Membership Handbook

United States Marshals Posse



www.USMarshalsPosse.org

These documents belong to: _____

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Section 1. Contact Information

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United State Marshals Posse – District of Arizona

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US Marshals Posse Dist. Of AZ 1202 E. Maryland Ave. Suite 2A Phx, AZ 85014 Authority: USMP Membership Handbook is authorized by Posse Bylaws. The Membership Handbook conveys operational information. The Board and Staff are tasked with keeping this handbook current. Edits and changes will not require amendments to the Articles of Incorporation or changes to the Bylaws.

Section 2. US Marshals Posse Policy and Mission

Background:

The United States Marshals Posse (USMP) is a private organization whose purposes are to furnish non-law enforcement assistance to the United States Marshals Service (USMS); to publicize the activities of the USMS; to promote good horsemanship among the members and the public at large; and, to participate in civic events which promote good fellowship among the members. The USMP members participate in parades and other public events in order to call favorable attention to the USMS. The USMP also supports other charitable organizations that are related to law enforcement or to the needs of children. USMP assists both in participation and financially.

USMP's are private in nature and there are limits under Federal law and Department of Justice regulations as to the activities in which they may engage while representing the USMS, and to the extent and type of support the USMS may provide to the USMP. This policy statement is intended to establish procedures for USMS liaison with the Posses and to clarify the scope of permissible activities of the USMS, USMS personnel and the USMP. Each USMP and host Marshal should review and, if necessary, amend the existing USMP bylaws to ensure that they reflect the policies contained herein.

Organization:

Each USMP is organized under the laws of the state in which it is chartered. In order to qualify for designation as a USMP, such Posses must: provide documentation of compliance with their state laws and their own bylaws; provide in their bylaws that all applicants for membership must be approved by the USMS and must pass a background check and maintain a current Arizona Concealed Carry Permit; establish a Board of Directors and/or elected officers with responsibility for managing the affairs of the Posse; have adequate liability insurance to indemnify their members and the USMS from financial liability in the event of injury to a member or any third party; and include within their bylaws a statement recognizing that the USMP is honorary in nature and is not an official arm of the USMS.

Only the Director, US Marshals Service, may designate an organization as a USMP and authorize it to use the name "US Marshals Posse" and to purchase and display the USMP badge which contains the USMS insignia. Such designation will occur only upon the written request from the US Marshal for the district (hereinafter referred to as the "host Marshal") in which the organization is headquartered. Similarly, the designation of a USMP and its various authorizations may be withdrawn and cancelled by the Director upon the written request of the host Marshal.

Section 3. U.S. Marshals Posse History

On September 24, 1989, the United States Marshals Service celebrated its 200th birthday and Arizona was part of the bicentennial party.

Throughout our nation's history, the leading symbol of law and protection of our constitutional rights has been the circles star of the United States Marshal. It is the world's oldest continuously functioning law enforcement agency as the first 13 marshals were appointed by President George Washington on September 24, 1789. As the Nation matured, so did the U.S. Marshals service. Western history is filled with tales of men with circled stars who maintained law against difficult odds.

In February 1988, Dr. Richard Collins, a Scottsdale orthopedic surgeon, organized a group of local horsemen and women to promote the US Marshals service and help celebrate this important event. The group selected eye-catching uniforms and matching tack and on April 19, 1988, they became the founding members and the second organized U.S. Marshals Posse.

The Founding Members include Dr. Richard Collins, Dr. J. Michael Foley, Dr. Gary Gradke, Dr. G Glen Hait, Marston Holben, Forrest Holden, Kenny Mott, Wendell Petefish, Dr. Scott Petersen, Elizabeth Petersen, Stephen Schumak, Malcom Strohson and Dr. Merlin Webb.

Today, the Arizona equestrian unit has a growing list of active men and women who represent the Marshals Office in parades and act as a visible force for the Marshal in the state and local community. In addition to equestrian riders, the Posse is also heavily supported by non-riders who march in parades and support the many other special events which promote and support the US Marshal, District of Arizona.

Each year the group identified by their black leather vests, black western hats, and matching grey and black tack, participates in the Fiesta Bowl Parade, the Scottsdale Parada del Sol, Wickenburg Gold Rush Days Parade, and Prescott's Frontier Days Parade. In addition to its parade appearances, the Posse also supports numerous other charitable initiative such as several Shopwith-a-Cop Christmas events which help local underprivileged children celebrate Christmas each year. Finally, the Posse provides direct support for planning and operational delivery for the annual DOJ Memorial for fallen officers.

