

FILED

JUN 02 2023

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS** CLERK, U.S. DISTRICT COURT
SOUTHERN DISTRICT OF ILLINOIS
EAST ST. LOUIS OFFICE

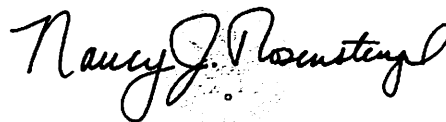
IN RE:)
MOTION TO SUBSTITUTE)
ATTACHMENT NUMBER 4) Amended Administrative Order No. 8
TO SECOND AMENDED)
SPECIAL ORDER NO. 2.)

AMENDED ADMINISTRATIVE ORDER

This matter is before the Court upon motion of the United States to substitute and revise Attachment Number 4 to Special Order Number 8, which refers to Second Amended Special Order Number 2, issued January 28, 1986, to reflect changes to 38 C.F.R. § 1.218(b), concerning the Veterans Administration schedule of offenses and penalties for violations of rules prescribed. Upon review and consideration of the United States' motion and proposed revised Attachment Number 4, the Court hereby GRANTS the United States' motion and ORDERS that the revised Attachment Number 4, attached to this Administrative Order, shall substitute the current Attachment Number 4, issued January 28, 1986.

IT IS SO ORDERED.

DATED: June 2, 2023



**NANCY J. ROSENSTENGEL
Chief U.S. District Judge**

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

**OFFENSES ON PROPERTY UNDER CHARGE AND CONTROL
OF THE VETERANS ADMINISTRATION**

| Violation | Definition | Fine |
|---------------------|--|-------------|
| 38 CFR 1.218(b)(1) | Improper disposal of rubbish on property | \$200.00 |
| 38 CFR 1.218(b)(2) | Spitting on property | \$25.00 |
| 38 CFR 1.218(b)(3) | Throwing of articles from a building or the unauthorized climbing upon any part of a building | \$50.00 |
| 38 CFR 1.218(b)(4) | Willful destruction, damage, or removal of Government property without authorization | \$500.00 |
| 38 CFR 1.218(b)(5) | Defacement, destruction, mutilation or injury to, or removal, or disturbance of, grave marker or headstone | \$500.00 |
| 38 CFR 1.218(b)(6) | Failure to comply with signs of a directive and restrictive nature posted for safety purposes | \$50.00 |
| 38 CFR 1.218(b)(7) | Tampering with, removal, marring, or destruction of posted signs | \$150.00 |
| 38 CFR 1.218(b)(8) | Entry into areas posted as closed to the public or others (trespass) | \$50.00 |
| 38 CFR 1.218(b)(9) | Unauthorized demonstration or service in a national cemetery or on other VA property | \$250.00 |
| 38 CFR 1.218(b)(10) | Creating a disturbance during a burial ceremony | \$250.00 |
| 38 CFR 1.218(b)(11) | Disorderly conduct which creates loud, boisterous, and unusual noise, or which obstructs the normal use of entrances, exits, foyers, offices, corridors, elevators, and stairways or which tends to impede or prevent the normal operation of a service or operation of the facility | \$250.00 |
| 38 CFR 1.218(b)(12) | Failure to depart premises by unauthorized persons | \$50.00 |
| 38 CFR 1.218(b)(13) | Unauthorized loitering, sleeping or assembly on property | \$50.00 |
| 38 CFR 1.218(b)(14) | Gambling-participating in games of chance for monetary gain or personal property; the operation of gambling devices, a pool or lottery; or the taking or giving of bets | \$200.00 |
| 38 CFR 1.218(b)(15) | Operation of a vehicle under the influence of alcoholic beverages or non-prescribed drugs, hallucinogens, marijuana, barbiturates, or amphetamines | \$500.00 |
| 38 CFR 1.218(b)(16) | Entering premises under the influence of alcoholic beverages or narcotic drugs, hallucinogens, marijuana, barbiturates or amphetamines | \$200.00 |
| 38 CFR 1.218(b)(17) | Unauthorized use on property of alcoholic beverages or narcotic drugs, hallucinogens, marijuana, barbiturates or amphetamines | \$300.00 |
| 38 CFR 1.218(b)(18) | Unauthorized introduction on VA controlled property of narcotic drugs, hallucinogens, marijuana, barbiturates, or amphetamines or unauthorized giving of same to a patient or beneficiary | \$500.00 |
| 38 CFR 1.218(b)(19) | Unauthorized solicitation of alms and contributions on premises | \$50.00 |
| 38 CFR 1.218(b)(20) | Commercial soliciting or vending, or the collection of private debts on property | \$50.00 |

