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IN THE UNITED STATES DISTRICT COURT

FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA, Plaintiff, v. LEO TORRES, Defendant.	MAG 07-0207-KJM STIPULATION AND ORDER MODIFYING CONDITIONS OF RELEASE

1. REASONS FOR REQUESTED MODIFICATION:

On July 3, 2007, the Court ordered the defendant released on a $200,000 bond, $100,000 secured by the defendant's property (2333 Olive St., Dos Palos, [Merced County] California 93620) and another $100,000 unsecured appearance bond cosigned by his wife, sister, and brother-in-law under the conditions stated in the record. The unsecured bond has been signed and will be filed on July 12, 2007. However, preliminary valuations of defendant's property (his residence) show its value has fallen

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substantially and his equity has decreased to less than $50,000. This is due to a general decline in property values in the area.

Defendant's sister and brother-in-law, Alejandro and Marisela Dieguez are willing to pledge their residence located at 55 Geil St., Salinas [Monterey County], California 93901 to secure defendant's release. They are confident their equity exceeds the $100,000 ordered by the court. In addition, they have signed the unsecured appearance bond.

A modification of the conditions of release is acceptable to the government and pretrial services. Counsel for the government has authorized defense counsel to sign the stipulation on his behalf.

2. STRIPULATION:

IT IS HEREBY STIPULATED BY THE PARTIES THAT the property of defendant's sister and brother-in-law located at 55 Giel St., Salinas, California 93901, may be used in place of defendant's property for the $100,000 secured bond required by the court for defendant's release. In the event the equity of this property is found to be less than $100,000, a combination of this property and defendant's property may be used to satisfy the secured bond requirement. All other conditions of release remain in effect.

DATED: July 11, 2007

Signature on original

Robert J. Peters
Attorney for Defendant

Signature on original

Jason Hitt
Assistant U.S. Attorney

3. ORDER:

GOOD CAUSE APPEARING, the above stipulation is approved. The Dieguez' property described in the stipulation may be used to secure defendant's release. If the equity in that residence is found to be less than $100,000, a combination of the Dieguez' property and defendant's property may be used to secure his release.

All other conditions of release as stated in the record remain in full force and effect.

DATED: July 12, 2007

EDMUND F. BRENNAN
UNITED STATES MAGISTRATE JUDGE