SECTION 4. OFFICERS & BOARD OF DIRECTORS

The USMP is a volunteer Board governed non-profit organization. US Marshal's Service – Marshal or his designee can attend and represent the interests of the US Marshal's Service, but are not voting members of the Board of Directors.

The Executive Board Shall Consist of the Following Officer/Director Positions:

- President
- Vice President
- Secretary
- Treasurer

The USMP Board will have additional Directors making up the full Board:

- Director
- Director
- Director
- Director
- Past President (Ex-Officio, non-voting but for tie breaking)

SECTION 5. COMMITTEES & SUPPORT

In addition to the Board of Directors and Executive Board, the President may call on the following Committees to support the USMP:

- Awards/Banquets/Meetings
 - Membership Committee
- Quartermaster

- Special Events
 - Parades Captain

- Historian
- New Member Backgrounds
- Information Technology
- Training

SECTION 6. DUES, FEES AND MEMBERSHIP

The Board shall establish annual dues for Active Members, initiation fees for new members, and fees for programs and events.

Annual dues are payable when billed by the Membership Committee in cooperation with the Treasurer.

As an incentive to participation, dues may be discounted based on member's participation.

Membership:

The host Marshal will approve or disapprove all applications for membership in the USMP following a name and background check and on the basis of relevant information pertaining to the applicant's standing within the community.

No applicant who has been convicted of a felony offense, serious misdemeanor, or discreditable acts shall be approved for membership in a USMP. Conviction for such an offense after membership in a USMP shall result in immediate removal from USMP membership and the repossession by the USMP of the individual's Posse badge and credentials. The application of an individual who has been convicted of a less serious offense (misdemeanor) shall be reviewed by the host Marshal who will determine, on a case by case basis, the suitability of the applicant for Posse membership.

All new members are subject to a one (1) year probationary period. During this time, membership may be summarily revoked based upon a majority vote by the Executive Committee of the Board of Directors. Members are not employees of the Posse; their privileges are innumerate in the Bylaws.

Membership may be revoked by the US Marshal's Office or the Board of Directors based up their sole evaluation including but not limited to: a person's conduct, involvement, cooperation and failing to be a positive representative of the Posse and the US Marshal's Service.

The host US Marshals will authenticate the USMP member's identification card and authorize the issuance by the USMP of a Posse badge upon successful completion of the requirements for membership. The membership identification card will contain the following statement:

"_____ has been approved as a member of the US Marshal Posse, which is a private organization honoring the US Marshals Service. Membership confers no law enforcement authority."

Misuse of the Posse badge or credentials, conduct which has the potential to bring discredit to the USMP or USMS, or misrepresentation of a Posse member's role with respect to law enforcement

authority, are grounds for immediate removal from USMP membership and the repossession by the USMP of an individual's badge and credentials. If the USMP fails to take expeditious action to expel from its rolls any member who commits a serious violation of law or whose conduct is a discredit to the organization, the host Marshal will immediately notify the Director who will suspend or terminate that organization's status as a USMP.

Section 7 Uniform & Requirements

The US Marshals Posse "requires" each Member to have a parade uniform meeting "specific" requirements. Both marching and mounted posse members will wear the same uniform called the Class B uniform. In addition, there are three other uniform combinations which are required for participation in various special events and details. Please visit the website for detailed information on additional uniform requirements.

Distributed at time of Membership				
Belt buckle	US Marshals Posse Belt	Included in membership		
	buckle			
Badge	US Marshals Posse badge— worn on the left side of vest over heart	Included in membership		
Hat tack	US Marshals (Posse) hat tack—worn on the front center of hat	Included in membership		

Class A – F	ormal Dress Uniform				
Uniform Purchases—Required by member					
Hat	None				
Tie	Plain Black Dress Necktie				
Shirt	Black or Navy Long Sleeve button down shirt with US Marshal's logo				
Pants	Black dress pants or Black Dockers style pants				
Vest	None				
Belt	Black leather with USMP buckle				
Shoes	Black dress shoes				
Gloves	None				
Firearm	Semi-auto or DA Revolver (No Western Style Revolvers)				
Gun belt & Holster	Black leather (with retention) suitable for Law Enforcement				

