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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

IN THE MATTER OF ADOPTION OF } GENERAL ORDER NO. 18-10
STANDARD CONDITIONS OF }
PROBATION AND SUPERVISED } (Supersedes General Order Nos. 05-
RELEASE AND SENTENCING } 02 and 01-05)
ORDERS AND CONDITIONS OF }
PROBATION AND SUPERVISED }
RELEASE PERTAINING TO }
FINANCIAL SANCTIONS }

This General Order supersedes General Order Nos. 05-02 and 01-05. IT IS HEREBY ORDERED that the Judges of the Central District of California adopt: (1) the standard conditions of probation and supervised release set forth in Section I, below, to apply in every case in which probation or supervised release is imposed; (2) the sentencing orders set forth in Section II, below, to apply in every case in which a fine or restitution has been ordered; and (3) the conditions of probation and supervised release set forth in Section III, below, to apply in every case in which probation or supervised release is imposed in addition to the imposition of a fine or restitution. The presiding judge may impose any other conditions the judge deems advisable, consistent with existing or future law, in individual cases of supervision.

I. STANDARD CONDITIONS OF PROBATION AND SUPERVISED RELEASE

- 1) The defendant must not commit another federal, state, or local crime;
- 2) The defendant must report to the probation office in the federal judicial

1 district of residence within 72 hours of imposition of a sentence of
2 probation or release from imprisonment, unless otherwise directed by the
3 probation officer;

- 4 3) The defendant must report to the probation office as instructed by the
5 court or probation officer;
- 6 4) The defendant must not knowingly leave the judicial district without first
7 receiving the permission of the court or probation officer;
- 8 5) The defendant must answer truthfully the inquiries of the probation
9 officer, unless legitimately asserting his or her Fifth Amendment right
10 against self-incrimination as to new criminal conduct;
- 11 6) The defendant must reside at a location approved by the probation officer
12 and must notify the probation officer at least 10 days before any
13 anticipated change or within 72 hours of an unanticipated change in
14 residence or persons living in defendant's residence;
- 15 7) The defendant must permit the probation officer to contact him or her at
16 any time at home or elsewhere and must permit confiscation of any
17 contraband prohibited by law or the terms of supervision and observed in
18 plain view by the probation officer;
- 19 8) The defendant must work at a lawful occupation unless excused by the
20 probation officer for schooling, training, or other acceptable reasons and
21 must notify the probation officer at least ten days before any change in
22 employment or within 72 hours of an unanticipated change;
- 23 9) The defendant must not knowingly associate with any persons engaged in
24 criminal activity and must not knowingly associate with any person
25 convicted of a felony unless granted permission to do so by the probation
26 officer. This condition will not apply to intimate family members, unless
27 the court has completed an individualized review and has determined that
28 the restriction is necessary for protection of the community or

1 rehabilitation;

- 2 10) The defendant must refrain from excessive use of alcohol and must not
3 purchase, possess, use, distribute, or administer any narcotic or other
4 controlled substance, or any paraphernalia related to such substances,
5 except as prescribed by a physician;
- 6 11) The defendant must notify the probation officer within 72 hours of being
7 arrested or questioned by a law enforcement officer;
- 8 12) For felony cases, the defendant must not possess a firearm, ammunition,
9 destructive device, or any other dangerous weapon;
- 10 13) The defendant must not act or enter into any agreement with a law
11 enforcement agency to act as an informant or source without the
12 permission of the court;
- 13 14) As directed by the probation officer, the defendant must notify specific
14 persons and organizations of specific risks posed by the defendant to
15 those persons and organizations and must permit the probation officer to
16 confirm the defendant's compliance with such requirement and to make
17 such notifications;
- 18 15) The defendant must follow the instructions of the probation officer to
19 implement the orders of the court, afford adequate deterrence from
20 criminal conduct, protect the public from further crimes of the defendant;
21 and provide the defendant with needed educational or vocational training,
22 medical care, or other correctional treatment in the most effective manner.

