credit report inquiries; (2) federal and state income tax returns
12 and a signed release authorizing their disclosure and (3) an
13 accurate financial statement, with supporting documentation as to
14 all assets, income, expenses, and liabilities of the offender; and

15 h. Defendant shall not associate with anyone known to
16 him to be a member of Jam'iyat Ul-Islam Is-Saheeh ("JIS")
17 organization and others known to him to be participants in JIS'
18 criminal activities.

19 2. Counsel for the United States is to provide defendant's
20 counsel with copies of all reports of disciplinary actions taken
21 based on defendant's conduct while in U.S. Bureau of Prisons custody
22 from March 6, 2009 to September 9, 2019, which it intends to rely on
23 as a basis for the requested supervised release modification.

24 Counsel is to provide these documents no later than September 16,
25 2019.

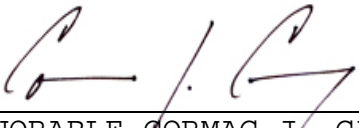
26 3. Counsel for the United States is to file the government's
27 position on the requested supervised release modifications no later
28 than September 23, 2019.

1 4. Counsel for defendant JAMES is to file the defendant's
2 position on the requested supervised release modifications no later
3 than September 30, 2019.

4 5. All parties and the United States Probation Department are
5 to appear on October 7, 2019, at 11 a.m., for hearing on this
6 matter.

7 IT IS SO ORDERED.

8
9 September 11, 2019
10 DATE


11 HONORABLE CORMAC J. CARNEY
12 UNITED STATES DISTRICT JUDGE

11 Presented by:
12 /s/
13 DENNISE D. WILLETT
14 Assistant United States Attorney

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