

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**WO**

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ARIZONA

United States of America	)	No. CR 10-400-PHX-MHM
Plaintiff,	)	<b>ORDER</b>
vs.	)	
Janice Sue Taylor,	)	
Defendant.	)	

The Court is in receipt of the Government's Memorandum Regarding Appointment of Counsel for Desiree Saunders and Ronald McBride. (Doc. 100). It appears that there may not be any absolute right to counsel in a civil contempt proceeding, see United States v. Rylander, 714 F.2d 996, 998 (9<sup>th</sup> Cir. 1983) (explaining that "criminal contempt proceedings, unlike civil contempt proceedings, require such protections as the sixth amendment right to counsel"); but see United States v. Sun Kung Kang, 468 F.2d 1368, 1369 (9<sup>th</sup> Cir. 1972) ("We have concluded that an indigent witness is entitled to appointed counsel in [a civil contempt] proceeding."). However, since this appears to be an unresolved issue, in an abundance of caution, the Court will appoint counsel for Desiree Saunders and Ronald McBride upon a showing that they are indigent. Mr. McBride and Ms. Saunders are instructed to return completed versions of the attached CJA Financial Affidavit at the October 4 hearing that is set for 2:00 PM.

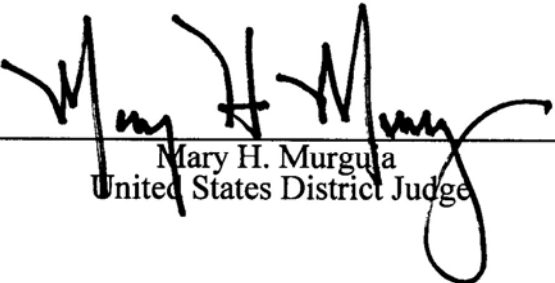
///

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**Accordingly,**

**IT IS HEREBY ORDERED** directing the Clerk of Court to send a copy of this Order and the attached CJA Financial Affidavit to Ronald J. McBride at P.O. Box 982, Florence, AZ 85132 and to Desiree Saunders, 3341 Arianna Court, Gilbert, AZ 85298.

DATED this 27<sup>th</sup> day of September, 2010.



---

Mary H. Murgula  
United States District Judge

CJA 23

# FINANCIAL AFFIDAVIT

Rev. 5/98

IN SUPPORT OF REQUEST FOR ATTORNEY, EXPERT OR OTHER COURT SERVICES WITHOUT PAYMENT OF FEE

IN UNITED STATES  MAGISTRATE  DISTRICT  APPEALS COURT or  OTHER PANEL (Specify below)

IN THE CASE OF

\_\_\_\_\_ V.S. \_\_\_\_\_

FOR \_\_\_\_\_  
AT \_\_\_\_\_

LOCATION NUMBER  
\_\_\_\_\_

PERSON REPRESENTED (Show your full name)  
\_\_\_\_\_

- 1  Defendant—Adult
- 2  Defendant - Juvenile
- 3  Appellant
- 4  Probation Violator
- 5  Parole Violator
- 6  Habeas Petitioner
- 7  2255 Petitioner
- 8  Material Witness
- 9  Other

DOCKET NUMBERS

Magistrate

District Court

Court of Appeals

CHARGE/OFFENSE (describe if applicable & check box →)  Felony  Misdemeanor

## ANSWERS TO QUESTIONS REGARDING ABILITY TO PAY

EMPLOYMENT	Are you now employed? <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Am Self-Employed
	Name and address of employer: _____
	IF YES, how much do you earn per month? \$ _____ IF NO, give month and year of last employment How much did you earn per month? \$ _____
ASSETS	If married is your Spouse employed? <input type="checkbox"/> Yes <input type="checkbox"/> No
	IF YES, how much does your Spouse earn per month? \$ _____ If a minor under age 21, what is your Parents or Guardian's approximate monthly income? \$ _____
OTHER INCOME	Have you received within the past 12 months any income from a business, profession or other form of self-employment, or in the form of rent payments, interest, dividends, retirement or annuity payments, or other sources? <input type="checkbox"/> Yes <input type="checkbox"/> No
	RECEIVED SOURCES IF YES, GIVE THE AMOUNT RECEIVED & IDENTIFY THE SOURCES \$ _____
CASH	Have you any cash on hand or money in savings or checking accounts? <input type="checkbox"/> Yes <input type="checkbox"/> No IF YES, state total amount \$ _____
PROPERTY	Do you own any real estate, stocks, bonds, notes, automobiles, or other valuable property (excluding ordinary household furnishings and clothing)? <input type="checkbox"/> Yes <input type="checkbox"/> No
	IF YES, GIVE THE VALUE AND \$ DESCRIBE IT VALUE DESCRIPTION _____ _____ _____

DEPENDENTS	MARITAL STATUS	Total No. of Dependents	List persons you actually support and your relationship to them
	<input type="checkbox"/> SINGLE <input type="checkbox"/> MARRIED <input type="checkbox"/> WIDOWED <input type="checkbox"/> SEPARATED OR DIVORCED	_____	_____ _____ _____

DEBTS & MONTHLY BILLS	APARTMENT OR HOME:	Creditors	Total Debt	Monthly Paymt.
	(LIST ALL CREDITORS, INCLUDING BANKS, LOAN COMPANIES, CHARGE ACCOUNTS, ETC.)	_____	\$ _____	\$ _____
		_____	\$ _____	\$ _____
		_____	\$ _____	\$ _____

I certify under penalty of perjury that the foregoing is true and correct. Executed on (date) \_\_\_\_\_

SIGNATURE OF DEFENDANT (OR PERSON REPRESENTED) \_\_\_\_\_