

MD/FL 12C  
(9/97)

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Offender: Weiderhold, Kevin

Docket: 8:00-CR-369-T-27TGW

Date Prepared: September 23, 2004 FAKE DATEType of Supervision: Supervised ReleaseDate Supervision Commenced: August 4, 2004Assistant U.S. Attorney: Anthony E. PorcelliDefense Attorney: Pro se

## PETITIONING THE COURT TO ISSUE A WARRANT

The probation officer believes that the offender has violated the following condition(s) of supervision:

1. **Failure to submit written monthly report:** The defendant failed to submit his written monthly report for the month of August 2004. This report was due on September 5, 2004. This is in violation of Condition 2 of the Standard Conditions of Supervision, as set forth in the Judgment.
2. **Failure to notify ten days prior to any change in residence:** On September 9, 2004, the defendant failed to notify his probation officer at least 10 days prior to his change of residence from The Salvation Army, Red Shield Lodge, 1514 N. Florida Avenue, Tampa, Florida to an unknown address, on September 19, 2004. His current location is unknown. This is a violation of Condition 6 of the Standard Conditions of Supervision, as set forth in the Judgment.
3. **Failure to participate in Mental Health Counseling :** On August 19, 2004, the defendant refused to submit to a mental health evaluation and to follow therapy guidelines, and he has refused to take any medication that would be prescribed to him. Failure to participate in counseling sessions and refusing to take prescribed medication are violations of the Special Conditions requiring participation in Mental Health Counseling, as set forth in the Judgment and Revocation Orders.

Look at This racketeering enterprise Non-sense Just pathetic! Where are the pathetic paid off witnesses? Where are your threats etc? Where is The dangerous person in This? These racketeering enterprise lunatics Need To be criminally charged!!

*[Handwritten signature]*  
①

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Offender: Weiderhold, Kevin  
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## U.S. Probation Office Recommendation:

- ☒ The term of supervision should be
- ☒ revoked
- ☐ extended for years and months, for a total term of years and months.
- ☐ The conditions of supervision should be modified as follows:

Respectfully submitted,

Involved since 1990 *OK* *Steve W. Bunker for*

P. Chris Castellano  
Senior United States Probation Officer  
Date: September 23, 2004

FAKE DATE

You need To witness This sick, pathetic, racketeering idiot in the courtroom To see just how DUMB This idiot is, just pathetic! His brain is fried from over a decade of severe Civil Rights violations upon me. I can't wait To see This pathetic, racketeering criminal put away for a long, long Time!

*William* ⑬

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THE COURT ORDERS

- ☒ The Issuance of a Warrant
- ☐ The Issuance of a Summons
- ☐ No Action
- ☐ Other

*J. Hittmore*  
Signature of Judicial Officer  
9/28/04  
Date

*This is a table date*

*Receipt*

*[Signature]*  
(3)

UNITED STATES GOVERNMENT  
memorandumDATE: September 23, 2004 **FAKE DATE**REPLY TO  
ATTN OFP. Chris Castellano  
Senior United States Probation Officer - Tampa

SUBJECT

Weiderhold, Kevin. Docket No. 8:00-CR-369-T-27TGW  
Violation Report/Warrant Requested

TO

The Honorable James D. Whittemore  
United States District Judge*This is a front/Fake!**↓*  
*\* FL of VIOLATIONS**\* TSR REV**12m BOP**ALL 3 RIVERS TEXAS**NO BR.*COURT HISTORY:*2/11/05*  
*P*

On January 17, 2002, Kevin Weiderhold appeared before the Court for Making a Threatening Telephone Call and for Making Harassing Telephone Calls. Mr. Weiderhold was sentenced to Thirty-Seven (37) months imprisonment followed by Three (3) years supervised release. The defendant shall comply with the following additional conditions of supervised release:

The defendant shall participate as directed in a program of mental health treatment approved by the probation officer:

*racketeering enterprise*  
*"Third party co-pay/payment"*

The defendant is not to make any contact telephonically, or otherwise, with any victim in this case. The defendant will have no contact with any governmental office of the United States or the State of Florida, without the express advance approval of his probation office;

The defendant will notify his probation officer in advance of any lawsuits he may become engaged in as a party;

The defendant shall be prohibited from incurring new credit charges, opening additional lines of credit, acquisitions, or obligating himself for any major purchases without approval of the probation officer;

The defendant shall provide the probation officer access to any requested financial information.

