

D. C. Form No. 61

District Court of the United States

Western DISTRICT Missouri, Western DIVISION

United States v. Carl Civella

No. 14700 Criminal indictment in three counts for violation of U. S. C., Title 26, Secs. 1043, T. 21, Sec 174.

JUDGMENT AND COMMITMENT

On this 27th day of November, 1939, came the United States Attorney, and the defendant Carl Civella appearing in proper person, and by counsel and,

The defendant having been convicted on his plea of guilty of the offense charged in the indictment in the above-entitled cause, to wit⁴ purchase of morphine, tax not paid as charged in count two, whereupon the United States Attorney entered nolle prosequi as to counts one and three of the indictment herein, and the defendant having been now asked whether he has anything to say why judgment should not be pronounced against him, and no sufficient cause to the contrary being shown or appearing to the Court, IT IS BY THE COURT

ORDERED AND ADJUDGED that the defendant, having been found guilty of said offenses, is hereby committed to the custody of the Attorney General for imprisonment in an institution of the ⁵penitentiary type to be designated by the Attorney General or his authorized representative for the period of ⁶ one (1) year and a day, without costs,
CLERK. U.S. DISTRICT COURT

Exhibits:

Case No. 20581-2

and that said defendant be further imprisoned until defendant is otherwise discharged as provided by law.⁷

It Is Further Ordered that the Clerk deliver a certified copy of this judgment and commitment to the United States Marshal or other qualified officer and that the same shall serve as the commitment herein.⁹

Approved as to form:

Asst. U. S. Attorney.

(Signed) JC Collet, Judge

A True Copy. Certified this day of

(Signed), Clerk (By), Deputy Clerk

Clerk. Deputy Clerk.

¹ Indictment or information. ²Insert (a) "by counsel" or (6) "having been advised of his constitutional right to counsel and having been asked whether he desired counsel assigned by the Court, replied that he did not," whichever is applicable. ³ Insert the words "his plea of guilty," "plea of nolo contendere," or "verdict of guilty," as the case may be. ⁴ Name specific offense or offenses and specify counts upon which convicted. ⁵ Insert type of institution such as "jail," "training school," "reformatory," "penitentiary," or "special." If prisoner's circumstances require special type institution, Marshal should submit facts and recommendations of Court to Attorney General where regulations do not apply. ⁶ Insert sentence and any provision for payment of fine and state whether sentences are to run concurrently or consecutively and, if

consecutively, when each term is to begin; that is, with reference to termination of preceding term, or with respect to any other outstanding or unserved sentence. ⁷ Strike out if Court did not so order. ⁸ Indicate any order with respect to suspension and probation. ⁹ Certified copy to accompany defendant to institution. 7—2234

UNITED STATES v.

No. Criminal in counts for violation of U. S. C., Title, Secs.

RETURN

I have executed the within Judgment and Commitment as follows:

Defendant delivered on (Date) to (Jail, etc.)

Defendant noted appeal on (Date) and released (Date)

Defendant's appeal determined on (Date)

Defendant surrendered on (Date)

Defendant delivered on (Date) to (Institution) at, the institution designated by the Attorney General, together with certified copy of the within Judgement and Commitment.

U. S. Marshal

By Deputy

FILED NOV 27 1939

A. L. ARNOLD, Clerk

By W. W. Caster, Deputy