

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

UNITED STATES OF AMERICA,	)	
	)	
Plaintiff,	)	
	)	
v.	)	Case No. 11-00223-04-CR-W-ODS
	)	
BILLY RAY HALL,	)	
	)	
Defendant.	)	

ORDER

On March 13, 2012, the Court ordered the defendant to undergo a psychiatric examination to be conducted by Dr. William Logan, M.D. to determine whether defendant Hall is presently suffering from a mental disease or defect rendering him mentally incompetent to the extent that he is unable to understand the nature and consequences of the proceedings against him or to assist properly in his defense. (Doc. #155) Counsel for the Government has received the report and has filed a motion requesting an opportunity for a further examination. (Doc. #164) The Government's motion asks that the Court order a psychological examination of defendant Hall by Dr. Michael W. Anderson, Ph.D., 222 W. Gregory, Suite 100, Kansas City, Missouri 64114, and that Dr. Anderson be directed to submit a report, in accordance with the provisions of 18 U.S.C. § 4247(b) and (c). The Government also requests that Dr. Anderson be directed to include in his report opinions as to: (1) whether defendant Hall suffers from dementia; (2) whether defendant Hall has sufficient present ability to consult with his lawyer with a reasonable degree of rational understanding; and (3) whether defendant Hall has a rational as well as factual understanding of the proceedings against him.

On April 10, 2012, defense counsel informed the Court that he does not oppose this request. Therefore, it is

ORDERED that the defendant undergo a psychiatric or psychological examination pursuant to 18 U.S.C. § 4241(b) to determine whether defendant is presently suffering from a mental disease or defect rendering him mentally incompetent to the extent that he is unable to understand the nature and consequences of the proceedings against him or to assist properly in his defense. The examination is to be conducted by Dr. Michael W. Anderson, Ph.D. at Corrections Corporation of America (CCA) at a time to be arranged by government counsel. It is further

ORDERED that upon completion of the examination herein ordered, the examining psychiatrist or psychologist prepare and forward a report for filing with the Court in accordance with the provisions of 18 U.S.C. § 4247(b) and (c). The report should also include Dr. Anderson's opinion as to: (1) whether defendant Hall suffers from dementia; (2) whether defendant Hall has sufficient present ability to consult with his lawyer with a reasonable degree of rational understanding; and (3) whether defendant Hall has a rational as well as factual understanding of the proceedings against him. It is further

ORDERED that, upon completion of this examination, a hearing shall be held to determine whether defendant is presently suffering from a mental disease or defect which renders him mentally incompetent to the extent that he is unable to understand the nature and consequences of the proceedings against him or to assist properly in his defense. It is further

ORDERED that the United States Pretrial Services Office for the Western District of Missouri is authorized to provide information currently in their possession concerning the defendant to the examining psychiatrist or psychologist, including the indictment, defendant's family and social history and medical information and records.

/s/ Sarah W. Hays  
SARAH W. HAYS  
UNITED STATES MAGISTRATE JUDGE

