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5 If you would stand with your client, please.

6 The Court has considered the statement of the parties,
7 the advisory pre-sentence investigation report as modified at
8 this hearing, which contains the advisory guidelines and the
9 statutory factors set forth in Title 18 United States Code,
10 Section 3553(a).

11 It is the finding of the Court that the defendant is
12 not able to pay a fine as well as restitution. Restitution is
13 mandatory and shall be ordered in this case and shall be
14 imposed.

15 Pursuant to the Sentencing Reform Act of 1984, it is
16 the judgment of the Court that the defendant, Rodolfo Urra, is
17 hereby committed to the custody of the United States Bureau of
18 Prisons to be imprisoned for 27 months as to Count Four.

19 It is further ordered that pursuant to Title 18,
20 United States Code, Section 3664(d)5, the victims' losses are
21 not yet ascertainable. I have found that restitution is due
22 and owing, and that the Court shall; therefore, set a date for
23 the final determination of the victims' losses.

24 Once restitution is determined, it is further ordered
25 that the defendant shall pay joint and several restitution with

1 the co-defendants in this case. During the period of
2 incarceration, payment shall be made as follows: If the
3 defendant earns wages in the Federal Prison's Industry job,
4 then he must pay 50 percent of wages earned toward the
5 financial obligations imposed by this judgment in the criminal
6 case.

7 If the defendant does not work in the Federal Prison's
8 Industry job, he must pay a minimum of \$25 per quarter towards
9 the financial obligations imposed in this order.

10 Upon release of incarceration, the defendant shall pay
11 restitution at the rate of ten percent of monthly gross
12 earnings until such time as the Court may alter that payment
13 schedule in the interest of justice.

14 The United States Bureau of Prisons, the United States
15 Probation Office and the United States Attorney's Office shall
16 monitor the payment of restitution and report to the Court any
17 material change in the defendant's ability to pay. These
18 payments do not preclude the government and Probation Office
19 from using any other anticipated or any suspected financial
20 gains, assets or income of the defendant to satisfy the
21 restitution obligations.

22 Restitution shall be made payable to the Clerk, United
23 States Courts forwarded to the United States Clerk's Office,
24 Attention: Financial Section, 400 No. Miami Avenue, Room 8N09
25 Miami, Florida 33128. Restitution will then be forwarded by

1 the Clerk of the Court to the victims.

2 Upon release from imprisonment, the defendant shall be
3 placed on supervised release for a term of three years as to
4 Count Four.

5 Within 48 hours of release from the custody of the
6 United States Bureau of Prisons, the defendant shall report in
7 person to the Probation Office in the district to where he is
8 released.

9 While on supervised release, the defendant shall not
10 commit any federal, state or local crimes. He shall be
11 prohibited from possessing a firearm or other dangerous device.
12 He shall not possess a controlled substance. He shall
13 cooperate in the collection of DNA and shall comply with the
14 mandatory and stated conditions of supervised release that have
15 been adopted by this Court with the following special
16 conditions:

17 At the completion of the defendant's term of
18 imprisonment, the defendant shall be surrendered to the United
19 States Immigration and Customs Enforcement for removal
20 proceedings consistent with the Immigration and Nationality
21 Act.

22 If the defendant is removed or if he voluntarily
23 leaves the United States, he shall not reenter the United
24 States without the prior expressed written permission of the
25 Secretary of Homeland Security. The term of supervised release

1 period shall be nonreporting while the defendant resides
2 outside the United States.

3 If the defendant should receive the prior expressed
4 written permission of the Secretary of Homeland Security and
5 reenter the United States within the term of the supervised
6 release period, he is to report to the nearest United States
7 Probation Office in the district where he reenters within 48
8 hours of his arrival.

9 There will be no travel outside the Southern District
10 of Florida until such time as all restitution is fully paid.

11 The defendant shall submit to a search of his person
12 or property conducted in a reasonable manner and at a
13 reasonable time by the United States Probation Officer.

14 The defendant shall provide complete access to
15 financial information including disclosure of all business and
16 personal finances to the United States Probation Officer.

17 The defendant shall not apply for solicit or incur any
18 further debt, including but not limited to loans, lines of
19 credit, credit card charges either as a principal, or a
20 cosigner as an individual, or through any corporate entity
21 without first obtaining prior written permission from the
22 United States Probation Officer.

23 The defendant shall not own, operate, act as a
24 consultant, be employed in, or participate in any manner in any
25 related concern or employment which would allow him access to

17 cargo shipments during the period of supervised release.

18 If the defendant has any unpaid amount of restitution
19 or special assessments, he shall notify the Probation Officer
20 of any material change in his economic circumstances that might
21 affect his ability to pay.

22 It is further ordered that the defendant shall pay to
23 the United States a special assessment of \$100, which shall be
24 due immediately.