

PROB 12B
(7/93)

United States District Court
for
District of New Jersey
Request for Modifying the Conditions or Term of Supervision
with Consent of the Offender
(Probation Form 49, Waiver of Hearing is Attached)

Name of Offender: Andrew Binkowski

Cr.: 04-00389-001
PACTS #: 37805

Name of Sentencing Judicial Officer: THE HONORABLE ROBERT B. KUGLER
UNITED STATES DISTRICT JUDGE

Date of Original Sentence: 09/23/2004

Original Offense: Bank Robbery; 18 U.S.C. 2113(a) and 2

Original Sentence: 170 months imprisonment, 3 years supervised release

Special Conditions: Drug/alcohol testing and treatment; mental health treatment, financial disclosure, no new debt, DNA collection, \$1,556 restitution, \$100 Special Assessment

Type of Supervision: Supervised Release

Date Supervision Commenced: 9/28/2016

PETITIONING THE COURT

- ☐ To extend the term of supervision for ____ years, for a total term of ____ years.
- ☒ To modify the conditions of supervision as follows:

RESIDENTIAL REENTRY CENTER PLACEMENT (6 MONTHS)

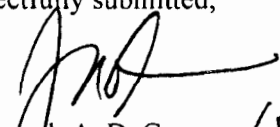
You shall reside for a period of 6 months in a community corrections center, halfway house or similar residential facility and shall observe all the rules of that facility. You shall be eligible for weekend privileges pursuant to the rules of the facility. Subsistence shall be waived. You may be discharged from the facility prior to the expiration of the 6-month term if suitable residence has been approved by the U.S. Probation Office.

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Andrew Edward Binkowski

CAUSE

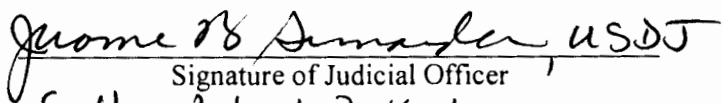
The U.S. Probation Office was recently informed by the Bureau of Prisons that Mr. Binkowski is to be released from custody on September 28, 2016, without a viable residence. Mr. Binkowski has signed the attached *Waiver of Hearing to Modify Conditions of Probation/Supervised Release or Extend Term of Supervision*, agreeing to a modification of his conditions of supervised release which dictates that he serve six months in a residential reentry center. Should he locate suitable housing prior to the expiration of the six-month term, he may be discharged from the facility with the approval of the U.S. Probation Office.

Respectfully submitted,


By: Joseph A. DaGrossa /s/ JAD
U.S. Probation Officer
Date: 09/23/2016

THE COURT ORDERS:

- ☐ The Extension of Supervision as Noted Above
- ☒ The Modification of Conditions as Noted Above
- ☐ No Action
- ☐ Other


Signature of Judicial Officer
for Hon. Robert B. Kugler
Sept. 26, 2016
Date

PROB 49
(3/89)

**UNITED STATES DISTRICT COURT
FOR THE
DISTRICT OF NEW JERSEY**

**Waiver of Hearing to Modify Conditions
of Probation/Supervised Release or Extend Term of Supervision**

I have been advised and understand that I am entitled by law to a hearing and assistance of counsel before any unfavorable change may be made in my Conditions of Probation and Supervised Release or my period of supervision being extended. By "assistance of counsel," I understand that I have the right to be represented at the hearing by counsel of my own choosing if I am able to retain counsel. I also understand that I have the right to request the court to appoint counsel to represent me at such a hearing at no cost to myself if I am not able to retain counsel of my own choosing.

I hereby voluntarily waive my statutory right to a hearing and to assistance of counsel. I also agree to the following modification of my Conditions of Probation and Supervised Release or to the proposed extension of my term of supervision:

☐ To extend the term of supervision for ____ years, for a total term of ____ years.

☒ To modify the conditions of supervision as follows:

RESIDENTIAL REENTRY CENTER PLACEMENT (6 MONTHS)

You shall reside for a period of 6 months in a community corrections center, halfway house or similar residential facility and shall observe all the rules of that facility. You shall be eligible for weekend privileges pursuant to the rules of the facility. Subsistence shall be waived. You may be discharged from the facility prior to the expiration of the 6-month term if suitable residence has been approved by the U.S. Probation Office.

Witness: A. DeWalt

Signed: Andrew Binkowski
Probationer or Supervised Releasee
Andrew Edward Binkowski

A. DeWalt, Case Manager
Authorized by the Act of July 7,
1955, as amended to administer
oaths (18 USC 4004).

9/23/2014
Date