Uniform Purchases—Required by member			
Hat	Black Rancher—3X minimum with 4" brim		
Tie	Black scarf		
Shirt	White, long sleeve, wrangler western cut		
Pants	Solid Black Wrangler Stretch Jeans		
Vest	Black leather (no Conchos)		
Belt	Black leather (no Conchos)		
Boots	1. Black western style (Ropers are acceptable)		
	2. Non-mounted may wear black walking shoes for parades.		
Gloves	Black leather		
Firearm	Western style revolver		
Gun belt	Black, smooth leather with safety strap—preferred		
& Holster			

Class B – Summer Parade Western Uniform				
Uniform Purchases—Required by member				
Hat	White Straw Western Hat			
Tie	None			
Shirt	White, Long Sleeve, Western Pa	trol Uniform Shirt		
Pants	Blue Stretch Wrangler Jeans			
Vest	None			
Belt	Black leather (no Conchos)			
Boots	1. Black western style (Ropers are acceptable)			
	2. Non-mounted may wear black walking shoes for			
	parades.			
Gloves	Black leather			
Firearm	Western style revolver			
Gun belt	Black, smooth leather with safety strap—preferred			
& Holster				
Badge	Breast badge worn on shirt			
Sources:				
Sheplers		All valley locations		
Sabas		All valley locations		
Cave Creek Cowboy Company		Cave Creek, AZ		
Wild West Mercantile		7302 E. Main Street ~ Mesa, AZ 85207 Phone: 480-218-1181		

Class C – Casual Uniform

Hat	USMP Ball Cap	
Tie	None	
Shirt	Black or Navy Long Sleeve button down shirt with US	
	Marshal's logo	
	USMP Polo Shirt	
Pants	5.11 Style Khaki long pants	
Vest	None	
Belt	Black leather with USMP buckle	
Shoes	Shoes or boots - Black, Brown	
Gloves	None	
Firearm	Semi-auto or DA Revolver (No Western Style Revolvers)	
Gun belt	Black leather (with retention) suitable for Law Enforcement	
& Holster		
Badge	USMP Badge in belt holder worn inform of holstered gun	

SECTION 8 QUARTERMASTER

All items bearing reference to the "US Marshals Service," the "US Marshals Posse," Department of Justice, or any derivation thereof, are property of and regulated by the United States Federal Government. The possession of these items is strictly controlled by the Federal Department of Justice. Due to the need for heightened security of our homeland, the distribution of these items must be monitored and recorded.

Ordering:

All orders must be submitted in writing to the Quartermaster and pre-paid. Not all items are kept in stock. Many items are only available by ordering in quantity so last minute orders may not be filled. The Quartermaster manages these variables to the best of his/her ability.

Payment:

Payment for all orders is made in advance or online, prior to being ordered. The Quartermaster does not have the authority to order items on credit for members. Ownership of any items ordered by a member becomes ownership of the member when ordered, not when received.

Freight/shipment:

When shipments come in, the member will be notified. All items are FOB to the Quartermaster.

Badges:

The ownership of all badges is retained by the Posse. When leaving the Posse, badges must be returned to the Quartermaster and a receipt should be requested.

Badge Policy:

Badges can only be worn/displayed when and during participation in a Posse sanctioned event or official special detail. Inappropriate use of the badge is a violation of State and Federal law and the offense can be prosecuted as a felony resulting in jail time. Display of the badge which conveys any color of authority associated with such display is also a direct violation of State and Federal law. Any such badge violations will result is immediate dismissal from the Posse as well as confiscation of the badge and referral of the case to the US Marshals Office for further investigation and possible prosecution. Flat badges with membership credentials shall not be displayed in a manner to infer sworn law enforcement status. Up to three badges may be ordered to avoid wear on clothing.

SECTION 9 CONDUCT

Drinking of Alcoholic Beverages / Under the Influence

Members shall refrain from over indulging in alcoholic beverages or be under the influence of drugs before any meeting or public activity. No intoxicated or under the influence member will be allowed to participate in any Marshals Posse activities.

Any member found drinking or under the influence of drugs in a Marshals Posse uniform or badge in public, or in violation of the above listed rules, shall be subject to disciplinary action by the Board of Directors and possible termination of membership. The removal of specifically the badge and vest and any other identifying mark that could be interpreted to imply law enforcement, is considered being out of uniform.

USMP Insignia, patches, signs, emergency lights, parking decals:

Members shall not display any insignia, patches, signs, emergency lights, or parking decals but for being authorized while on USMP business, details or with specific authorization. Members will not use the above to gain personal benefit or to mislead the public or law enforcement in such a way as to infer sworn law enforcement status.

