UNITED STATES DISTRICT COURT

MIDDLE DISTRICT OF LOUISIANA

IN RE: SCHEDULE OF FIXED SUMS FOR PETTY OFFENSES COMMITTED ON FEDERAL COURTHOUSE PROPERTY

GENERAL ORDER NO. 2016- 17

ORDER

Pursuant to Federal Rule of Criminal Procedure 58(d)(1), the Court may adopt a local rule for petty-offense and other misdemeanor cases to "accept a fixed-sum payment in lieu of the defendant's appearance and end the case." Fed. R. Crim. P. 58(d)(1). This Court's Local Criminal Rule 58(a)(1) establishes that the "offenses named in the Schedule of Offenses designated by the Court may be disposed of by payment of the fixed sum provided in the schedule in lieu of a personal appearance before a Magistrate Judge." M.D. La. LcrR 58(a)(1). The Court instituted the current Schedule of Offenses through General Order Number 1998-10.

Accordingly,

IT IS ORDERED that **General Order Number 1998-10**, entered December 22, 1998, is **AMENDED**.

IT IS FURTHER ORDERED that the **Schedule of Fixed Sums for Petty Offenses Committed on Federal Courthouse Property**, attached hereto, is **ADOPTED** by this Court.

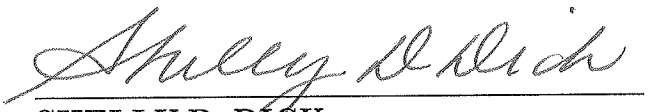
IT IS FURTHER ORDERED that in the interest of justice, efficient court administration, and effective law enforcement concerning the petty offenses listed in the Schedule of Fixed Sums for Petty Offenses Committed on Federal Courthouse Property ("Schedule") occurring within the territorial jurisdiction of the United States District Court for the Middle District of Louisiana, collateral in the amount prescribed in the Schedule may be posted in lieu of the appearance of the offender. Upon the election of the person charged with such an offense to post such collateral in lieu of an appearance before the United States Magistrate Judge for trial of that offense, the collateral in the amount listed in the Schedule 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 such collateral shall be administratively forfeited to the United States. If the collateral is forfeited, such action shall be tantamount to a finding of guilty. Nothing in the Schedule is meant to preclude a federal officer or official from filing a complaint against a violator and having that violator appear before a United States Magistrate Judge. If the person charged with an offense listed in the Schedule 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.

IT IS FURTHER ORDERED that the Clerk of Court shall make this Schedule available for public inspection at the Russell B. Long Federal Building and

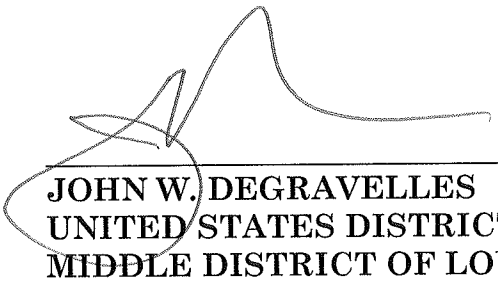
United Sates Courthouse and shall make this Schedule available electronically on the Court's website.

Baton Rouge, Louisiana, this 30th day of November, 2016.

BRIAN A. JACKSON, CHIEF JUDGE
UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF LOUISIANA



SHELLY D. DICK
UNITED STATES DISTRICT JUDGE
MIDDLE DISTRICT OF LOUISIANA



JOHN W. DEGRAVELLES
UNITED STATES DISTRICT JUDGE
MIDDLE DISTRICT OF LOUISIANA

ATTACHMENT NO. 1

SCHEDULE OF FIXED SUMS FOR PETTY OFFENSES COMMITTED ON FEDERAL COURTHOUSE PROPERTY

RULES AND REGULATIONS
GOVERNING CONDUCT ON FEDERAL COURTHOUSE PROPERTY
FEDERAL MANAGEMENT REGULATION
DEPARTMENT OF HOMELAND SECURITY - FEDERAL PROTECTIVE SERVICE

