

**FILED**

JUL 23 2014

Clerk, U.S. District Court  
District Of Montana  
Missoula

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MONTANA

IN THE MATTER OF  
COLLATERAL FORFEITURE  
SCHEDULE FOR THE UNITED  
STATES POSTAL SERVICE  
OFFICE OF INSPECTOR  
GENERAL FOR THE DISTRICT  
OF MONTANA

ORDER ADOPTING UNIFORM  
COLLATERAL FORFEITURE  
SCHEDULE FOR MISDEMEANOR  
OFFENSES COMMITTED WITHIN  
THE JURISDICTION OF THE  
UNITED STATES POSTAL  
SERVICE OFFICE OF INSPECTOR  
GENERAL IN THE DISTRICT OF  
MONTANA

IT IS ORDERED that the attached Collateral Forfeiture Schedule of the  
United States Postal Service Office of Inspector General is effective as of the date  
of this Order.

DATED this 23<sup>rd</sup> day of July 2014.



Dana L. Christensen, Chief Judge  
United States District Court

cc: Bryan Whitaker

SCANNED

UNITED STATES POSTAL SERVICE

| Citation for Offense    | Description of Offense<br>Title 39, Part 232, Conduct on Postal Property  | Proposed C.F. Amount<br>District of Montana |
|-------------------------|---|---|
| 39 C.F.R.<br>§ 232.1(c) | Improper disposal of rubbish on Postal Property   | \$100                                       |
| 39 C.F.R.<br>§ 232.1(c) | Spitting on Postal Property   | \$25  |
| 39 C.F.R.<br>§ 232.1(c) | Throwing articles of any kind from a building, or the unauthorized climbing upon the roof or any part of a building   | \$50  |
| 39 C.F.R.<br>§ 232.1(c) | Willful destruction, damage, or removal of any property, or any part thereof, without authorization   | M.A.  |
| 39 C.F.R.<br>§ 232.1(d) | Failure to comply with signs of a prohibitory or directory nature   | \$50  |
| 39 C.F.R.<br>§ 232.1(d) | Failure to comply with the directions of security force personnel or other authorized individuals   | M.A.  |
| 39 C.F.R.<br>§ 232.1(e) | Disorderly conduct, or conduct which creates loud and unusual noise, or which impedes ingress to or egress from post offices, or otherwise obstructs the usual use of entrances, foyers, corridors, offices, elevators, stairways, and parking lots, or which otherwise tends to impede or disturb the public employees in the performance of their duties, or which otherwise impedes or disturbs the general public in transacting business | \$150                                       |
| 39 C.F.R.<br>§ 232.1(f) | Gambling-participating in games for money or other personal property; the operation of gambling devices; the conduct of a lottery or pool; or the selling or purchasing of lottery tickets.   | \$200                                       |
| 39 C.F.R.<br>§ 232.1(g) | Operation of a vehicle on Postal Property under the influence of alcoholic beverages or any drug defined as a controlled substance in 21 U.S.C. § 802   | M.A.  |

|                            |   |      |
|----------------------------|---|------|
| 39 C.F.R.<br>§ 232.1(g)(1) | Entering Postal Property under the influence of alcoholic beverages or any drug defined as a controlled substance in 21 U.S.C. § 802                    | \$75 |
| 39 C.F.R.<br>§ 232.1(g)(1) | Unauthorized possession, use, or sale of alcoholic beverages on Postal Property   | \$75 |
|                            | Unauthorized possession, use, or sale of any drug defined as a controlled substance in 21 U.S.C. § 802, except 1 ounce or less of marijuana (see below) | M.A. |
| 39 C.F.R.<br>§ 232.1(g)(1) | Unauthorized introduction on Postal Property of 1 ounce or less of marijuana.   | \$75 |

