

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW MEXICO  
**BEFORE THE HONORABLE LOURDES A. MARTÍNEZ**

CRIMINAL CLERK'S MINUTES at Las Cruces

CASE NUMBER: **06-3655M** DATE: **03/09/06** COURTROOM: **FTR/LCS**

CLERK: **E. GARCIA** TYPE OF HEARING: **MOTION TO RECONSIDER DETENTION**

DEFENDANT(S):

ATTORNEY(S):

**DANUEL D. QUAINANCE**

**MARC ROBERT**

(X) Appt'd. ( ) Ret'd.

**MARY HELEN QUAINANCE**

**MARIO ESPARZA**

(X) Appt'd. ( ) Ret'd.

( ) Appt'd. ( ) Ret'd.

( ) Appt'd. ( ) Ret'd.

USA by: **L. MARTINEZ**, Asst. U. S. Attorney Interpreter: **NONE**

Pretrial / Probation Officer present: **I. DAVILA** Court in Session: 10:46-10:58 AM

Defendant(s) in custody

Defendant(s) detained without bond as: Risk of Flight  Danger to Community

Conditions of Release set at: COURT ORDERS: \$5K SECURED BOND (NO CASH OR PROPERTY) FOR BOTH DEFT'S W/3RD PARTY CUSTODIAN-MR. LAYTHOL QUAINANCE FOR BOTH DEFT'S; RELEASE TO 3RD PARTY CUSTODIAN- PSA SUPERVISION; NO FIREARMS; TRAVEL RESTRICTIONS TO COUNTY OF RESIDENCE & TRAVEL TO NM TO MEET W/ATTORNEY ATTEND COURT HRGS.; NO ALCOHOL OR ALCOHOL ESTABLISHMENTS; NO DRUGS; DRUG TESTING & TREATMENT AT PSA DISCRETION; NO USE OF MARIJUANA; NO CONTACT W/KNOWN DRUG USERS OR DRUG DEALERS INCLUDING PERSONS INVOLVED IN THE CHURCH ORGANIZATION; THIS IS A ZERO TOLERANCE CASE FOR BOTH DEFT'S

Other: DEFENSE COUNSEL FOR D. QUAINANCE ADVISES COURT OF RECOMMENDATION; COURT ADVISES LAYTHOL QUAINANCE OF HIS OBLIGATIONS AS A 3RD PARTY CUSTODIAN; DEFENSE COUNSEL FOR MARY HELEN QUAINANCE ADVISES COURT & PSA THAT DEFT MIGHT BE TESTING POSITIVE AND REQUESTS PSA RECOMMENDATIONS; GOVT REQUESTING ZERO TOLERANCE AND HAS NOT OBJECTIONS TO RELEASE AND ADVISES BOTH DEFENSE COUNSEL THAT THIS CASE WILL BE GOING BEFORE THE GRAND JURY; DEFENSE COUNSEL ASKING COURT THAT TREATMENT NOT BE A CONDITION; PSA ADVISES COURT AND DEFENSE COUNSELS OF HOW DRUG TREATMENT IS DETERMINED