

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

United States District Court
Southern District of Texas
FILED

JUN 20 2011

David J. Bradley, Clerk of Court

UNITED STATES OF AMERICA

Plaintiff,

v.

FERNANDO MAYA BASURTO,

Defendant

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§
§
§
§

No. H-09-325

AGREED MOTION TO SET BAIL

Fernando Maya Basurto, Defendant, files this, Motion to Set Agreed Bail.

I.

Agreement

The Parties have agreed to conditions of release pending sentencing and request the Court to set bail pursuant to that agreement. The Government withdraws its Motion to Detain and has obtained the attached I-94 parole document which allows Mr. Basurto to reside in the United States pending sentencing to fulfill his cooperation agreement.

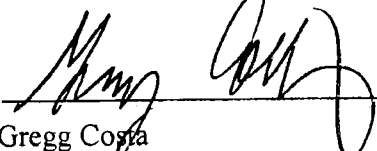
II.

Agreed Conditions

The Parties have agreed to a Personal Recognizance bond with the usual condition of release as established by pretrial service, plus electronic monitoring and travel restrictions; specifically that Basurto not allowed to travel to Mexico, but that he be allowed to travel within the Southern District of Texas. All costs of electronic monitoring are to be paid by Mr. Basurto.


Mr. Basurto requests that this Court approve the Parties' agreement and set bond as requested.

APPROVED AND AGREED TO:



Gregg Costa
Assistant U.S. Attorney

Respectfully submitted,



William G. Rosch III
Attorney for Defendant
State Bar No. 17247200
4605 Post Oak Place Dr., Suite 224
Houston, Texas 77027
713-851-2000

DEPARTMENT OF HOMELAND SECURITY U.S. Customs and Border Protection

Welcome to the United States I-94 Arrival/Departure Record Instructions

This form must be completed by all persons except U.S. Citizens, returning resident aliens, aliens with immigrant visas, and Canadian Citizens visiting or in transit

Type or print legibly with pen in ALL CAPITAL LETTERS. Use English. Do not write on the back of this form.

This form is in two parts. Please complete both the Arrival Record (Items 1 through 17) and the Departure Record (Items 18 through 21)

When all items are completed, present this form to the CBP Officer.

Item 9 - If you are entering the United States by land, enter LAND in this space. If you are entering the United States by ship, enter SEA in this space.

5 U.S.C. § 552(a)(3); Privacy Act Notice: Information collected on this form is required by Title 8 of the U.S. Code, including the INA (8 U.S.C. 1103, 1187), and 8 CFR 235.1, 264, and 1235.1. The purposes for this collection are to give the terms of admission and document the arrival and departure of nonimmigrant aliens to the U.S. The information collected on this form may be made available to other government agencies for law enforcement purposes or to assist DHS in determining your admissibility. All nonimmigrant aliens seeking admission to the U.S., unless otherwise exempted, must provide this information. Failure to provide this information may deny you entry to the United States and result in your removal.

CBP Form I-94 (05/08) OMB No. 1651-0111

Arrival Record

Admission Number

379124333 25

U.S. DEPARTMENT OF HOMELAND SECURITY PAROLED Until 31 MAY 2012 Purpose: Significant Public Benefit 36500

1. Family Name: BIASURTO MAYA; 2. First (Given) Name: Fernando; 4. Country of Citizenship: MEXICO; 5. Sex (Male or Female): MALE; 6. Passport Issue Date (DD/MM/YY): 12/01/01; 7. Passport Expiration Date (DD/MM/YY): 12/01/11; 8. Passport Number: 01370000191; 9. Airline and Flight Number: AA 1066; 10. Country Where You Live: MEXICO; 11. Country Where You Boarded: MEXICO; 12. City Where Visa Was Issued: MEXICO CITY; 13. Date Issued (DD/MM/YY): 11/02/05

CBP Form I-94 (05/08) OMB No. 1651-0111

DEPARTMENT OF HOMELAND SECURITY U.S. Customs and Border Protection

Departure Record

Admission Number

379124333 25

U.S. DEPARTMENT OF HOMELAND SECURITY PAROLED Until 31 MAY 2012 Purpose: Significant Public Benefit 36500

18. Family Name: BIASURTO MAYA; 19. First (Given) Name: FERNANDO; 20. Birth Date (DD/MM/YY): 22/11/61; 21. Country of Citizenship: MEXICO

CBP Form I-94 (05/08)

See Other Side

STAPLE HERE

THIS SIDE FOR GOVERNMENT USE ONLY
Primary Inspection

Applicant's Name _____

Date Referred _____ Time _____ Insp # _____

Reason Referred

21CA PP Visa Parole L-1 TWOV

Other _____

Secondary Inspection

End Secondary Time _____ Insp # _____

Disposition _____

22. Occupation	23. Waivers
24. CIS A Number A-88-878-585	25. CIS FCO
26. Petition Number	27. Program Number
28. <input type="checkbox"/> Bond	29. <input type="checkbox"/> Prospective Student

30. Itinerary/Comments
HFO REPAROLE

31. TWOV Ticket Number

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Paperwork Reduction Act Statement: An agency may not conduct or sponsor an information collection and a person is not required to respond to this information unless it displays a current valid OMB control number. The control number for this collection is 1651-0111. The estimated average time to complete this application is 8 minutes per respondent. If you have any comments regarding the burden estimate you can write to U.S. Customs and Border Protection, Asset Management, 1300 Pennsylvania Avenue, NW, Washington DC 20229

Warning A nonimmigrant who accepts unauthorized employment is subject to deportation.
Important! Retain this permit in your possession; *you must surrender it when you leave the U.S.*
Failure to do so may delay your entry into the U.S. in the future.
You are authorized to stay in the U.S. only until the date written on this form. To remain past this date, without permission from Department of Homeland Security authorities, is a violation of the law.
Surrender this permit when you leave the U.S.:

- By sea or air, to the transportation line;
- Across the Canadian border, to a Canadian Official;
- Across the Mexican border, to a U.S. Official.

Students planning to reenter the U.S. within 30 days to return to the same school, see "Arrival-Departure" on page 2 of Form I-20 prior to surrendering this permit.

Record of Changes

A88-878-585
HFO REPAROLE

Departure Record

Port: _____

Date: _____

Carrier: _____

Flight No./ Ship Name: _____