On November 12, 2003, Mr. Weiderhold's term of supervised release was revoked and he was committed to the custody of the Bureau of Prisons for a term of Nine (9) months followed by Two (2) years supervised release. All previous conditions imposed in the final judgment shall apply. Also, an additional condition was imposed that within 45 days of his release from imprisonment, at the directive of the probation office, the defendant shall submit to a mental health evaluation by a licensed professional who can prescribe medication. The defendant shall take any medication prescribed.

ALLEGED VIOLATIONS OF SUPERVISION:

1. **Failure to submit written monthly report:** The defendant failed to submit his written monthly report for the month of August 2004. This report was due on September 5, 2004. On August 6, 2004, Mr. Weiderhold refused to take receipt of blank monthly supervision reports from this

*They never gave me any! In fact They told me NOT TO come INTO Their OFFICE, They would VISIT me! The continually changed things around TO Thy and make me look confused. They will lose! And in my book!*

*Yours* (14)

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*Garbage ↓*

officer. This is in violation of Condition 2 of the Standard Conditions of Supervision, as set forth in the Judgment.

2. Failure to notify ten days prior to any change in residence: On September 9, 2004, the defendant failed to notify his probation officer at least 10 days prior to his change of residence from The Salvation Army, Red Shield Lodge, 1514 N. Florida Avenue, Tampa, Florida to an unknown address, on September 19, 2004. His current location is unknown. On September 22, 2004, contact was made with case manager Laverne Blaylock-Clark at the Red Shield Lodge in order to ascertain if Mr. Weiderhold still resided there. Ms. Blaylock-Clark advised that Mr. Weiderhold has not resided at that facility since September 19, 2004. She advised that Mr. Weiderhold would not sign a Release of Information form which would allow them to release information to this officer. This is a violation of Condition 6 of the Standard Conditions of Supervision, as set forth in the Judgment.

Failure to participate in Mental Health Counseling : On August 19, 2004, the defendant refused to submit to a mental health evaluation and to follow therapy guidelines, and he has refused to take any medication that would be prescribed to him. On August 19, 2004, Mr. Weiderhold met with mental health counselor Victoria Kijanski for the purpose of a mental health evaluation. According to her Appointment Summary, Mr. Weiderhold only completed the demographic information of his paperwork. He refused to sign anything else. Furthermore, he denied having a mental illness and believes that "the judge is a lunatic." Ms. Kijanski concluded that Mr. Weiderhold has no ability for reason or to participate in treatment. His denial of his mental illness and refusal to follow guidelines and take medication are apparent. Enclosed is a copy of this report for Your Honor's review. Failure to participate in counseling sessions and refusing to take prescribed medication are violations of the Special Conditions requiring participation in Mental Health Counseling, as set forth in the Judgment and Revocation Orders.

#### SUPERVISION HISTORY:

Mr. Weiderhold was released to supervision on August 4, 2004. He did not have a permanent residence. Consequently, he secured temporary residence at the Salvation Army boarding house on Florida Avenue in Tampa, Florida. He remained at that facility until September 19, 2004, at which time he did not return. He has failed to notify the probation office of his change in residence, and his current whereabouts are unknown. Furthermore, he refused to sign Release of Information forms at the boarding house which prevented staff members from releasing documents and possibly other pertinent information regarding Mr. Weiderhold to the probation office. *I don't think this Salvation Army Shelter wants to get involved in this, I will check into this!*

He had been working day labor jobs, but has failed to submit a monthly report with paycheck stubs, so that his employment could be verified. *As soon as I got the job at Sunshine Thrift They quickly conspired to destroy me, The date on top is a fake date*

