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PLACED IN FILE
NOT USED
DATE: JAN 17 2003 *HW*

9 UNITED STATES DISTRICT COURT

10 FOR THE CENTRAL DISTRICT OF CALIFORNIA

11 UNITED STATES OF AMERICA,)
12)
13 Plaintiff,)
14 v.)
15 STEVEN WILLIAM SUTCLIFFE,)
16 Defendant.)

CR No. 02-350(A)-AHM

MOTION TO DETERMINE COMPETENCY
OF DEFENDANT AND REQUEST FOR
PSYCHIATRIC EXAMINATION AND
REPORT PURSUANT TO 18 U.S.C. §§
4241(a)&(b); [PROPOSED] ORDER

Date: January 17, 2003

Time: 11:00 a.m.

~~Honorable~~ A. Howard Matz

17 Plaintiff United States of America, through its attorney of
18 record, Assistant United States Attorney **Elena J. Duarte**, hereby
19 respectfully moves for a hearing to determine the competency of
20 defendant to stand trial, pursuant to 18 U.S.C. § 4241(a), and asks
21 for a psychiatric evaluation and report of defendant's competency to
22 stand trial, pursuant to 18 U.S.C. §§ 4241(b) and 4247(b)&(c).
23

24 This motion is based on the Court's conclusion, after exploring
25 certain issues with defendant and his then-counsel of record,
26 William Harris, **out of the presence of the government**, that
27 **circumstances** warranted that defendant be evaluated in order to
28 determine defendant's competency to stand trial.

JAN 21 2003