

FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

**Dec 08, 2025**

SEAN F. MCAVOY, CLERK

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

Plaintiff,

v.

BENJAMIN THEODORE  
STUCKART,

Defendant.

CASE NO: 2:25-CR-00113-RLP-1

ORDER ACCEPTING GUILTY PLEA  
AND IMPOSING CONDITIONS OF  
RELEASE PENDING SENTENCING

On December 8, 2025, Defendant Benjamin Stuckart appeared before the Court and entered a plea of guilty to Count 1 of the Indictment filed on July 9, 2025, charging Defendant with Conspiracy to Impede or Injure Officers, in violation of 18 U.S.C. § 372. Defendant was represented by Todd Jeffrey Maybrown. AUSA Rebecca R. Perez appeared on behalf of the Government.

The Court finds that Defendant is fully competent and capable of entering an informed plea, that Defendant is aware of the nature of the charges and consequences of the plea and the plea of guilty is knowing, and voluntary, is not

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1 induced by fear, coercion, or ignorance and is supported by an independent basis in  
2 fact establishing each of the essential elements of the crime. Therefore,  
3 Defendant's plea of guilty is accepted.

4 **ACCORDINGLY, IT IS HEREBY ORDERED:**

5 1. The Court finds that pursuant to the parties' stipulated Deferred  
6 Sentencing Agreement, Defendant knowingly waives his right to be sentenced  
7 without unreasonable delay. The Court therefore defers setting a sentencing  
8 hearing for a period of not less than 18 months, pending Defendant's compliance  
9 with the conditions of the Deferred Sentencing Agreement.

10 2. A status conference is **SET for June 7, 2027, at 10:30 a.m.**, in Spokane  
11 Courtroom 901.

12 3. Pending the status conference and ultimate sentencing hearing,  
13 Defendant shall remain released pursuant the release order in this matter. ECF No.  
14 96. Defendant's conditions of pretrial release, ECF No. 130, are modified to  
15 remove all travel restrictions as set forth in general condition 8. The Court also  
16 strikes condition 7, and the United States Pretrial Services Office is directed to  
17 return the passport previously surrendered by Defendant. Defendant shall continue  
18 to comply with all other conditions of pretrial release previously set forth by the  
19 Court at ECF No. 130 and any future Court order amending those conditions.

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1 Defendant is further ordered to abide by the following release conditions, as set  
2 forth in the Deferred Sentencing Agreement:

3 a. Defendant must refrain from any unlawful use of a controlled substance.

4 Defendant must submit to one drug test within 15 days from entry of plea and at  
5 least two periodic drug tests thereafter, as determined by the Court. The Court will  
6 decide at entry of plea if you pose a low risk of future substance abuse and may  
7 suspend this condition.

8 b. Defendant must be truthful when responding to the questions asked by a  
9 United States Probation officer.

10 c. Defendant must live at a place approved by the United States Probation  
11 Office. If Defendant plans to change where he lives or anything about his living  
12 arrangements (such as the people he lives with), he must notify the officer at least  
13 10 days before the change. If notifying the officer in advance is not possible due to  
14 unanticipated circumstances, he must notify the officer within 72 hours of  
15 becoming aware of a change or expected change.

16 d. Defendant must allow an officer from the United States Probation Office  
17 to visit him at any reasonable time at their home or elsewhere, and he must permit  
18 the officer to take any items prohibited by the conditions of this Agreement that he  
19 or she observes in plain view.

1 e. Defendant must work full time (at least 30 hours per week) at a lawful  
2 type of employment, unless the United States Probation officer excuses him from  
3 doing so. If he does not have full-time employment he must try to find full-time  
4 employment, unless the officer excuses them from doing so. If Defendant plans to  
5 change where he works or anything about his work (such as his position or their  
6 job responsibilities), he must notify the officer at least 10 days before the change.  
7 If notifying the officer at least 10 days in advance is not possible due to  
8 unanticipated circumstances, he must notify the officer within 72 hours of  
9 becoming aware of a change or expected change.

10 f. Defendant shall provide reasonable notice to the United States Pretrial  
11 Services Office regarding any plans to travel outside of the United States.

12 g. Defendant must not communicate or interact with someone he knows is  
13 engaged in criminal activity. If Defendant knows someone has been convicted of a  
14 felony, he must not knowingly communicate or interact with that person without  
15 first getting the permission of the United States Probation Office.

16 h. If Defendant is arrested or questioned by a law enforcement officer, he  
17 must notify the United States Probation Office within 72 hours.

18 i. Defendant must not own, possess, or have access to a firearm,  
19 ammunition, destructive device, or dangerous weapon (i.e., anything that was  
20

1 designed, or was modified for, the specific causing bodily injury or death to  
2 another person, such as nunchakus or tasers).

3 j. Defendant must not act or make any agreement with a law enforcement  
4 agency to act as a confidential human source or informant without first getting the  
5 permission of the Court.

6 k. Defendant must follow the instructions of the United States Probation  
7 Office related to these conditions pending sentencing.

8 l. As a condition of release pending sentencing, Defendant is directed to pay  
9 \$50 per month as pre-judgment payments towards his outstanding restitution. The  
10 Clerk's Office is authorized to accept Defendant's pre-judgment payments  
11 pursuant to the Court's forthcoming Order Granting Stipulated Motion for Pre-  
12 Sentence Payment.

13 4. The public and the press have common law and First Amendment rights  
14 to access court proceedings and court documents. The Court recognizes that given  
15 the availability of electronic records, certain materials are appropriately filed under  
16 seal. However, if a party intends to file materials under seal, the party shall, after  
17 considering whether the provisions of Fed. R. Cr. P. 49.1 provide sufficient privacy  
18 protection, file a motion to seal applying the Ninth Circuit's methodology as set  
19 forth in *United States v. Doe*, 870 F.3d 991 (9th Cir. 2017). No motion to seal is  
20 necessary if the materials contain the names of cooperating witnesses or unindicted

1 co-conspirators or reveal ongoing investigations, such materials may be filed under  
2 seal without leave of the Court.

3 5. All pending motions are **DENIED as moot**.

4 **IT IS SO ORDERED.** The District Court Clerk is hereby directed to enter  
5 this Order and provide copies to counsel, the United States Probation Office, and  
6 the United States Marshal's Service.

7 DATED December 8, 2025.

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9 REBECCA L. PENNELL  
10 United States District Judge