

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NEW YORK

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**UNITED STATES OF AMERICA,**

Plaintiff,

**NOTICE OF MOTION**

v.

Case No.: 15-CR-00227

**RICHARD PETIX,**

Defendant.  
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**NOTICE OF THE DEFENDANT'S MOTION FOR REVOCATION OF THE  
MAGISTRATE PAYSON'S ORDER DETAINING THE DEFENDANT WITHOUT  
BAIL PENDING TRIAL**

**PLEASE TAKE NOTICE**, that upon the annexed Affidavit of **STEPHEN M. LEONARDO**, Esq., Attorney for the Defendant herein, the undersigned moves the Court to revoke the Magistrate Payson's Order detaining the Defendant without bail pending trial, and for an Order releasing the Defendant, together with such other relief as may be deemed just and proper.

DATED: February 10, 2016  
Rochester, New York

  
**STEPHEN M. LEONARDO, ESQ.**

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