During an initial meeting with Mr. Weiderhold, Supervising United States Probation Officer Steven W. Beasley and myself attempted to instruct Mr. Weiderhold on the conditions of his release as well as review other documents. Mr. Weiderhold repeatedly stated that he would not be signing any documents and would not be adhering to the special condition requiring mental health counseling and taking prescription medication. Also, Mr. Weiderhold advised that he is continuing with his law suits against all parties involved in the criminal prosecution, sentencing and execution of his sentence. Furthermore, he refused to take receipt of any documents directly from the probation office. In a subsequent meeting, he again refused to sign any of the probation supervision documents and refused to participate in a mental health treatment program, to include taking prescribed medication. *Yes all will be sued, they are paranoid! :)*

*The sick lunatic tried to make a joke out of me in court trying to get him to send his racketeering material over the mail. I see he doesn't make fun out of my mail fraud allegations now. In fact, These racketeering documents were sent over commercial mail.* (15)

*well, we will be about 115 here. → 10 release form was offered & I wouldn't sign it. There was one*

The Honorable James D. Whittemore  
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She is NOT a psychiatrist or a  
 psychologist, just a social worker!!  
 Just pathetic!

Mr. Weiderhold did meet with a mental health counselor, but refused to engage in meaningful therapy. He only provided demographic information. According to the counselor, Mr. Weiderhold talked about a conspiracy against him. He exhibited very poor insight and judgment. He was very paranoid and has grandiose delusions that are persecutory in nature. He denied having a mental illness. She concluded that he is a poor candidate for therapy.

OH, so Ms. unlicensed, racket-  
 eering SOCIAL WORKER says I  
 belong in prison. Well she is  
 about to lose her little Social  
 Workers license and Sue!

#### SENTENCING OPTIONS:

Should the court find the offender has violated the terms of supervision, the following sentencing options would apply.

They have no business even quoting The Law it  
 doesn't apply SKIP over This!

Statutory Provisions: Upon finding of violation of supervised release, the Court may continue the offender on supervised release with, or without, modifying or enlarging the conditions. The Court may also extend the term of supervised release, if less than the maximum term authorized was already imposed. Or, the Court may revoke supervised release and impose a term of incarceration up to two years. 18 U.S.C. §3583(e). If incarceration is imposed, the Court may order a new term of supervised release to follow. The new term of supervised release, together with the term of incarceration imposed upon revocation, cannot exceed the maximum term of supervised release authorized for the original offense of conviction. 18 U.S.C. §3583(h).

Guideline Provisions: The U.S. Sentencing Commission has issued policy statements for revocation of supervised release. These policy statements are advisory and non-binding on the Court. U.S. v. Thompson, 976 F.2d 1380 (11th Cir. 1992). The defendant is charged with a grade "C" violation as defined by USSG § 7B1.1(a)(3). Upon a finding of a grade "C" violation, the Court may revoke supervised release and impose custody or extend or modify the existing term of supervised release per USSG § 7B1.3(a)(2). Since a criminal history category of I was found applicable at the original sentencing, the custody term for the violation is 3-9 months per USSG § 7B1.4(a).

Look They even say The Max  
 is 9 months and I didn't deserve  
 any of this at all!

Pursuant to USSG § 7B1.3(c)(1), the minimum term of custody may be satisfied by a custody term (as little as one day) followed by supervised release with a special condition of community confinement or home detention for the balance of the minimum term. Because 18 U.S.C. §3583(d) authorizes the use of the discretionary conditions set forth in 18 U.S.C. §3563(b)(1) through (b)(10) and (b)(12) through (b)(20), and any other condition considered to be appropriate, it appears that intermittent confinement is authorized, but community confinement is not authorized. This resulted from changes to §3563(b) with the enactment of the Mandatory Victims Restitution Act of 1996. However, there is some question as to whether this was the intent of Congress. The issue has not been addressed in the 11<sup>th</sup> Circuit, and other Circuits are split on the issue.

