

JAN 06 2017

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS

David J. Bradley, Clerk of Court.
By Deputy Clerk 

IN THE MATTER OF	§	GENERAL ORDER NO. 2017-01
CONDITIONS OF PROBATION	§	(SUPERSEDING GENERAL ORDER
AND SUPERVISED RELEASE	§	NO. H-1996-10)

ORDER

The Court hereby adopts the Mandatory and Standard Conditions of Supervision, as approved by the Judicial Conference, for persons placed on Probation or Supervised Release as set forth in forms AO245B, 245C and 245D.

If restitution is ordered, the defendant must make restitution as ordered by the Judge and in accordance with the applicable provisions of 18 U.S.C. §§ 2248, 2259, 2264, 2327, 3663A and/or 3664. The defendant must also pay the assessment imposed in accordance with 18 U.S.C. § 3013.

The defendant must notify the U.S. Probation Office of any material change in the defendant's economic circumstances that might affect the defendant's ability to pay restitution, fines, or special assessments.

The Court further adopts the following special conditions that the Judge may apply to the supervised person at sentencing:

Substance Abuse Treatment, Testing and Abstinence:

1. You must participate in an inpatient or outpatient substance-abuse treatment program and follow the rules and regulations of that program. The probation officer will supervise your participation in the program, including the provider, location, modality, duration, and intensity. You must pay the costs of the program if financially able.
2. You must participate in an inpatient or outpatient alcohol-abuse treatment program and follow the rules and regulations of that program. The probation officer will supervise your participation in the program, including the provider, location,

modality, duration, and intensity. You must pay the costs of the program if financially able.

3. You may not possess any controlled substances without a valid prescription. If you do have a valid prescription, you must follow the instructions on the prescription.
4. You must submit to substance-abuse testing to determine if you have used a prohibited substance, and you must pay the costs of the testing if financially able. You may not attempt to obstruct or tamper with the testing methods.
5. You may not use or possess alcohol.
6. You may not knowingly purchase, possess, distribute, administer, or otherwise use any psychoactive substances, including synthetic marijuana or bath salts, that impair a person's physical or mental functioning, whether or not intended for human consumption, except as with the prior approval of the probation officer.

Mental Health Treatment:

1. You must participate in a mental-health treatment program and follow the rules and regulations of that program. The probation officer, in consultation with the treatment provider, will supervise your participation in the program, including the provider, location, modality, duration, and intensity. You must pay the cost of the program if financially able.
2. You must take all mental-health medications that are prescribed by your treating physician. You must pay the costs of the medication if financially able.

Cognitive Behavioral Treatment:

1. You must participate in a cognitive behavioral-treatment program and follow the rules and regulations of that program. The probation officer will supervise your participation in the program, including the provider, location, modality, duration, and intensity. These programs may include group sessions led by a counselor or participation in a program administered by the probation office. [[You must pay the costs of the program.] [You must pay [\$___ per ___ (visit, week, or month)] or [___ % of the costs of the program.]]

Location Monitoring:

1. You will be monitored by the form of location monitoring technology indicated below for a period of ___ months, and you must follow the rules and regulations of the location monitoring program. [[You must pay the costs of the program.] [You must pay [\$___ per ___ (e.g., week, month)] or [___ % of the costs of the program.]]

Location monitoring technology at the discretion of the probation officer

Radio Frequency (RF) Monitoring

GPS Monitoring (including hybrid GPS)

Voice Recognition

This form of location monitoring technology will be used to monitor the following restriction on your movement in the community:

You are restricted to your residence every day from _____ to _____ (Curfew).

You are restricted to your residence at all times except for employment; education; religious services; medical, substance abuse, or mental health treatment; attorney visits; court appearances; court-ordered obligations; or other activities as pre-approved by the officer (Home Detention).

You are restricted to your residence at all times except for medical necessities and court appearances or other activities specifically approved by the court (Home Incarceration).

You must comply with the following condition: _____.

Intermittent Confinement:

1. You must serve a total of _____ days of intermittent confinement. The intermittent confinement shall be served for _____ consecutive (weekends or days) at the _____ facility beginning on (day), (date) at (time) and ending on (day), (date), no later than (time). You must follow the rules and regulations of the _____ facility.

Immigration Related Requirements:

1. You must [immediately report, continue to report, or surrender] to U.S. Immigration and Customs Enforcement and follow all their instructions and reporting requirements until any deportation proceedings are completed. If you are ordered deported from the United States, you must remain outside the United States unless legally authorized to reenter. If you reenter the United States, you must report to the nearest probation office within 72 hours after you return.
2. You must seek proper documentation from U.S. Immigration and Customs Enforcement authorizing you to work in the United States.

This order supersedes General Order No. H-1996-10, which is hereby rescinded.

ORDERED this 6th day of January, 2017



LEE H. ROSENTHAL
CHIEF JUDGE