

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS**

UNITED STATES OF AMERICA,

Plaintiff,

v.

**LEE H. GRINSTON,
a/k/a Boobie,**

Defendant.

Case No. 12-cr-30333-DRH

ORDER

HERNDON, Chief Judge:

This matter was referred to United States Magistrate Judge Clifford J. Proud for the specific purpose of conducting a change of plea for defendant Lee H. Grinston, pursuant to 28 U.S.C. § 636, LOCAL RULE 72.1(b)(2) and defendant Grinston (Doc. 26). Pursuant to FEDERAL RULE OF CRIMINAL PROCEDURE 11, the change of plea hearing was held on May 17, 2013 (Doc. 25). During the change of plea, defendant Grinston pled guilty to Counts 1 through 5 of the indictment following a thorough colloquy with Judge Proud. Defendant Grinston also conceded the government could prove all of the elements for forfeiture of the property sought in the forfeiture allegation. Thereafter, Judge Proud issued a Report and Recommendation (“the Report”) recommending that the Court accept defendant Grinston’s plea of guilty (Doc. 29).

In accordance with 28 U.S.C. § 636(b)(1)(B), the parties were allowed fourteen days to file written objections. As of this date, neither party has filed an

objection. Therefore, the Court **ADOPTS** the Report in its entirety. Thus, based on the record in the case, the recommendation of the Magistrate Judge, the consent of the defendant to plead before the magistrate without subsequent objection, it is the finding of the Court in the case of *United States v. Lee H. Grinston*, that defendant Grinston was fully competent and capable of entering an informed plea, that defendant Grinston was aware of the nature of the charges and the consequences of the plea, and that the plea of guilty was a knowing and voluntary plea supported by an independent basis in fact containing each of the essential elements of the offense. Accordingly, the Court **ACCEPTS** the guilty plea and **ADJUDGES** defendant Lee H. Grinston **GUILTY** on the charges in the Indictment. The Court **REMINDS** the parties that this matter is set for sentencing on September 6, 2013, at 9:00 a.m.

IT IS SO ORDERED.

Signed this 4th day of June, 2013.

Digitally signed by
David R. Herndon
Date: 2013.06.04
16:17:10 -05'00'

The image shows a digital signature in blue ink that reads "David R. Herndon". To the right of the signature is a circular official seal of the United States District Court, Southern District of Florida. The seal features an eagle with wings spread, holding an olive branch and arrows, with a shield on its chest. The text "UNITED STATES DISTRICT COURT" is written around the top inner edge, and "SOUTHERN DISTRICT OF FLORIDA" is written around the bottom inner edge.

**Chief Judge
United States District Court**