

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF MISSOURI
WESTERN DIVISION**

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
v.)	No. 09-00296-03-CR-W-FJG
)	
ROBERT E. STEWART,)	
)	
Defendant.)	

**GOVERNMENT’S RESPONSE TO DEFENDANT
STEWART’S MOTION FOR RECONSIDERATION**

COMES NOW, the United States, by and through its undersigned attorney, and responds to Defendant Stewart’s Motion For Reconsideration of Detention Order, which was issued on October 2, 2009. Count One of the government’s indictment returned on September 23, 2009 charges defendants Angell, Burkitt, Stewart, Cox, Larson, and Donkersloot, who are all members of the Galloping Goose and El Forstero motorcycle clubs, with a narcotics distribution conspiracy from January 1, 2002 to July 31, 2007, in violation of 21 U.S.C. §§ 841(a)(1), (b)(1)(A) and 846. Count Two charges defendant Angell with threatening a witness in connection with the same narcotics conspiracy investigation. Because defendant Stewart is a flight risk and a danger to the community, the government respectfully requests that this court deny the defendant’s second motion to reconsider for the same reasons as laid out in the Court’s October 2nd Detention Order,

in the Government's October 22nd response to Defendant's original Motion to Reconsider Detention, and in the Court's October 30th denial of Defendant's Motion to Reconsider Detention.

Defendant Stewart does not raise new issues in his motion. He is charged with a serious narcotics offense and he faces significant penalties. The defendant is or was a member of a motorcycle club with an inherent culture of drugs, violence, and witness intimidation. He has a criminal record and he has admitted to using an alias in the past. For these reasons, defendant Stewart is a flight risk and a danger to the community, and the government respectfully requests this Court to deny the defendant's Motion for Reconsideration.

Respectfully submitted,

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By */s/Daniel M. Nelson*

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing was delivered on November 16, 2009, to the CM-ECF system of the United States District Court for the Western District of Missouri for electronic delivery to all counsel of record.

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/s/Daniel M. Nelson
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