

**IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF MISSOURI
CENTRAL DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

v.

LEONARD JEROME WILSON,

Defendant.

No. 17-04106-01-CR-C-SRB

**GOVERNMENT’S MOTION FOR PRETRIAL DETENTION
AND CONTINUANCE OF HEARING DATE**

COMES NOW the United States of America, by and through Timothy A. Garrison, the United States Attorney for the Western District of Missouri, and moves the Court, pursuant to Title 18, United States Code, Section 3142, to detain the defendant, Leonard Jerome Wilson, without bond pending trial on the instant matter. The Government also moves for a continuance of three (3) days for a hearing on this Motion as provided in Title 18, United States Code, Section 3142(f).

A. Grounds for the Motion

In support of the motion to detain, the Government asserts as follows:

(1) There is probable cause to believe that the defendant committed two felonies, as an Indictment was returned on or about December 21, 2017, charging the defendant with receipt/distribution of child pornography, in violation Title 18, United States Code, Section 2252(a)(2) (Count 1); and possession of child pornography, in violation Title 18, United States Code, Section 2252(a)(4)(B) (Count 2).

(2) As charged in Count 1, the defendant faces a minimum term of imprisonment of five (5) years, a maximum term of imprisonment of twenty (20) years, and a fine of up to \$250,000.

(3) The Indictment charges the defendant with a felony “involving a minor victim under section 2252(a)(2).” 18 U.S.C. § 3142(f)(1)(E).

(4) The Government hereby requests that the Court hold a hearing to determine whether any condition or combination of conditions will reasonably assure the appearance of the defendant, the safety of any other person, or the safety of the community. 18 U.S.C. § 3142(f)(1)(E).

(5) Moreover, the Government asserts that the particular facts of this investigation show that the defendant is a danger to the community, that he is not amenable to supervision, and is a flight risk. Specifically, the law enforcement discovered the charged images during the forensic analysis of the defendant’s cellular telephone as part of a larger investigation of hands-on sexual abuse by the defendant.

(6) The defendant is currently charged with fourth degree child molestation, furnishing pornography or attempting to furnish pornography to a minor, and stalking in Case Number 17CM-CR02087-01. The defendant is charged in a separate case with two counts of second degree statutory sodomy and fourth degree child molestation in Case Number 17CM-CR02541. These cases involve two separate minor children, and the victims in both cases report that the conduct occurred while the defendant was on duty as a deputy sheriff in his patrol car while he was in uniform.

(7) Additionally, the defendant no longer resides in the State of Missouri and has very few ties to the area.

(8) The Government submits that there is clear and convincing evidence that there are no conditions which the Court could place on the defendant’s release which would reasonably assure his future appearance in Court and the safety of the community. *See* 18 U.S.C. §

3142(g)(1). Among the factors the Court may consider are: (1) the nature and circumstances of the offense, including whether the offense involves minor; (2) the weight of the evidence; (3) the history and characteristics of the defendant, including character, lack of employment, past conduct, criminal history, history related to drug or alcohol abuse, whether the defendant was on probation/parole at the time of the arrest or when the offense occurred, his conduct while on release on earlier charges, and also while confined; and (4) the nature and seriousness of the danger to the community to any person a release of the defendant might pose. Because of all these considerations and more, the Government requests that a detention hearing be held and that the defendant be detained. *See generally, United States v. Sazenski*, 806 F.2d 846, 848 (8th Cir. 1986); *United States v. Warren*, 787 F.2d 1237, 1338 (8th Cir. 1986).

(9) The Government reserves the right at the hearing to further expand its claims that the defendant is both a risk of flight and a danger to the community, and that no conditions or set of conditions can ensure his appearance or the community's safety. The Government may file an additional motion detailing additional factors once the pretrial report has been completed, and the defendant's criminal history is more particularly set forth.

(10) The Government requests three (3) days to prepare for the hearing to be set pursuant to the instant motion. *See* 18 U.S.C § 3142(f). The defendant can ask for additional time. *Id.*

B. Relief: Request for Detention.

For all of the reasons set forth above, the Government requests that the Court detain the defendant without bond based on dangerousness and risk of flight, and find that no condition or set of conditions can both assure the defendant's appearance at trial and the safety of the community.

