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7 UNITED STATES DISTRICT COURT
8 FOR THE EASTERN DISTRICT OF WASHINGTON
(MAGISTRATE CYNTHIA IMBROGNO)

9 UNITED STATES,

10 Plaintiff,

11 vs.

12 TERRENCE A. KINARD,

13 Defendant.

CR-08-184-WFN

DEFENDANT'S UNCONTESTED
MOTION FOR TEMPORARY
RELEASE

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16 Defendant, Terrence Kinard, through undersigned counsel, moves the Court for an
17 order permitting Mr. Kinard to be released to his mother's home on the electronic
18 monitor from Wednesday, November 25 through Tuesday, December 1, 2009. The
19 Government does not object to this motion.

20 Mr. Kinard's mother lives in Spokane and all pertinent information will be
21 provided to the United States Probation Office for verification. Mr. Kinard has pleaded
22 guilty, pursuant to an 11(c)1(C) plea agreement to Possession of a Controlled Substance
23 with the Intent to Distribute to wit; crack cocaine.

24 Mr. Kinard is a member of a tight-knit large family which includes his two
25 daughters, their significant others, a new grandchild, two brother, two sisters and the

1 mother of his children. Of significant concern for Mr. Kinard and his siblings is the
2 health of their 80-year old mother as well as the health of his brother Stephen.

3 Many family members are coming in from out of town in order to spend the
4 Thanksgiving holiday together; Mr. Kinard would like to join them for a final family
5 meal before he begins serving, what will most likely be a lengthy period of incarceration.

6 Mr. Kinard, as noted above has very significant ties to this community and has
7 been a life long resident. His mother, Ms. Jimmie Kinard has offered her home to Mr.
8 Kinard for this release. She also offers her service to act as a third-party guardian and
9 will report any deviations from court ordered restrictions/conditions of release.

10 Ms. Kinard has a land-line in her home, therefore it should be a simple procedure
11 to implement the EM.

12 AUSA Ahmed does not object to this request. Accordingly, Mr. Kinard requests
13 an order permitting him a temporary release from custody beginning Wednesday,
14 November 25, 2009 and ending Tuesday, December 1, 2009

15 Dated this 5th day of November, 2009

17 *s/ Kimberly A. Deater*
18 Attorney for Kinard
19 505 West Riverside Avenue, Suite 500
20 Spokane, WA 99201

21 CERTIFICATE OF SERVICE

22 I hereby certify that on November 5, 2009, I electronically filed the
23 foregoing with the Clerk of the Court using the CM/ECF System which will send
24 notification of such filing to the following:

25 AUSA Ahmed
Eastern District of Washington
P.O. Box 1494
Spokane, WA 99210

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s/Kimberly Deater
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