Contact with Law Enforcement:

When members have contact with Law Enforcement such as - traffic violations, police reports, victim – they shall notify the USMP President as soon as possible. The USMP President will advise the US Marshal Liaison. (Member's should be aware that it is common for Law Enforcement Officers to contact the US Marshal Office to advise of contact and inform the Office

Posse Activities:

Inasmuch as USMP's represent the USMS, the approval of the host Marshal must be obtained in advance of USMP participation in public events.

Insignia and Attire:

The official insignia of the USMP is the Posse badge, modeled closely after the badge of the US Marshal, but including the word "Posse" and of slightly smaller overall dimensions. USMP's may not use the official seal of the USMS or symbols, logos, letterhead, identification cards, etc., or any portion thereof which indicate or imply that members have status as law enforcement officers or that an official relationship exists between the USMP and the US Department of Justice. USMP's currently utilizing insignia other than the Posse badge must institute a plan to replace unauthorized insignia within a reasonable time. Host Marshals are required to take immediate steps to terminate the participation in the USMP program of individuals who will fully utilize or display unauthorized USMS or Department of Justice insignia.

Because the Posse badge represents a significant honor conferred by the USMS and, in order to minimize the opportunity for such badges to be obtained by unauthorized individuals, the USMS, through the Office of Congressional and Public Affairs, will designate a single source for the procurement of Posse badges and will authorize their distribution by the manufacturer to approved Posse organizations. Each USMP is authorized to issue a single badge to each member at that person's own expense, and only after said member has successfully passed a name and fingerprint check and has been approved for membership by the host US Marshal. Each badge will be stamped on the back with letters identifying the host USMS district and will be numbered consecutively. The host Marshal will maintain a list of all individuals to whom a Posse badge has been issued.

Each USMP will establish its own policy regarding the attire worn by its members. Such policy should take into account the traditions of the USMS as well as local customs. If state and local law permits, holstered handguns may be included as part of the Posse "uniform", however, side arms may not be loaded. Moreover, handguns may not be removed from their holsters during a public event except in a planned display previously approved by the host Marshal.

USMP members, while dressed in Posse attire, may not consume alcoholic beverages in public.

USMS Personnel in the USMP:

USMS personnel may belong to the USMP in a private, off duty capacity. USMP's may choose to limit their membership but, absent such a restriction, there is no prohibition on USMS personnel becoming USMP members and participating in their private capacities. However, USMS personnel may not serve as Directors, officers, or employees of the USMP. The single exception is where USMP's invite the host US Marshal or his designee to serve in an "ex officio", nonvoting capacity. This restriction is necessary because Department of Justice employees may not manage private organizations which are organized primarily to support the USMS or the Department of Justice. This restriction avoids the appearance that official public activities are being performed through unofficial private organizations.

Moreover, 18 U.S.C. $\delta\delta 203$ and 205 prohibit current Federal government employees from representing private organizations before the Federal government. In the capacity of officers or directors, USMS personnel could be representing the USMP in violation of these criminal statutes. Further, Federal employees may not take official action on a matter involving a financial interest of an organization in which they serve as an officer, director, or employee. (See 18 U.S.C. δ 208.)

Official Participation in USMP Activities:

Designated USMS personnel (e.g., the Host Marshal, the district's Posse coordinator, the Office of Congressional and Public Affairs), acting on behalf of the USMS in an official capacity, may have an approved liaison, coordination, and advisory function with the USMP. However, other USMS personnel may not conduct official liaison activities with the USMP. Approved liaison activities include advice, assistance and participation in USMP activities, but do not include the actual conduct of USMP business. For example, USMS liaison personnel may not organize an event for the USMP. USMS official facilities, photocopying equipment, telephones, and fax machines may not be used for USMP business, and USMS district offices may not serve as official offices for the USMP.

Although the USMS may not legally provide financial support to USMP's, it may expend funds and commit personnel for the purpose of liaison with the USMP's. To the extent that liaison and advisory assistance to the USMP materially contribute to promoting the interests of the USMS, it is an acceptable use of appropriated funds. Therefore, the host Marshals and the Office of Congressional and Public Affairs may authorize reasonable assistance and time, including official travel, for USMS personnel engaged in approved USMS liaison activities with the USMP. In general, liaison activities with individual Posses will be conducted by the host district. District liaison activities may include assisting in the clearance process for new USMP members, attending USMP meetings and events as a USMS representative, and other liaison and advisory functions as appropriate. When a USMP activity has the potential of affecting the USMS beyond the boundaries of a single USMS district, such activity will be coordinated through the Office of Congressional & Public Affairs.

