

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 97-375-CR-ZLOCH

UNITED STATES OF AMERICA,

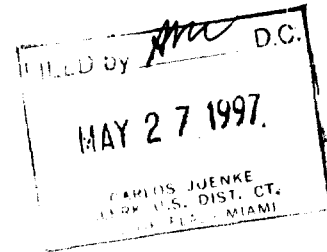
Plaintiff,

vs

PETER JOZEF HARGITAY,

Defendant.

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**DETENTION ORDER**

Pursuant to Title 18, U.S.C. § 3142(f), on May 21, 1997, a hearing was held to determine whether the defendant, Peter Jozef Hargitay, should be detained prior to trial. Having considered the factors enumerated in 18 U.S.C. § 3142(g), this Court finds that no condition or combination of conditions will reasonably assure the appearance of this defendant as required. Therefore, it is hereby ordered that the defendant, Peter Jozef Hargitay, be detained prior to trial and until the conclusion thereof.

In accordance with the provisions of 18 U.S.C. § 3142(i), the Court hereby makes the following findings of fact and statement of reasons for the detention:

1. The defendant is charged with conspiracy to import and

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possess with intent to distribute 18 kilograms of cocaine. Therefore defendant is charged with a 10 year narcotics offense. 18 U.S.C. § 3142(g) (1).

2. The weight of the evidence against the defendant is substantial. Between June and August 1995, the defendant agreed to import 18 kilograms of cocaine into the United States. The defendant owned or controlled a sailing vessel which was used by him to plan an importation of 18 kilograms of cocaine into the United States. The cocaine was seized by Jamaican police. The defendant also met with a CI and discussed the scheme. 18 U.S.C. 3142(g) (2).

3. The pertinent history and characteristics of the defendant are as follows: The defendant is a Hungarian national and is a Swiss citizen. He resides in Jamaica and maintains a home and wife there. He is pending extradition to Hungary on a securities fraud. His parents and siblings reside in Switzerland. He is a journalist. He is in good health and denies substance abuse. He has no known criminal history. 18 U.S.C. §3142 (g) (3) (A) and (B).

Based on the defendant's lack of ties to the United States, the undersigned believes that he would not appear if released on bond prior to trial. 18 U.S.C. § 3142(g) (3) (A) and (B).

4. The Court specifically finds that there are no conditions

or combination of conditions which reasonably will assure the defendant's appearance as required. 18 U.S.C. § 3142(e).

Based on the above findings of fact, which were supported by the preponderance of the evidence, the Court has concluded that this defendant presents a risk of flight.

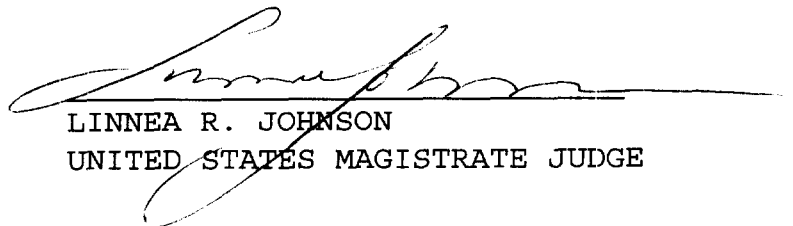
The Court hereby directs:

1. That the defendant be committed to the custody of the Attorney General for the confinement in a corrections facility separate, to the extent practical, from persons awaiting or serving sentences or being held in custody pending appeal;

2. That the defendant be afforded reasonable opportunity for private consultation with counsel; and

3. That, on order of a court of the United States or on request of an attorney for the Government, the person in charge of the corrections facility in which the defendant is confined deliver the defendant to a United States Marshal for the purpose of an appearance in connection with a court proceeding.

DONE AND ORDERED this 22 day of May, 1997 at Miami, Florida.



LINNEA R. JOHNSON  
UNITED STATES MAGISTRATE JUDGE

cc: Counsel of Record