Jeffrey T. Hammerschmidt, #131113
Mark A. Broughton, #079822
Laura M. Bragg, #272052
HAMMERSCHMIDT BROUGHTON LAW CORPORATION
2445 Capitol Street, Suite 150
Fresno, CA 93721
Tel: (559) 233-5333
Fax: (559) 485-3852

Attorney for Defendant, Caleb Cole

IN THE UNITED STATES DIRSTICT COURT FOR THE

EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA Plaintiff, vs. CALEB COLE Defendant	Case No.: 1:11-cr-00026-LJO-10 **STIPULATION AND ORDER REGARDING MODIFICATION OF PRE-TRIAL RELEASE CONDITIONS OF DEFENDANT CALEB COLE**

IT IS HEREBY STIPULATED by and between Jeffrey T. Hammerschmidt, attorney for defendant CALEB COLE, and Stanley Boone, Assistant United States Attorney, that the pre-trial release conditions be modified as follows:

1. **Alcohol restriction**

The parties agree that the condition that Mr. Cole is not to consume any alcohol and that he is to breath into a breathalyzer machine every evening at 9:00 p.m. should be removed at this time. However, if there becomes an issue with alcohol, such as that Mr. Cole commits an offense or violates another condition of pre-trial release while he is under the influence of alcohol, the Government will move that Mr. Cole be immediately detained.

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AUTHENTICATED U.S. GOVERNMENT INFORMATION GPO

The Pre-Trial Services officer does not object to these terms.

Respectfully submitted,

Dated: April 19, 2011

/s/ Jeffrey T. Hammerschmidt
JEFFREY T. HAMMERSCHMIDT
Attorney for Caleb Cole

Dated: April 19, 2011

/s/ Stanley Boone
STANLEY BOONE
Assistant United States Attorney

ORDER

The pre-trial release conditions that Mr. Cole is not to consume any alcohol and that he is to breath into a breathalyzer machine every evening at 9:00 p.m. shall be removed.

IT IS SO ORDERED.

Dated: **April 19, 2011**

/s/ Lawrence J. O'Neill
UNITED STATES DISTRICT JUDGE