

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO

Criminal Action No. 05-cr-00545-EWN

UNITED STATES OF AMERICA

Plaintiff,

v.

JOSEPH P. NACCHIO,

Defendant.

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ORDER TO STAY THE FINE ON CONDITION THAT THE FINE AMOUNT  
BE DEPOSITED INTO THE DISTRICT COURT'S REGISTRY  
PURSUANT TO CRIM.R. 38(c)(1)

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The Court, having reviewed and considered the unopposed Motion by Joseph P. Nacchio filed on August 9, 2007.

IT IS HEREBY ORDERED pursuant to Federal Rule of Criminal Procedure 38(c)(1) that the fine imposed in this matter be and is hereby stayed pending the appeal of this matter on the condition that the defendant, Joseph P. Nacchio, deposit the full amount, \$19 million, into the registry of the District Court of Colorado in an interest bearing account pending the appeal of this matter.

DATED this 9<sup>th</sup> day of August, 2007

BY THE COURT:

s/ Edward W. Nottingham  
Edward W. Nottingham  
Chief United States District Judge