

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
21-SO-5

FILED
MAY 6 2021
PETER A. MOORE, JR., CLERK
US DISTRICT COURT, EDNC
DEP CLK
By SE

IN RE:)
MANDATORY AND STANDARD) STANDING ORDER
CONDITIONS OF PROBATION)
AND SUPERVISED RELEASE)

This Standing Order supersedes the Court's prior standing order regarding Mandatory and Standard Conditions of Probation and Supervised Release, Standing Order 20-SO-8. Pursuant to 18 U.S.C. §§ 3563(a), 3563(b), 3583(d), and 3553(a), the following mandatory and standard conditions of probation and supervised release are hereby approved and adopted by this Court for purposes of sentencing in all criminal cases before this Court. Unless otherwise ordered by the presiding judge, any reference in the pronouncement of a sentence to the "Standard Conditions of Supervision as adopted in the Eastern District of North Carolina" shall be deemed to refer to and incorporate the following language:

Mandatory Conditions of Probation

1. You must not commit another federal, state, or local crime.
2. You must not unlawfully possess a controlled substance.
3. You must refrain from unlawful use of a controlled substance. You must submit to one drug test within 15 days of placement on probation and at least two periodic drug tests thereafter, as determined by the court (unless waived by the court).
4. You must cooperate in the collection of DNA as directed by the probation officer (if applicable).
5. You must comply with the requirements of the Sex Offender Registration and Notification Act (34 U.S.C. § 20901, *et seq.*) as directed by the probation officer, the Bureau of Prisons,

or any state sex offender registration agency in the location where you reside, work, or are a student, or were convicted of a qualifying offense (if applicable).

6. You must participate in an approved program for domestic violence (if applicable).
7. You must make restitution in accordance with 18 U.S.C. §§ 2248, 2259, 2264, 2327, 3663, 3663A, and 3664 (if applicable).
8. You must pay the assessment imposed in accordance with 18 U.S.C. § 3013.
9. If the judgment imposes a fine, you must pay in accordance with the Schedule of Payments sheet of the judgment.
10. If a monetary penalty is ordered, you must notify the court of any material change in your economic circumstances that might affect your ability to pay restitution, fines, or special assessments.

Mandatory Conditions of Supervised Release

1. You must not commit another federal, state, or local crime.
2. You must not unlawfully possess a controlled substance.
3. You must refrain from unlawful use of a controlled substance. You must submit to one drug test within 15 days of release from imprisonment and at least two periodic drug tests thereafter, as determined by the court (unless suspended by the court).
4. You must make restitution in accordance with 18 U.S.C. §§ 3663 and 3663A or any other statute authorizing a sentence of restitution (if applicable).
5. You must cooperate in the collection of DNA as directed by the probation officer (if applicable).
6. You must comply with the requirements of the Sex Offender Registration and Notification Act (34 U.S.C. § 20901, *et seq.*) as directed by the probation officer, the Bureau of Prisons,

or any state sex offender registration agency in the location where you reside, work, or are a student, or were convicted of a qualifying offense (if applicable).

7. You must participate in an approved program for domestic violence (if applicable).


Standard Conditions of Supervision

1. You must report to the probation office in the federal judicial district where you are authorized to reside within 72 hours of the time you were sentenced or your release from imprisonment, unless the probation officer instructs you to report to a different probation office or within a different time frame.
2. After initially reporting to the probation office, you will receive instructions from the court or the probation officer about how and when you must report to the probation officer, and you must report to the probation officer as instructed.
3. You must not knowingly leave the federal judicial district where you are authorized to reside without first getting permission from the court or the probation officer.
4. You must answer truthfully the questions asked by your probation officer.
5. You must live at a place approved by the probation officer. If you plan to change where you live or anything about your living arrangements (such as the people you live with), you must notify the probation officer at least 10 days before the change. If notifying the probation officer in advance is not possible due to unanticipated circumstances, you must notify the probation officer within 72 hours of becoming aware of a change or expected change.
6. You must allow the probation officer to visit you at any time at your home or elsewhere, and you must permit the probation officer to take any items prohibited by the conditions of your supervision he or she observes in plain view.

7. You must work full time (at least 30 hours per week) at a lawful type of employment, unless the probation officer excuses you from doing so. If you do not have full-time employment you must try to find full-time employment, unless the probation officer excuses you from doing so. If you plan to change where you work or anything about your work (such as your position or your job responsibilities), you must notify the probation officer at least 10 days before the change. If notifying the probation officer at least 10 days in advance is not possible due to unanticipated circumstances, you must notify the probation officer within 72 hours of becoming aware of a change or expected change.
8. You must not communicate or interact with someone you know is engaged in criminal activity. If you know someone has been convicted of a felony, you must not knowingly communicate or interact with that person without first getting the permission of the probation officer.
9. If you are arrested or questioned by a law enforcement officer, you must notify the probation officer within 72 hours.
10. You must not own, possess, or have access to a firearm, ammunition, destructive device, or dangerous weapon (i.e., anything that was designed, or was modified for, the specific purpose of causing bodily injury or death to another person, such as nunchakus or tasers).
11. You must not act or make any agreement with a law enforcement agency to act as a confidential human source or informant without first getting the permission of the court.
12. If the probation officer determines that you pose a risk to another person (including an organization), the probation officer may require you to notify the person about the risk and you must comply with that instruction. The probation officer may contact the person and confirm that you have notified the person about the risk.

13. You must follow the instructions of the probation officer related to the conditions of supervision.

SO ORDERED this 6th day of May, 2021.


RICHARD E. MYERS II
CHIEF UNITED STATES DISTRICT JUDGE