Gifts from USMP:

The USMP is a prohibited donor under Federal gift regulations and, therefore, USMS personnel may not accept gifts, entertainment, or anything of value from a USMP. The USMP is a prohibited donor because its activities are under the aegis of the USMS and because the USMP has interests which may be substantially affected by the performance of official duties by USMS personnel. (See 28 C.F.R. δ 45.735-14.)

There are several narrow exceptions to the rule against accepting gifts from a prohibited source. In these situations, USMS personnel may accept gifts from the USMP or their members. The exceptions are as follows:

- 1. Gifts received from a family member or close personal friend when it is clear that the personal relationship is the motivation for the gift. In order for it to be a personal gift, the giver must expend his/her personal funds, not funds of a business or organization such as the USMP.
- 2. Food and refreshments of nominal value on infrequent occasions in the course of a truly bona fide business meeting. This is sometimes referred to as the "rubber chicken" exception and applies only to significant business meetings where the meal is incidental to the business. An ad hoc "working lunch" or dinner attended by two persons or a small group of persons which is not a significant business event does not fall within this exception and may not be paid for by an otherwise prohibited donor.
- **3.** Unsolicited promotional material of nominal intrinsic value. The statute and regulations are silent as to the specifics of "nominal value" but the examples given are items such as pens, pencils, calendars and notepads. Inexpensive hats and T-shirts would also fall in this category.

Fund Raising:

Similar to the restriction on USMS employees managing a USMP's internal affairs, USMS personnel may not lend their official title to USMP fundraising activities or directly solicit funds for the USMP. However, USMS employees may attend fundraising events.

SECTION 10 VOLUNTARY FIREARMS POLICY

As the US Marshals Service is the oldest law enforcement agency of the United States, firearms are not only an inseparable part of our history, but they are indispensable tools for today's men and women who serve in and are associated with the US Marshals Service.

Unlike other Posse's or auxiliary law enforcement groups, the U.S. Marshals Posse does not function in a law enforcement capacity. Rather we represent the U.S. Marshals Service before the public. Predominately, we are visible representatives of the U.S. Marshals Service in civic events, parades, fund raising efforts, fallen officer memorials, and focused educational events like "Shop-with-a-Cop" and inner city school programs. Membership in the USMP does not convey any law enforcement authority or responsibility beyond that of a citizen.

The ceremonial aspect depicting our Western heritage, and the public's expectation of armed Posse members are valid purposes for permitting members to voluntarily wear a firearm appropriate for each event. More importantly, when wearing law enforcement designators of the U.S. Marshals Service - seal, patches, hats, jackets, and posse badges the public may not be able to distinguish sworn deputies from unsworn posse members. Being associated with law enforcement can automatically make posse members targets for criminal attention (attack). Recognizing personal defense possibilities, the U.S. Marshal has encouraged posse members to wear a firearm appropriate to their comfort level and to their personal training and ability, when in uniform.

As Arizona non-profit corporation, the U.S. Marshals Posse is not engaged in law enforcement, and therefore we do not certify members to the standards of the law enforcement community. Members are not mandated to wear firearms, but rather they are permitted to carry them specific to the appropriate uniform, event, and individual's ability, training and comfort level. As a condition of membership and acknowledgment of our policies, each member holds the U.S. Marshals Posse, its officers and leadership harmless for their individual actions regarding wearing a firearm and its use.

Membership requirements of 1) sponsorship 2) background investigation 3) fingerprint submission and 4) valid Arizona State Conceal Weapons license are steps to help ensure members are citizens in good standing.

Possession of the Arizona State Conceal Weapons license provides some assurance of training in use of force, legal requirements, firearms safety and safe weapons handling. It is each member's individual responsibility to ensure they are competently trained and safe to carry a firearm in public – just as any other Citizen would. It is also each member's responsibility to ensure they possess appropriate liability and legal defense insurance commensurate to their activities.

Upon application, Members warrant they are legal possessors of firearms – free of felony convictions, and capable of passing CCW background screening. Additionally, Members warrants they fully understand Arizona Revised Statutes laws pertaining to use of force and use of deadly force.