|                            |  |      |
|----------------------------|--|------|
| 39 C.F.R.<br>§ 232.1(g)(2) | Smoking (defined as having a lighted cigar, cigarette, pipe, or other smoking material) is prohibited in all postal buildings and office space, including public lobbies.          | \$50 |
| 39 C.F.R.<br>§ 232.1(h)(1) | Unauthorized solicitation of alms and contributions on Postal Property   | \$50 |
| 39 C.F.R.<br>§ 232.1(h)(1) | Unauthorized commercial soliciting or vending, or the collection of private debts on Postal Property   | \$50 |
| 39 C.F.R.<br>§ 232.1(h)(1) | Unauthorized displaying or distributing commercial advertising, collecting signatures on petitions, polls, or surveys  | \$50 |
| 39 C.F.R.<br>§ 232.1(h)(3) | Leafleting, distributing literature, picketing, and demonstrating by members of the public, in lobbies and other interior areas of postal buildings open to the public             | \$50 |
| 39 C.F.R.<br>§ 232.1(i)    | Unauthorized photography on Postal Property  | \$50 |
| 39 C.F.R.<br>§ 232.1(j)    | Bringing dogs and other animals, except those used to assist persons with disabilities upon Postal Property  | \$50 |
| 39 C.F.R.<br>§ 232.1(k)(1) | Drivers of all vehicles in or on property shall be in possession of a current and valid state or territory issued driver's license and vehicle registration, and the vehicle shall | M.A. |

|                            |   |       |
|----------------------------|---|-------|
|                            | display all current and valid tags and licenses required by the jurisdiction in which it is required.   |       |
| 39 C.F.R.<br>§ 232.1(k)(3) | Operation of a vehicle in a careless or unsafe manner   | M.A.  |
| 39 C.F.R.<br>§ 232.1(k)(3) | Failure to comply with the signals and directions of security force personnel, other authorized individuals, and all posted traffic signs   | \$50  |
| 39 C.F.R.<br>§ 232.1(k)(4) | Blocking entrances, driveways, walks, loading platforms, or fire hydrants in or on Postal Property.   | \$50  |
| 39 C.F.R.<br>§ 232.1(k)(5) | Parking without authority, parking in unauthorized locations or in locations reserved for other persons, or continuously in excess of 18 hours without permission, or contrary to the direction of posted signs.  | \$25  |
| 39 C.F.R.<br>§ 232.1(l)    | Possession of firearms, other dangerous or deadly weapons, or explosives, either openly or concealed, or storage of same on Postal Property, except for official purposes.  | M.A.  |
| 39 C.F.R.<br>§ 232.1(n)(1) | Unauthorized participation in, filming, televising, or broadcasting any portion of any meeting of the Board of Governors or any subdivision or committee of the Board.  | \$150 |
| 39 C.F.R.<br>§ 232.1(n)(2) | Disorderly conduct, or conduct which creates loud or unusual noise, obstructs the ordinary use of entrances, foyers, corridors, offices, meeting rooms, elevators, stairways, or parking lots, or otherwise tends to impede or disturb the members of the Board of Governors in the performance of their duties, or members of the public while attempting to attend or observe a meeting of the Board or of any subdivision or committee of the Board. | M.A.  |

**\*M.A. means Mandatory Appearance.**

## UNITED STATES POSTAL SERVICE

| Citation for Offense in Title 18 USC.       | Description of Offense Chapter 83 Section 1691 to 1737 USC   | Proposed Collateral in the District of Montana | Proposed Custody Release Bail |
|---|--|--|-------------------------------|
| 18.USC.1693                                 | Carriage of mail generally   | \$ 200   | \$ 200                        |
| 18.USC.1694                                 | Carriage of matter out of mail over postal routes  | \$ 100   | \$ 100                        |
| 18.USC.1695                                 | Carriage of matter out of mail on vessels  | \$ 200   | \$ 200                        |
| 18.USC.1696 (a) and (b)                     | Private Express for letters and packets  | \$ 200   | \$ 200                        |
| 18.USC.1697                                 | Transportation of persons acting as private express  | \$ 100   | \$ 100                        |
| 18.USC.1698                                 | Prompt delivery of mail from vessel  | \$ 100   | \$ 100                        |
| 18.USC.1699                                 | Certification of delivery from vessel  | \$ 100   | \$ 100                        |
| 18.USC.1700                                 | Desertion of mail  | M.A.   | \$ 300                        |
| 18.USC.1701                                 | Obstruction of mails generally   | \$ 100   | \$ 100                        |
| 18.USC.1703 (b)                             | Delay or destruction of mail or newspapers   | M.A.   | \$ 300                        |
| 18.USC.1707                                 | Theft of property used by the Postal Service   | M.A.   | \$ 300                        |
| 18.USC.1710                                 | Theft of newspapers  | M.A.   | \$ 300                        |
| 18.USC.1711 (not more than \$1,000 in loss) | Misappropriation of postal funds   | M.A.   | \$ 300                        |
| 18.USC.1713                                 | Issuance of money orders without payment   | \$ 100   | \$ 100                        |
| 18.USC.1716 (j) (1)                         | Injurious articles as nonmailable  | M.A.   | \$300                         |
| 18.USC.1716 A (a) and (b)                   | Nonmailable locksmithing devices and motor vehicle master keys                                     | M.A.   | \$ 300                        |
| 18.USC.1716 B                               | Nonmailable plants   | M.A.   | \$ 300                        |
| 18.USC.1716 C                               | Forged agricultural certifications   | M.A.   | \$ 300                        |
| 18.USC.1716 D                               | Nonmailable injurious animals, plant pests, plants, and illegally taken fish, wildlife, and plants | M.A.   | \$ 300                        |
| 18.USC.1719                                 | Franking privilege   | \$ 100   | \$ 100                        |
| 18.USC.1720 (non employee only)             | Canceled stamps and envelopes  | M.A.   | \$ 300                        |
| 18.USC.1721                                 | Sale or pledge of stamps   | M.A.   | \$ 300                        |

