

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NORTH DAKOTA

IN THE MATTER OF THE  
FORFEITURE OF COLLATERAL IN  
LIEU OF APPEARANCE FOR PETTY  
OFFENSE CITATIONS ISSUED BY THE  
UNITED STATES BORDER PATROL

**ORDER ADOPTING COLLATERAL  
FORFEITURE SCHEDULE**

The United States of America, by Drew H. Wrigley, United States Attorney for the District of North Dakota, and Jacob T. Rodenbiker, Assistant United States Attorney, has moved this Court to adopt a collateral forfeiture schedule applicable to United States Border Patrol petty offenses in the District of North Dakota.

The Court has reviewed the proposed schedule and finds that it is:

1. Comparable to the schedule adopted in the District of Minnesota;
2. In the interest of justice and judicial economy to adopt; and
3. Intended to achieve balance and fairness in the Border Patrol's enforcement responsibilities.

IT IS ORDERED that the Collateral Forfeiture Schedule of the Border Patrol as set out in Exhibit 1, which is made part of this Order, is hereby adopted, effective the date of this Order.

IT IS FURTHER ORDERED that this Collateral Forfeiture Schedule supersedes any and all previous Collateral Forfeiture Schedules adopted in the District of North Dakota for petty offenses under the jurisdiction of the Border Patrol.

IT IS FURTHER ORDERED that a copy of this Order be made a part of the record of standing orders of this Court and of the Central Violations Bureau pertaining to

the clerical, administrative, and fiscal operations it maintains on behalf of this District.

The Clerk is directed to proceed accordingly.

Dated this 6<sup>th</sup> day of February, 2020.

                  /s/ Peter D. Welte                    
Peter D. Welte, Chief Judge  
United States District Court

# DISTRICT OF NORTH DAKOTA

## PETTY OFFENSE COLLATERAL FORFEITURE SCHEDULE FOR THE UNITED STATES BORDER PATROL

<b>STATUTE</b>	<b>OFFENSE</b>	<b>MAXIMUM PENALTY</b>	<b>FORFEITURE OF COLLATERAL</b>
8 U.S.C. § 1304(e)	Failure to Carry Alien Registration	30 days/\$100	\$75
8 U.S.C. § 1306(a)	Willful Failure to Register	6 months/\$1,000	\$75
8 U.S.C. § 1306(b)	Failure to Notify Change of Address	30 days/\$200	\$75
8 U.S.C. § 1306(c)	Fraudulent Statements (writing)	6 months/\$1,000	\$75
18 U.S.C. § 113(a)(5)	Simple Assault	6 months/\$5,000	MANDATORY APPEARANCE