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 UNITED STATES OF AMERICA

10 UNITED STATES DISTRICT COURT  
 11 FOR THE CENTRAL DISTRICT OF CALIFORNIA  
 12

13 UNITED STATES OF AMERICA,  
 14 Plaintiff,  
 15 v.  
 16 LEROY BACA,  
 17 Defendant.  
 18

No. CR 16-66 (A) - PA

ORDER SETTING SURRENDER DATE

19 The Court has read and considered the government's ex parte  
 20 application for an order setting a date by which defendant Leroy Baca  
 21 must surrender to the custody of the United States Bureau of Prisons  
 22 ("BOP"). The Court hereby finds that such an order is appropriate  
 23 for the following reasons:

- 24 (1) Defendant committed his offenses of conviction in 2011 and  
 25 2013. He was originally charged in February 2016--nearly  
 26 four years ago--and was convicted by jury in March 2017--  
 27 nearly three years ago.  
 28

1 (2) In May 2017, this Court sentenced defendant to a 36-month  
2 term of incarceration. However, defendant has remained on  
3 bond throughout the pendency of his criminal prosecution  
4 and appeal. He has not yet served any portion of his  
5 custodial sentence.

6 (3) On January 13, 2020, the United States Supreme Court denied  
7 defendant's petition for a writ of certiorari. Defendant's  
8 convictions are now final. There is no basis for defendant  
9 to continue to remain on bond.

10 Accordingly, the Court grants the government's application and  
11 orders that defendant surrender to the custody of the BOP by noon on  
12 or before the 21st day following the issuance of the mandate by the  
13 Ninth Circuit Court of Appeals.

14 IT IS SO ORDERED.

15  
16 January 15, 2020

17 DATE

18  
19   
20 \_\_\_\_\_  
21 HONORABLE PERCY ANDERSON  
22 UNITED STATES DISTRICT JUDGE

23 Presented by:

24 

25 \_\_\_\_\_  
26 Brandon D. Fox  
27 Assistant United States Attorney  
28 Chief, Criminal Division