

United States District Court

NORTHERN DISTRICT OF TEXAS

Fort Worth Division

UNITED STATES OF AMERICA

JUDGMENT IN A CRIMINAL CASE

v.

Case number: 4:09-CR-119-Y (01)

J. Stevenson Weimer, assistant U.S. attorney

LYNN INGLE

J. Warren St John, attorney for the defendant

On October 28, 2009, the defendant, Lynn Ingle, entered a plea of guilty to count one of the three-count superseding indictment filed on October 14, 2009. Accordingly, the defendant is adjudged guilty of such count, which involves the following offense:

TITLE & SECTION	NATURE OF OFFENSE	OFFENSE CONCLUDED	COUNT
18 U.S.C. § 371	Conspiracy to Make False Entries to HUD, a Class D felony	December 31, 2003	One

The defendant is sentenced as provided in pages two through four of this judgment. The sentence is imposed pursuant to Title 18, United States Code § 3553(a), taking the guidelines issued by the United States Sentencing Commission pursuant to Title 28, United States Code § 994(a)(1), as advisory only.

The original indictment dated September 9, 2009, is dismissed as to this defendant.

The defendant shall pay immediately a special assessment of \$100 for count one of the three-count superseding indictment.

The defendant shall notify the United States attorney for this district within thirty days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid.

Sentence imposed February 16, 2010



TERRY R. MEANS
UNITED STATES DISTRICT JUDGE

Signed February 19, 2010

IMPRISONMENT

The defendant, Lynn Ingle, is hereby committed to the custody of the Federal Bureau of Prisons to be imprisoned for a term of 42 months on count one of the three-count superseding indictment.

The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons before 2 p.m. on Monday, September 20, 2010, as notified by the United States marshal or as notified by the probation office.

The Court also recommends to the Bureau of Prisons that the defendant's designation be at FMC-Carswell, Fort Worth, Texas, or failing that, as close to the Dallas-Fort Worth, Texas, area as possible so she may have contact with her 18-month-old son, who will be left in the custody of the defendant's mother while the defendant is incarcerated.

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be placed on supervised release for a term of three years on count one of the three-count superseding indictment.

While on supervised release, in compliance with the standard conditions of supervision adopted by the United States Sentencing Commission, the defendant shall:

- (1) not leave the judicial district without the permission of the Court or probation officer;
- (2) report to the probation officer as directed by the Court or probation officer and submit a truthful and complete written report within the first five (5) days of each month;
- (3) answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- (4) support the defendant's dependents and meet other family responsibilities;
- (5) work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- (6) notify the probation officer within seventy-two (72) hours of any change in residence or employment;
- (7) refrain from excessive use of alcohol and not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- (8) not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- (9) not associate with any persons engaged in criminal activity and not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- (10) permit a probation officer to visit the defendant at any time at home or elsewhere and permit confiscation of any contraband observed in plain view by the probation officer;
- (11) notify the probation officer within seventy-two (72) hours of being arrested or questioned by a law enforcement officer;
- (12) not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the Court; and
- (13) notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement, as directed by the probation officer.

In addition the defendant shall:

not commit another federal, state, or local crime;

not possess illegal controlled substances;

not possess a firearm, destructive device, or other dangerous weapon;

cooperate in the collection of DNA as directed by the probation officer;

report in person to the probation office in the district to which the defendant is released within seventy-two (72) hours of release from the custody of the Bureau of Prisons;

pay remaining balance of restitution in the amount of \$751,075.12, as will be set out in this judgment;

refrain from incurring new credit charges or opening additional lines of credit without approval of the U.S. probation officer unless the probation officer makes a determination that the defendant is in compliance with the payment schedule;

provide to the U.S. probation officer any requested financial information;

not be employed by, affiliated with, own or control, or otherwise participate, directly or indirectly, in the business of mortgage loans without the U.S. probation officer's approval;

participate in a program (inpatient and/or outpatient) approved by the probation office for treatment of narcotic or drug or alcohol dependency that will include testing for the detection of substance use; abstain from the use of alcohol and all other intoxicants during and after completion of treatment; contribute to the costs of services rendered (copayment) at the rate of at least \$30 per month;

participate in mental health treatment services, as directed by the probation officer until successfully discharged, which services may include prescribed medications by a licensed physician, and contributing to the costs of services rendered (co-payment) at the rate of at least \$30 per month;

cooperate with the Internal Revenue Service, file all outstanding tax returns and pay all outstanding taxes, interest, and penalties; and

refrain from any unlawful use of a controlled substance, submitting to one drug test within 15 days of release from imprisonment and at least two periodic drug tests thereafter, as directed by the probation officer.

FINE/RESTITUTION

The Court does not order a fine or costs of incarceration because the defendant does not have the financial resources or future earning capacity to pay a fine and make restitution.

The defendant is ordered to make restitution in the amount of \$751,075.12. Restitution shall be paid to the U.S. district clerk, 501 West 10th Street, Room 310, Fort Worth, Texas 76102, for disbursement to the victims in this case. If, upon commencement of the term of supervised release, any part of the \$751,075.12 in restitution ordered by this judgment remains unpaid, the defendant shall make payments on such unpaid balance at the rate of at least \$200 per month, the first such payment to be made no later than 60 days after the defendant's release from confinement and another payment to be made on the same day of each month thereafter until the restitution is paid in full.

No restitution shall be payable during incarceration from funds deposited into the defendant's inmate trust account or paid to the defendant for work performed during incarceration.

RETURN

I have executed this judgment as follows:

Defendant delivered on _____ to _____
at _____, with a certified copy of this judgment.

United States marshal

BY _____
deputy marshal