

U.S. DISTRICT COURT
MIDDLE DISTRICT OF LOUISIANA

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF LOUISIANA

FILED DEC 22 1998

RICHARD T. MARTIN
CLERK

IN THE MATTER OF FORFEITURE :
OF COLLATERAL IN LIEU OF : GENERAL ORDER # 98-10
APPEARANCE IN CERTAIN :
PETTY OFFENSE CASES :

ORDER

Pursuant to Federal Rules of Criminal Procedure 58(d)(1), it is hereby ordered that:

In the interest of justice, efficient court administration, and effective law enforcement concerning the petty offenses listed below, occurring within the territorial jurisdiction of the United States District Court for the Middle District of Louisiana, collateral in the amount prescribed below may be posted in lieu of the appearance of the offender;

Upon the election of the person charged with such an offense to post said collateral in lieu of appearance before the United States Magistrate Judge for trial of said offense, the collateral in the amount listed below opposite the offense shall be forfeited to the United States. The posting of such collateral shall signify that the offender neither contests the charge nor requests a hearing before the United States Magistrate Judge, and said collateral shall be administratively forfeited to the United States. If the collateral is forfeited, such action shall be tantamount to a finding of guilty.

There shall be maintained in the office of the Clerk a current list of the petty offenses and fines applicable thereto

for which collateral may be accepted;

Pursuant to the foregoing provisions, the offenses for which collateral may be posted in lieu of the appearance of the person charged therewith are:

See Attachment No. 1

Nothing in the above schedule of violations is meant to preclude a federal officer or official from filing a complaint against a violator and having that violator appear before an appropriate magistrate. If a person charged with an offense in the attached sections of the Schedule of this rule fails to post and forfeit collateral, any punishment, including fine, imprisonment, or probation may be imposed within the limits established by law upon conviction by plea or after trial.

This Order shall constitute the Court's policies with regard to collateral forfeiture in the listed petty offense matters and shall supplant any previous orders in that regard.

Baton Rouge, Louisiana, this 21 day of December,
1998.

BY THE COURT:

Frank J. Polozola

FRANK J. POLOZOLA, CHIEF JUDGE
UNITED STATES DISTRICT COURT

John V. Parker

JOHN V. PARKER
UNITED STATES DISTRICT JUDGE

Ralph E. Tyson

RALPH E. TYSON
UNITED STATES DISTRICT COURT

Attachment No. 1

COLLATERAL FINE SCHEDULE
RUSSELL B. LONG FEDERAL BUILDING
40 U.S.C. SEC 318

41 C.F.R. 101.20.312

| | | |
|-----|---|----------|
| 312 | Failure to comply with signals and directions of guards or posted traffic signs. | \$25.00 |
| | Blocking entrances, driveways, walks, loading platforms, or fire hydrants | \$25.00 |
| | Parking in spaces posted as reserved or restricted without authority to do so. | |
| | First Offense | \$25.00 |
| | Second Offense | \$50.00 |
| | Parking in no-parking areas, lanes or crosswalks so posted or marked by yellow borders or yellow stripes | \$25.00 |
| | Parking continuously in excess of 18 hours | \$15.00 |
| | Parking in spaces, areas or lanes bordered in red or posted as Fire Lane, or parking within 15 feet of a fire hydrant | \$25.00 |
| | Failure to come to a complete stop at a Stop Sign | \$25.00 |
| | Failure to yield to a pedestrian in a marked and posted crosswalk | \$25.00 |
| | Driving in the wrong direction on a posted one-way street | \$25.00 |
| | Operation of a vehicle in a reckless or unsafe manner, drag racing, overriding curbs, or leaving the roadway | \$100.00 |
| | Fail to yield the right-of-way to other vehicles | \$25.00 |