|               |  |        |        |
|---------------|--|--------|--------|
| 18.U.S.C.1722 | False evidence to secure second-class rate                 | \$ 100 | \$ 100 |
| 18.U.S.C.1723 | Avoidance of postage by using lower class matter           | \$ 100 | \$ 100 |
| 18.U.S.C.1725 | Postage unpaid on deposited mail matter                    | \$ 100 | \$ 100 |
| 18.U.S.C.1726 | Postage collected unlawfully                               | \$ 200 | \$ 200 |
| 18.U.S.C.1729 | Post office conducted without authority                    | \$ 100 | \$ 100 |
| 18.U.S.C.1730 | Uniforms of carriers                                       | \$ 200 | \$ 200 |
| 18.U.S.C.1731 | Vehicles falsely labeled as carriers                       | \$ 200 | \$ 200 |
| 18.U.S.C.1732 | Approval of bond or securities by postmaster               | M.A.   | \$ 300 |
| 18.U.S.C.1733 | Mailing periodical publications without payment of postage | M.A.   | \$ 300 |
| 18.U.S.C.1734 | Editorials and other matter as "advertisements"            | \$ 100 | \$ 100 |

**\* M.A. means Mandatory Appearance.**

**RYAN G. WELDON**  
Assistant U.S. Attorney  
U.S. Attorney's Office  
119 1ST Ave. N., Ste. 300  
Great Falls, MT 59401  
Phone: (406) 761-7715  
FAX: (406) 453-9973  
Email: Ryan.Weldon@usdoj.gov

**R E C E I V E D**  
JUL 17 2014

Clerk, U.S. District Court  
District of Montana  
Great Falls Division

**ATTORNEY FOR PLAINTIFF  
UNITED STATES OF AMERICA**

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MONTANA**

---

**IN THE MATTER OF  
COLLATERAL FORFEITURE  
SCHEDULE FOR THE UNITED  
STATES POSTAL SERVICE  
OFFICE OF INSPECTOR GENERAL  
FOR THE DISTRICT OF MONTANA**

**MOTION TO ADOPT UNIFORM  
COLLATERAL FORFEITURE  
SCHEDULE FOR  
MISDEMEANOR OFFENSES  
COMMITTED WITHIN THE  
JURISDICTION OF THE  
UNITED STATES POSTAL  
SERVICE OFFICE OF  
INSPECTOR GENERAL IN THE  
DISTRICT OF MONTANA**

---

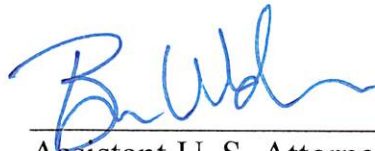
The United States of America moves the Court for an order adopting the attached Collateral Forfeiture Schedule for misdemeanor offenses under the jurisdiction of the United State Postal Service Office of Inspector General.

The United States Postal Service Office of Inspector General is charged with the duty of managing, regulating use, and protecting the United States Post Office, and investigating criminal violations committed by employees and contractors. This schedule was created and based on schedules existing in other jurisdictions, and a comparison of similar violations in those areas.

Based upon the foregoing, the United States respectfully requests that the attached Collateral Forfeiture schedule be adopted in the District of Montana.

DATED this 17<sup>th</sup> day of July, 2014.

MICHAEL W. COTTER  
United States Attorney



---

Assistant U. S. Attorney  
Attorney for Plaintiff