

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

UNITED STATES OF AMERICA

v.

ANDREW LOPES

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CRIMINAL ACTION

NO. 01-648

ORDER

AND NOW, this 14th day of January, 2002, the Court having issued an Order and Memorandum on January 9, 2002, denying defendant's Motion to Suppress Evidence on the ground that there was probable cause to search the vehicle in question, and the Court having included in the Memorandum an alternative reason for denying the Motion - lack of standing, and the Court noting that it treated the standing question as an alternative ground for its disposition because the parties neither briefed nor argued the issue, and the parties having stipulated on January 14, 2002, immediately prior to commencement of trial, that defendant had standing with respect to the Motion to Suppress Evidence in that the vehicle was loaned to defendant by its registered owner, Michelle Barr, and the Court concluding that, under the circumstances to which the parties stipulated on January 14, 2002, defendant had standing with respect to the Motion to Suppress Evidence, **IT IS ORDERED** that the Court's Memorandum of January 9, 2002, is **AMENDED** so as to **DELETE** reference to lack of standing as an alternative ground for denial of the Motion to Suppress Evidence.

IT IS FURTHER ORDERED that, excepting only as noted above, this Court's Order and Memorandum of January 9, 2002, continues in effect.

BY THE COURT:

JAN E. DUBOIS, J.