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| 38 CFR 1.218(b)(21) | Distribution of pamphlets, handbills, and flyers | \$25.00 |
| 38 CFR 1.218(b)(22) | Display of placards or posting of material on property | \$25.00 |
| 38 CFR 1.218(b)(23) | Unauthorized photography on premises | \$50.00 |
| 38 CFR 1.218(b)(24) | Failure to comply with traffic directions of VA Police | \$25.00 |
| 38 CFR 1.218(b)(25) | Parking in spaces posted as reserved for physically disabled persons | \$50.00 |
| 38 CFR 1.218(b)(26) | Parking in no-parking areas, lanes, or crosswalks so posted or marked by yellow borders or yellow stripes | \$25.00 |
| 38 CFR 1.218(b)(27) | Parking in emergency vehicle spaces, areas and lanes bordered in red or posted as EMERGENCY VEHICLES ONLY or FIRE LANE, or parking within 15 feet of a fire hydrant | \$50.00 |
| 38 CFR 1.218(b)(28) | Parking within an intersection or blocking a posted vehicle entrance or posted exit lanes | \$25.00 |
| 38 CFR 1.218(b)(29) | Parking in spaces posted as reserved or in excess of a posted time limit | \$15.00 |
| 38 CFR 1.218(b)(30) | Failing to come to a complete stop at a Stop sign | \$25.00 |
| 38 CFR 1.218(b)(31) | Failing to yield to a pedestrian in a marked and posted crosswalk | \$25.00 |
| 38 CFR 1.218(b)(32) | Driving in the wrong direction on a posted one-way street | \$25.00 |
| 38 CFR 1.218(b)(33) | Operation of a vehicle in a reckless or unsafe manner, too fast for conditions, drag racing, overriding curbs, or leaving the roadway | \$100.00 |
| 38 CFR 1.218(b)(34) | Exceeding posted speed limits: By up to 10 MPH By up to 20 MPH By over 20 MPH | \$25.00 \$50.00 \$100.00 |
| 38 CFR 1.218(b)(35) | Creating excessive noise in a hospital or cemetery zone by muffler cut out, excessive use of a horn, or other means | \$50.00 |
| 38 CFR 1.218(b)(36) | Failure to yield right of way to other vehicles | \$50.00 |
| 38 CFR 1.218(b)(37) | Possession of firearms, carried either openly or concealed, whether loaded or unloaded (except by Federal or State law enforcement officers on official business) | \$500.00 |
| 38 CFR 1.218(b)(38) | Introduction or possession of explosives, or explosive devices which fire a projectile, ammunition, or combustibles | \$500.00 |
| 38 CFR 1.218(b)(39) | Possession of knives which exceed a blade length of 3 inches; switchblade knives; any of the variety of hatches, clubs, and hand-held liquid or gas-emitting weapon | \$300.00 |
| 38 CFR 1.218(b)(40) | The unauthorized possession of any of the variety of incapacitating liquid or gas-emitting weapons | \$200.00 |
| 38 CFR 1.218(b)(41) | Unauthorized possession, manufacture, or use of keys or barrier card-type keys to rooms or areas on the property | \$200.00 |
| 38 CFR 1.218(b)(42) | The surreptitious opening, or attempted opening, of locks or card-operated barrier mechanisms on property | \$500.00 |
| 38 CFR 1.218(b)(43) | Soliciting for, or the act of, prostitution | \$250.00 |
| 38 CFR 1.218(b)(44) | Any unlawful sexual activity | \$250.00 |
| 38 CFR 1.218(b)(45) | Jogging, bicycling, sledding or any recreational physical activity conducted on cemetery grounds | \$50.00 |

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

IN THE MATTER OF:

SPECIAL ORDER NUMBER 8

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MOTION TO SUBSTITUTE ATTACHMENT NUMBER 4
TO SPECIAL ORDER NUMBER 8

Comes now the United States of America, by and through its attorneys, Rachelle Aud Crowe, United States Attorney for the Southern District of Illinois, and J. David Sanders, Assistant United States Attorney, and respectfully requests that this Honorable Court issue an order substituting Attachment Number 4 to Special Order Number 8, issued on January 28, 1986, to reflect changes to 38 C.F.R. 1.218(b), effective August 17, 2015 (attached hereto), concerning the Veterans Administration schedule of offenses and penalties for violations of rules prescribed.

WHEREFORE, the United States respectfully requests that this Honorable Court substitute Attachment Number 4 to Special Order Number 8 as reflected in the attached offense and collateral forfeiture schedule.

Respectfully submitted,
RACHELLE AUD CROWE
United States Attorney

s/ J. David Sanders
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