

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF LOUISIANA**

<b>UNITED STATES OF AMERICA</b>	*	<b>CRIMINAL NO:</b>
<b>v.</b>	*	<b>SECTION:</b>
<b>JOHN MAUTINO</b>	*	<b>VIOLATION: 18 U.S.C. § 2250(a)</b>
	* * *	

**FACTUAL BASIS**

Should this matter proceed to trial, both the government and the defendant, **JOHN MAUTINO**, do hereby stipulate and agree that the following facts set forth a sufficient factual basis for the crime to which the defendant is pleading guilty and that the government would prove the following beyond a reasonable doubt at trial:

On or about August 17, 2005, **JOHN MAUTINO (MAUTINO)**, entered a plea of guilty to interstate violation of a protective order under case number 05-192 “N” in the Eastern District of Louisiana. The indictment contained a sentencing enhancement pursuant to 18 U.S.C. § 2243(a), as it was alleged that the defendant engaged in a sex act with a fourteen (14) year old. As a result, he was sentenced to serve a sixty-two (62) month sentence in the custody of the Bureau of Prisons. On or about the date **MAUTINO** was convicted, he was advised that he would have to register as a sex offender for the rest of his life.

**MAUTINO** was required to complete a Sex Offender Registration/Change of Address/Annual or Other Update Form (Registration Form) every year within 5 days of his birthday and/or any time he changed his address. **MAUTINO** understood that each time he completed a Registration Form he was to provide his thumb print and sign that he understood that the responsibility to register as a sex offender is a lifetime requirement; that if he were to change his registered address to a new address, either within the same jurisdiction, or anywhere inside or outside of the state, he must inform the last registering agency or agencies in person within five (5) working days before he were to move; and that if he were to move outside of Louisiana, he is required to register in the new state within ten (10) working days.

**MAUTINO** was released from the United States Bureau of Prisons and his federal supervised release began on March 23, 2011. Witnesses would testify that on March 24, 2011, **MAUTINO** began the sex offender registration process with the Jefferson Parish Sheriff's Office and registered with an address of 3065 Aspin Drive, Harvey, LA 70058.

Witnesses would testify that only four (4) days later on March 28, 2011, **MAUTINO** moved from his registered address to a motel without notifying law enforcement authorities. Evidence would also show that on or about April 17, 2011, **MAUTINO** moved from Louisiana to Georgia and again failed to notify law enforcement authorities of his move from his registered address

Further, the government would present witnesses that would testify that **MAUTINO** took his clothes and property once he left the 3065 Aspin Drive address. Witnesses would also testify that **MAUTINO** attempted to find a job in Georgia through a temp agency, Able-Body. Witnesses would also testify that **MAUTINO** intended to stay and live in Georgia. This is some of the evidence that would be used to establish **MAUTINO**'s new residency in Georgia.

Further, the government would introduce post-*Miranda* statements made by **MAUTINO** wherein **MAUTINO** voluntarily admitted that he knew that the travel from Louisiana to Georgia, as well as his failure to notify his United States Probation Officer and the Catoosa County Sheriff's Office of his status as a sex offender, was a violation of the Sexual Offender Registration Notification Act.

Further, the government would call a fingerprint examiner from the FBI to testify that he examined and compared fingerprints from **MAUTINO**'s original conviction, his registration forms, and his April, 27, 2011 federal arrest and concluded that they all were from the same individual, **JOHN MAUTINO**.

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JOHN MAUTINO  
Defendant

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DATE

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SAM SCILLITANI  
Counsel for Defendant

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DATE

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JON MAESTRI  
Assistant United States Attorney

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DATE