UNITED STATES COURT OF APPEALS
FOR THE EIGHTH CIRCUIT

No: 17-3593

United States of America

Appellee

v.

Gregory Bartunek

Appellant

Appeal from U.S. District Court for the District of Nebraska - Omaha
(8:17-cr-00028-RFR-1)

ORDER

The petition for rehearing by the panel is denied.

February 15, 2018

Order Entered at the Direction of the Court:
Clerk, U.S. Court of Appeals, Eighth Circuit.

/s/ Michael E. Gans

UNITED STATES COURT OF APPEALS
FOR THE EIGHTH CIRCUIT

No: 17-3593

United States of America

Plaintiff - Appellee

v.

Gregory Bartunek

Defendant - Appellant

Appeal from U.S. District Court for the District of Nebraska - Omaha
(8:17-cr-00028-RFR-1)

JUDGMENT

Before GRUENDER, BOWMAN and BENTON, Circuit Judges.

This court has reviewed the original file of the United States District Court. It is ordered by the court that the judgment of the district court is summarily affirmed. See Eighth Circuit Rule 47A(a).

The motion for appointment of counsel is denied.

December 20, 2017

Order Entered at the Direction of the Court:
Clerk, U.S. Court of Appeals, Eighth Circuit.

/s/ Michael E. Gans

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA, Plaintiff, vs. GREGORY BARTUNEK, Defendant.	**8:17CR28** **ORDER**

This matter is before the Court on defendant Gregory Bartunek's ("Bartunek") Motion for Review of Revocation of Detention Order and Re-Open Detention Hearing (Filing No. 212). In support of his motion, Bartunek states additional evidence in support of his release has been discovered that was unavailable at the previous detention hearings. After careful review, the Court finds this evidence has no material bearing on whether "there are conditions of release that will reasonably assure the appearance of such person as required and the safety of any other person and the community." 18 U.S.C. § 3142(f)(2). Because there has been no material change in Bartunek's circumstances and because he has not presented any compelling reasons for the Court to reconsider its detention order, Bartunek's Motion for Review of Revocation of Detention Order and Re-Open Detention Hearing is denied. Bartunek is to remain in custody pending trial.

IT IS SO ORDERED.

Dated this 8th day of November, 2017.

BY THE COURT:

s/ Robert F. Rossiter, Jr.
United States District Judge

Additional material from this filing is available in the Clerk's Office.