

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

UNITED STATES OF AMERICA, )  
 )  
 Plaintiff, )  
 )  
 v. ) Criminal Action No.  
 ) 10-00162-05-CR-W-FJG  
 DELBERT ROBERSON, )  
 )  
 Defendant. )

**ORDER GRANTING DEFENDANT'S MOTION TO MARRY**  
**WHILE IN CUSTODY**

On August 6, 2012, defendant filed a motion requesting permission to be allowed to marry Denita Jenee Parker while detained in the custody of the United States Marshal pending sentencing.

An incarcerated individual's constitutional right to marry is subject to any restrictions which are reasonably related to legitimate government interests. Turner v. Safley, 482 U.S. 78 (1987); Pargo v. Elliott, 49 F.3d 1355, 1356 (8th Cir. 1995). The government has not suggested that any significant interest will be affected by the granting of defendant's motion and has indicated it is not opposed to defendant's request. Therefore, it is

ORDERED that defendant's motion is granted so long as the United States Marshal Service does not incur any additional monetary expense.

/s/ Robert E. Larsen  
ROBERT E. LARSEN  
United States Magistrate Judge

Kansas City, Missouri  
August 6, 2012