

PROB12C
(07/93)

UNITED STATES DISTRICT COURT

for

Western District of Wisconsin Petition for Summons for Offender Under Supervision

Name of Offender: Christopher L. Temple
Spooner, WI

Case Number: 03-CR-126-C-01

Name of Sentencing Judicial Officer: Honorable Barbara B. Crabb

Date of Original Sentence: July 21, 2004

Offense: Count 2: Mail Fraud in violation of 18 U.S.C. § 1341, a Class C felony; and Count 46: Laundering of Monetary Instruments in violation of 18 U.S.C. § 1956(a)(1)(A)(I), a Class C felony.

Original Sentence: 72 months' imprisonment on both counts, concurrent; 3 years' supervised release

Type of Supervision: Supervised Release

Date Supervision Commenced: November 25, 2009

Assistant U.S. Attorney: John W. Vaudreuil

Defense Attorney: To be determined

PETITIONING THE COURT

To issue a summons.

The probation officer alleges that the offender has violated the following condition of supervision:

Standard Condition No. 2: "Defendant shall report to the probation officer as directed by the court or the probation officer and shall submit a truthful and complete written report within the first five days of each month."

For the months of August and October 2010, Christopher L. Temple failed to provide proof of earnings with his Monthly Supervision Reports as required.

On December 10, 2010, Christopher L. Temple was directed via e-mail by Asst. Deputy Chief U.S. Probation Officer Paul J. Reed to report to the U.S. Probation Office in Eau Claire, Wisconsin, at 10:00 a.m. Mr. Temple acknowledged receipt of the direction but failed to report.

Supervision Adjustment: Mr. Temple began his term of supervised release on November 25, 2009. At that time, he returned to Spooner, Wisconsin, to reside with his wife and three of their eight children remaining in the home. Mr. Temple was employed as an in-home caregiver for his disabled son [REDACTED] and earned approximately \$700 per month. Mr. Temple was also self-employed as the owner/editor of The National Investor,

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a newsletter which offers financial predictions and advice to paying subscribers. His net income from the newsletter for the last 12 months was approximately \$12,000.

On October 6, 2010, Mr. Temple and his wife separated and he moved into a small apartment in Spooner. He resigned from his position as an in-home caregiver for his son. During a discussion about the separation, Mr. Temple stated he began a relationship with [REDACTED] over the summer months of 2010 when he believed the relationship with his wife was ending. Mr. Temple stated that he was also doing some consulting work for [REDACTED] in an attempt to help her start a website for a new Internet business.

On December 3, 2010, Mr. Temple requested permission to travel to [REDACTED]s, to stay with [REDACTED] from December 15 through 28, 2010. The stated purpose of the trip was "consulting work/tasks, help with home repairs, + spend Christmas with [REDACTED]." The travel was denied based on his failure to make a payment in November 2010 towards his restitution which currently has an outstanding balance of \$1,016,396.37. Additionally, his expenses increased because of his additional residence and his income decreased after he resigned from his caregiver position.

On December 7, 2010, Mr. Temple was informed via e-mail that his request to travel had been denied. In that same e-mail, he was instructed to provide the source and reason for income he received for "consulting" which he listed on his October 2010 Monthly Supervision Report. In a lengthy written response to his travel denial, Mr. Temple stated his October 2010 income was from [REDACTED] to help start a business together. He also stated he has a "contractual business relationship" with [REDACTED] and my denial of the travel permit would "risk that business, and her investment in it." Prior to this written response, Mr. Temple never told this officer that he was being paid consulting fees or that he had started a business with [REDACTED]. He was never given prior permission to start a business or enter into any type of contractual business relationship with [REDACTED].

On December 9, 2010, this officer wrote to Mr. Temple via e-mail and suggested a meeting in the probation office on December 10, 2010, to discuss these issues and to gain clarification of his true role in the business he had started with Ms. Knowles. He failed to respond directly to this officer. On December 10, 2010, at 6:36 a.m., Asst. Deputy Chief U.S. Probation Officer Paul J. Reed directed Mr. Temple via e-mail to report to the probation office at 10:00 that morning. At 7:04 a.m., Mr. Temple responded via e-mail and said he would not be able to report on such short notice, adding that he had things to do for both businesses and family.

Mr. Temple failed to fully disclose the nature of his latest business venture until questioned. He has a special condition which requires him to refrain from seeking or maintaining any unsupervised employment related to financial matters without the prior approval of the probation officer. There is no way to determine whether or not the business Mr. Temple has started with [REDACTED] violates that condition. It appears that Mr. Temple wants to determine his own level of compliance with the probation office and is not fully amenable to supervision.

U.S. Probation Officer Recommendation: It is respectfully recommended that a summons be issued for Christopher L. Temple's return to court for a judicial review to show cause why his term of supervised release should not be revoked.

Penalties: Christopher L. Temple's violations constitute Grade C violations, pursuant to USSG §7B1.1(a)(3). His criminal history category is I. A Grade C violation and a Criminal History Category I result in a guideline range of imprisonment of 3 to 9 months. Mr. Temple's original offenses are Class C felonies; therefore, the statutory maximum sentence he may receive if supervised release is revoked is not more than two years' imprisonment on each count.

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Title 18 U.S.C. § 3583(h) authorizes another term of supervised release if the defendant is not sentenced to the statutory maximum term of imprisonment.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on December 10, 2010

/s/

Kelley M. Gustaveson
Senior U.S. Probation Officer

THE COURT ORDERS:

No Action

The Issuance of a Warrant. THE ORDER REMAINS UNDER SEAL UNTIL ARREST.

The Issuance of a Summons

Other

Barbara B. Crabb

Barbara B. Crabb
U.S. District Judge

December 10, 2010

Date