

CERTIFIED COPY

United States Court of Appeals

For the Seventh Circuit
Chicago, Illinois 60604

Submitted June 6, 2005
Decided June 16, 2005

FILED
JUL 11 2005

MICHAEL W. DOBBINS
CLERK U.S. DISTRICT COURT

Before

Hon. RICHARD A. POSNER, *Circuit Judge*

Hon. DIANE P. WOOD, *Circuit Judge*

Hon. DIANE S. SYKES, *Circuit Judge*

UNITED STATES OF AMERICA,
Plaintiff-Appellee,

No. 05-2356 v.

MICHAEL MARCELLO, also known
as MICKEY,
Defendant-Appellant.

] Appeal from the United
] States District Court for
] the Northern District of
] Illinois, Eastern Division.
]
] No. 02 CR 1050
]
] James B. Zagel,
] Judge.

The following are before the court:

1. **MOTION FOR RELEASE PENDING TRIAL**, filed on June 7, 2005, by counsel for the appellant.
2. **GOVERNMENT'S RESPONSE TO DEFENDANT MICHAEL MARCELLO'S MOTION FOR RELEASE PENDING TRIAL**, filed on June 14, 2005, by counsel for the appellee.

IT IS ORDERED that #1 is **DENIED**. Because this is an appeal from a pretrial detention order, this order terminates the appeal, and the mandate shall issue.