Below are specific U.S. Marshals Posse guidelines for wearing a firearm in uniform and at events. Members agree to abide by the following rules:

Violations of the following guidelines is cause for termination of membership.

- **1.** See the appropriate firearms selection according to the uniform event specifications (written and customary).
- 2. Members will not wear a firearm for which they are not trained, safe, or comfortable with its operations.
- 3. Strict observance of primary safety rules: 1) Treat all firearms as if loaded 2) Muzzle direction (Laser Rule) 3) Finger off trigger 4) Be sure of your backstop and beyond.
- 4. Members will arrive with handguns in properly holstered condition, and will not remove from long-term storage to engage in loading and holstering while preparing for the event. This preparation will be done prior to arriving at USMP details.
- 5. Handguns will remain securely holstered on all USMP details from staging, throughout the event and closing the event out. Handguns will not be displayed.
- 6. Holsters will be properly fitted with adequate retention to preclude the handgun from falling out of its holster. Firearms will not be worn in a manner susceptible to falling out, becoming un-holstered or not under reasonable control of the posse member.
- 7. Around the public, members will be mindful of weapon retention at all times.
- 8. Despite exigent circumstances, posse members, will be mindful of the crowds that we are often working in and around. Members understand the moral and legal liability from discharging a firearm in a public area.
- 9. Posse members are not to consume alcohol in uniform or when armed.
- 10. In the capacity as member of the U.S. Marshals Posse, we are not permitted to restrain or detain persons, suspects or subjects. If we do so, it is in our capacity as a private citizen with the attendant individual liability. Posse members are encouraged to be good witnesses helping to coordinate law enforcement response to criminal activities.

Additional Consideration:

- Within the written and customary uniform guidelines, members may choose the make, model and caliber of their firearms.
- Selection criteria for self-defense applications are: reliability, safety and adequate power.
- Ammunition should be from a brand-named manufacture consistent with local law enforcement selection.
- Criminal elements assume firearms are loaded and carried as weapons. Carrying an unloaded firearm, or a nonworking costume prop can put place one at risk. If a member is uncomfortable with a loaded gun, consideration should be given to not wearing one.
- Professional concealed weapons training encourages people to carry "less than lethal" options (i.e. OC spray) in addition to a firearm.

- Consider wearing a cover garment or leaving law enforcement designators off your person until arriving at the event or arriving at home. Stopping for fuel, coffee or lunch in uniform could encourage unwelcome attention.
- Members are encouraged to engage in continuing firearms training, and to retain certification of completion in their posse documentation.

Section 11 Parades Operations

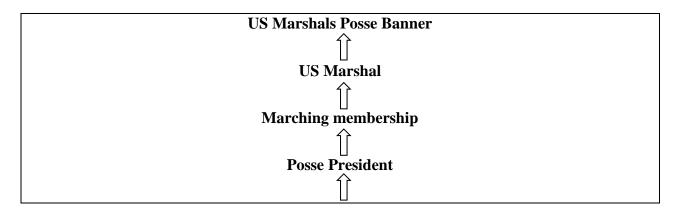
The "projected" Parade Schedule is published separately and is dependent upon the number of committed participants. As a minimum, 6 riders and two walkers (carrying the Posse banner, are required.

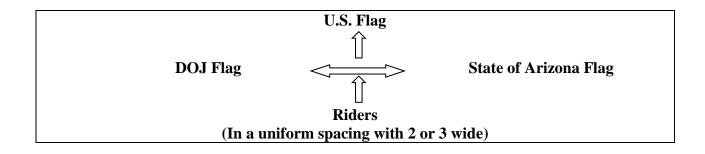
Requirements: All members participating in the parade are expected to be:

- ✓ On-time—There will be an arrival time, staging time, and event time. These are set by Parade Manager, not the Posse or our USMP Parade Captain.
- ✓ In-uniform—if in doubt, check the web page for Class B uniform requirements.
- ✓ Participate—rider, walk, or support. Just because a member cannot ride or walk doesn't mean he/she can't participate. There are numerous other support roles that can be played such as tending horses, etc. Contact your Squad Leader if you can come to an event and are unable to ride or walk.

Parade Line-up:

The following is the "customary" line-up designed to complement both safety and calm the horses. Modification is allowed if justified.





Conclusion:

The USMS fully supports the establishment of US Marshals Posses and encourages the US Marshals Posse Members to participate in their activities within the framework described above.

