

United States District Court
Northern District of Ohio
 Western Division

ISSUED

UNITED STATES OF AMERICA
 V.
Maria T. Eaton

JUDGMENT IN A CRIMINAL CASE
 (For Offenses Committed On or After November 1, 1987)
Case Number: 3:03cr779-01
 Counsel For Defendant: Ann M. Barocas
 Counsel For The United States: Thomas A. Karol
 Court Reporter: Tracy Spore

THE DEFENDANT:

pleaded guilty to count 1 of the Information which was accepted by the Court.

<u>Title & Section Number(s)</u>	<u>Nature of Offense</u>	<u>Date Offense Concluded</u>	<u>Count</u>
29 USC 501(c)	Embezzlement	1/15/2002	1

The defendant is sentenced as provided in pages 2 through 6 Of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

IT IS FURTHER ORDERED that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs and special assessments imposed by this judgment are fully paid.

Defendant's Soc. Sec. No.:
 Defendant's Date of Birth:
 Defendant's USM Number:

2/9/04
 Date of Imposition of Judgment

Defendant's Residence Address:

[Signature]
 Signature of Judicial Officer

David A. Katz
 United States District Judge

Defendant's Mailing Address:

2/10/04
 Date:

I hereby certify that this instrument is a true and correct copy of the original on file in my office.
 Attest: Geri M. Smith, Clerk
 U.S. District Court
 Northern District of Ohio

By [Signature]
 Deputy Clerk

DEFENDANT: **Eaton, Maria T.**
CASE NUMBER: **3:03cr779-01**

PROBATION

The defendant is hereby placed on probation for a term of 5 years

The defendant shall report to the probation office in the district in which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.

The defendant shall not commit another federal, state, or local crime.

The defendant shall not illegally possess a controlled substance.

For offenses committed on or after September 13, 1994:

The defendant shall refrain from any unlawful use of a controlled substance. The defendant shall submit to one drug test within 15 days of release from imprisonment and at least two periodic drug tests thereafter, as directed by the probation officer.

The defendant shall not possess a firearm as defined in 18 U.S.C. § 921. (Check, if applicable.)

If this judgment imposes a fine or a restitution obligation, it shall be a condition of supervised release that the defendant pay any such fine or restitution that remains unpaid at the commencement of the term of supervised release in accordance with the Schedule of Payments set forth in the Criminal Monetary Penalties sheet of this judgment.

The defendant shall comply with the standard conditions that have been adopted by this court (set forth below).

The defendant shall also comply with the additional conditions on the attached page.

STANDARD CONDITIONS OF SUPERVISION

- 1) The defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) The defendant shall report to the probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) The defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) The defendant shall support his or her dependents and meet other family responsibilities;
- 5) The defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) The defendant shall notify the probation officer ten days prior to any change in residence or employment;
- 7) The defendant shall refrain from excessive use of alcohol;
- 8) The defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) The defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) The defendant shall permit a probation officer to visit him or her at anytime at home or elsewhere and shall permit confiscation of any contraband observed in plain view of the probation officer;
- 11) The defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) The defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) As directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

DEFENDANT: Eaton, Maria T.
CASE NUMBER: 3:03cr779-01

ADDITIONAL CONDITIONS OF PROBATION

- The defendant shall provide the probation office access to any requested financial information.
- The defendant shall reside in a community treatment center, halfway house, or similar facility for a period of _____ Days/months to begin not later than _____ . (Work/medical release privileges granted).
- The defendant shall participate in the Home Confinement Program with electronic monitoring for a period of 6 months, beginning no later than 30 days from sentencing date. The defendant is required to remain at residence unless given written permission to be elsewhere. The defendant may leave residence to work and to receive medical treatment, attend religious services and attend educational activities of her children. The defendant shall wear an electronic monitoring device, follow electronic monitoring procedures and submit to random drug/alcohol tests as specified by the probation officer. The defendant may participate in the Earned Leave Program. The defendant is not required to pay the cost of the program.
- The defendant shall participate in a program approved by the U.S. Probation Office for the treatment of alcohol and/or drug dependency which will include testing to determine if the defendant has reverted to the use of alcohol and/or drugs.
- The defendant shall participate in a mental health program approved by the U.S. Probation Office.
- The defendant shall participate in the Community Service Program operated by Court Community Service, Inc., in conjunction with the U.S. Probation Office. The defendant shall perform _____ Hours of community service without compensation at a rate of _____ Hours per year. At time of referral to the program, the defendant shall make a payment of \$150.00 payable to the Court Community Service, Inc. to cover administrative costs.
- The defendant shall not incur new credit charges or open additional lines of credit without the approval of the probation officer.
- Restitution payments shall be paid at the minimum monthly rate of 15% of defendant's gross monthly income.

DEFENDANT: Eaton, Maria T.
CASE NUMBER: 3:03cr779-01

CRIMINAL MONETARY PENALTIES

The defendant shall pay the following total criminal monetary penalties in accordance with the schedule of payments set forth on Sheet 5, Part B.

	Assessment	Fine	Restitution
Totals:	\$100.00	\$0.00	\$14,642.84

FINE

Based on a review of the defendant's financial condition as set forth in the presentence report, the Court finds that the defendant does not have the ability to pay a fine. The Court waives the fine in this case.

RESTITUTION

The defendant shall make restitution to the following payees in the amounts listed below.

Name of Payee	** Total Amount of Loss	Priority Order	Or
		Amount of Restitution Ordered	Percentage of Payment
Fidelity and Deposit Company of Maryland P.O. Box 1227 Baltimore, Maryland 21203	\$14,642.84	\$14,642.84	
Totals:	\$14,642.84	\$14,642.84	

DEFENDANT: **Eaton, Maria T.**
 CASE NUMBER: **3:03cr779-01**

SCHEDULE OF PAYMENTS

Payments shall be applied in the following order: (1) assessment; (2) restitution; (3) fine principal; (4) cost of prosecution; (5) interest; (6) penalties.

Payment of the total fine and other criminal monetary penalties shall be due as follows:

- A **Special assessment in the amount of \$100.00 is due in full immediately.**
- B **Restitution in the amount of \$14,642.84 is due and payable immediately. Any balance due shall be a condition of Supervised Release and shall be paid at a minimum monthly rate of 15% of defendant's gross monthly income.**
- C not later than _____; or
- D in installments to commence _____ day(s) after the date of this judgment. In the event the entire amount of criminal Monetary penalties imposed is not paid prior to the commencement of supervision, the U.S. probation officer shall Pursue collection of the amount due, and shall request the court to establish a payment schedule if appropriate; or
- E in(*e.g. equal, weekly, monthly, quarterly*) installments of \$ _____
 Over a period of _____ year(s) to commence _____ day(s) after the date of this judgment.

The defendant will receive credit for all payments previously made toward any criminal monetary penalties imposed.
PAYMENT IS TO BE MADE PAYABLE TO THE CLERK, U.S. DISTRICT COURT, 1716 Spielbusch Avenue, Room 114, Toledo, Ohio 43624.

Unless the court has expressly ordered otherwise in the special instructions above, if this judgment imposes a period of imprisonment, payment of criminal monetary penalties shall be due during the period of imprisonment. All criminal monetary penalty payments, except those payments made through the Bureau of Prisons' Inmate Financial Responsibility Program, are to be made as directed by the court, the probation officer, or the United States attorney.