23 **II. STATUTORY PROVISIONS PERTAINING TO PAYMENT AND**
24 **COLLECTION OF FINANCIAL SANCTIONS**

- 25 1) The defendant must pay interest on a fine or restitution of more than
26 \$2,500, unless the court waives interest or unless the fine or restitution is
27 paid in full before the fifteenth (15th) day after the date of the judgment
28 under 18 U.S.C. §3612(f)(1). Payments may be subject to penalties for

1 default and delinquency under 18 U.S.C. §3612(g). Interest and penalties
2 pertaining to restitution, however, are not applicable for offenses
3 completed before April 24, 1996.

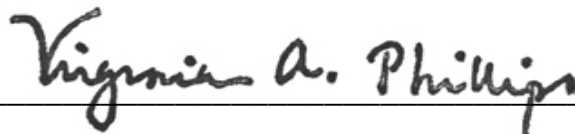
- 4 2) If all or any portion of a fine or restitution ordered remains unpaid after
5 the termination of supervision, the defendant must pay the balance as
6 directed by the United States Attorney's Office. 18 U.S.C. §3613.
- 7 3) The defendant must notify the United States Attorney within thirty (30)
8 days of any change in the defendant's mailing address or residence
9 address until all fines, restitution, costs, and special assessments are paid
10 in full. 18 U.S.C. §3612(b)(1)(F).
- 11 4) The defendant must notify the Court (through the Probation Office) and
12 the United States Attorney of any material change in the defendant's
13 economic circumstances that might affect the defendant's ability to pay a
14 fine or restitution, as required by 18 U.S.C. §3664(k). The Court may
15 also accept such notification from the government or the victim, and may,
16 on its own motion or that of a party or the victim, adjust the manner of
17 payment of a fine or restitution under 18 U.S.C. §3664(k). See also 18
18 U.S.C. §3572(d)(3) and for probation 18 U.S.C. §3563(a)(7).
- 19 5) Payments will be applied in the following order:
- 20 a. Special assessments under 18 U.S.C. §3013;
 - 21 b. Restitution, in this sequence (under 18 U.S.C. § 3664(i), all non-
22 federal victims must be paid before the United States is paid):
 - 23 Non-federal victims (individual and corporate),
 - 24 Providers of compensation to non-federal victims,
 - 25 The United States as victim;
 - 26 c. Fine;
 - 27 d. Community restitution, under 18 U.S.C. §3663(c); and
 - 28 e. Other penalties and costs.

1 **III. CONDITIONS OF PROBATION AND SUPERVISED RELEASE**
2 **PERTAINING TO FINANCIAL SANCTIONS**

- 3 1) As directed by the Probation Officer, the defendant must provide to the
4 Probation Officer: (1) a signed release authorizing credit report inquiries;
5 (2) federal and state income tax returns or a signed release authorizing
6 their disclosure and (3) an accurate financial statement, with supporting
7 documentation as to all assets, income and expenses of the defendant. In
8 addition, the defendant must not apply for any loan or open any line of
9 credit without prior approval of the Probation Officer.
- 10 2) The defendant must maintain one personal checking account. All of
11 defendant's income, "monetary gains," or other pecuniary proceeds must
12 be deposited into this account, which must be used for payment of all
13 personal expenses. Records of all other bank accounts, including any
14 business accounts, must be disclosed to the Probation Officer upon
15 request.
- 16 3) The defendant must not transfer, sell, give away, or otherwise convey any
17 asset with a fair market value in excess of \$500 without approval of the
18 Probation Officer until all financial obligations imposed by the Court have
19 been satisfied in full.

20 This General Order will be effective upon filing by the Clerk.

21 IT IS SO ORDERED.

22 

23 CHIEF UNITED STATES DISTRICT JUDGE

24
25 *Date of Approval by the Court:* October 25, 2018

26
27 *Date of Filing by the Clerk:* November 2, 2018