Title 41, Code of Federal Regulations

SECTION	VIOLATION	FINE IN LIEU OF APPEARANCE
PART 102-74 GENERAL PROVISIONS		
Subpart C		
370	Refusal to permit inspection of packages, briefcases, and other containers.	$100.00
375	Failure to comply with restrictions on entry upon federal property or to display credentials when requested.	$200.00
380(a)	Improperly disposing of rubbish on property.	$200.00
380(b)	Willfully destroying or damaging property.	**MANDATORY APPEARANCE**
380(c)	Stealing property.	**MANDATORY APPEARANCE**
380(d)	Creating any hazard on property to persons or things.	$250.00
380(e)	Throwing articles of any kind from or at a building or climbing upon statues, fountains, or any part of the building.	$250.00
385	Failure to comply with official signs of a prohibitory, regulatory, or directory nature and with the lawful direction of federal police officers.	$200.00
390(a)	Creating a loud or unusual noise or a nuisance.	$200.00

390(b)	Unreasonably obstructing the usual use of entrances, foyers, lobbies, corridors, offices, elevators, stairways, or parking lots.	$200.00
390(c)	Impeding or disrupting the performance of official duties by Government employees.	**MANDATORY APPEARANCE**
390(d)	Preventing the general public from obtaining the administrative services provided on the property in a timely manner.	**MANDATORY APPEARANCE**
395	Gambling on federal property.	$200.00
395(a)	Participating in games for money or other personal property.	$200.00
395(b)	Operating gambling devices.	$200.00
395(c)	Conducting a lottery or pool.	$200.00
395(d)	Selling or purchasing of numbers tickets.	$200.00
400(a)	Being under the influence, using, or possessing any narcotic drugs, hallucinogens, marijuana, barbiturates, or amphetamines.	**MANDATORY APPEARANCE**
400(b)	Operating a motor vehicle on the property while under the influence of alcoholic beverages, narcotic drugs, hallucinogens, marijuana, barbiturates, or amphetamines.	**MANDATORY APPEARANCE**
405	Being under the influence or using alcoholic beverages.	$150.00
410	Soliciting alms (including money and non-monetary items) or commercial or political donations; vending merchandise of all kinds; displaying or distributing commercial advertising; or collecting private debts.	$150.00
415(a)	Distributing free samples of tobacco products in or around federal buildings.	$75.00
415(b)	Posting or affixing materials, such as pamphlets, handbills, or flyers, on bulletin boards or elsewhere on GSA controlled property, except as authorized.	$75.00

415(c)	Distributing materials, such as pamphlets, handbills, or flyers, without permission.	$75.00
420	Photographs in violation of security regulations, rules, orders, or a federal court order.	$150.00
425	Bringing dogs or other animals on federal property for other than official business, except seeing eye dogs, other guide dogs, and animals used or being trained to guide or assist handicapped persons.	$100.00
430(a)	Failure to drive in a careful and safe manner at all times.	$200.00
430(b)	Failure to comply with the signals and directions of federal police officers or other authorized individuals.	$200.00
430(c)	Failure to comply with all posted traffic signs.	$50.00
430(d)	Failure to comply with any additional posted traffic directives approved by the GSA Regional Administrator.	$100.00
430(e)	Blocking entrances, driveways, walks, loading platforms, or fire hydrants.	$100.00
430(f)	Parking on federal property without a permit, parking without authority, parking in unauthorized locations or in locations reserved for other persons, or parking contrary to the direction of posted signs. (Vehicles parked in violation, where warning signs are posted, are subject to removal at the owner's risk and expense.)	$100.00
435	Carrying or possessing explosives, or items intended to be used to fabricate an explosive or incendiary device, either openly or concealed.	**MANDATORY APPEARANCE**
440	Unauthorized possession of firearms or other dangerous weapons in federal facilities and federal court facilities. (The term "dangerous weapon" means a weapon, device, instrument, material, or substance, animate or inanimate, that is used for, or is readily capable of, causing death or serious bodily injury, except that such term does not include a pocket knife with a blade of less than 2½ inches in length.)	**MANDATORY APPEARANCE**

445	Discrimination because of race, creed, religion, age, sex, color, disability, or national origin.	$250.00