Before imposing sentence, the Court shall state for the record that it has considered the factors set forth in 18 U.S.C. §3553(a), including applicable guidelines and policy statements issued by the Sentencing Commission.

Don't let the sick racketeers  
 hide behind Congress, it really  
 looks terrible. What will my  
 Best Selling Book say?

*James D. Whittemore*  
 (18)

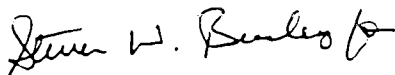
The Honorable James D. Whittemore  
Re: Weiderhold, Kevin  
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FAKE DATE TO!

RECOMMENDATION:

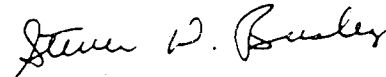
Based on the alleged violations of supervised release, our office respectfully recommends that Your Honor issue a warrant for Mr. Weiderhold's arrest. Should Your Honor concur, a Probation Form 12C, Petition for Warrant for Offender Under Supervised Release, is attached for your signature.

Respectfully Submitted:



P. Chris Castellano  
Senior United States Probation Officer

Approved by:



Steven W. Beasley, Supervising  
United States Probation Officer

cc: Elaine Terenzi, Chief  
United States Probation Officer

I am positive both of these racketeering idiots have been involved in the racketeering enterprise since 1990/91. They signed this document and sealed their fate to be criminally charged for racketeering and serious Civil Rights Violations. The pathetic "case" is completely solved and over with and it is time I am completely vindicated!

 (17)

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
TAMPA DIVISION

UNITED STATES OF AMERICA

v.

Case No. 8:00-CR-369-T-27TGW

KEVIN WEIDERHOLD

ORDER REVOKING SUPERVISED RELEASE  
AND  
JUDGMENT AND COMMITMENT

THIS CAUSE is before the Court on this 26th day of January, 2005, on a Petition to Revoke Supervised Release. The Defendant, KEVIN WEIDERHOLD, waived his right to counsel. Robert Mosakowski, AUSA, appeared for the United States of America.

The above named defendant was convicted on January 17, 2002, of the offense(s) charged in the indictment filed herein, and was ordered on supervised release following release from imprisonment. The Probation Office has petitioned the Court to revoke the Order of Supervised Release previously entered herein, based upon conduct alleged in said Petition.

*is IS NOT THE* After hearing testimony from Probation Officer Chris Castellano, called as a witness for the *overment it is a racketeering enterprise* government, and upon consideration of same, the Court finds that said defendant has violated the terms of the Order of Supervised Release.

*LOOK AT THIS RACKETEERING  
ACT BY FOOLS!*

It is, therefore, ORDERED AND ADJUDGED that the Order of Supervised Release entered herein as to the above named defendant is hereby revoked.

\_\_\_\_\_  
Deputy Clerk




It is further ORDERED AND ADJUDGED that the above named defendant is hereby committed to the custody of the Bureau of Prisons for imprisonment for a period of TWELVE (12) MONTHS or until the defendant is otherwise discharged as provided by law.

It is the RECOMMENDATION OF THIS COURT that the defendant be confined at the Federal Camp Program at Three Rivers, Texas. The Court also directs that the defendant receive a mental health evaluation and counseling during his term of incarceration.

It is further ORDERED that the Clerk deliver four certified copies of this Order to the United States Marshal or other qualified officer and the copy serve as the commitment of the defendant.

DONE AND ORDERED at Tampa, Florida this 27<sup>th</sup> day of January, 2005.

  
 JAMES D. WHITTEMORE  
 UNITED STATES DISTRICT JUDGE

Copies:

- U.S. Attorney's Office
- Defense Counsel
- U.S. Marshal
- U.S. Probation

All Tampa Bay Middle District, this is the only District That will Kidnap me. Remember it was Frank Wirt's BROTHER who civilly, maliciously arrested me by gunpoint in Corpus Christi, TX and not the Corpus Christi U.S. Marshals or FBI! on Oct 2000. I know what has happened court! My book will chew all of this racket reering enterprist activity To Shreds!!