

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
GENERAL ORDER 14 - 0023**

**In Re: Petitions for Reduction of Imposed Sentences for
Retroactive Application of Amendment 782
Reducing Drug Quantity Table in USSG 2D1.1**

It appearing that on April 10, 2014, the United States Sentencing Commission voted to reduce by two levels the base offense levels associated with various drug quantities involved in trafficking offenses covered by Sentencing Guideline 2D1.1 (Amendment 782); and

It further appearing that on July 18, 2014, the Sentencing Commission voted to amend Sentencing Guideline 1B1.10 to extend Amendment 782's reductions to defendants who are serving terms of imprisonment for drug-related crimes, with a requirement that any such reduced sentence cannot take effect until November 1, 2015; and

It further appearing that both amendments are effective November 1, 2014, and that it is in the interest of efficient judicial administration for consistent procedures be followed in the handling of requests seeking a reconsideration of a sentence pursuant to Amendment 782; therefore

It is hereby ordered that the procedures listed below will apply to any such request filed with this Court.

1. It is ordered that the Federal Defender Program for the Northern District of Illinois is appointed generally for all cases arising in this district under 18 U.S.C. Section 3582 where the defendant desires appointment of counsel and financially qualifies for such appointment.
2. It is hereby ordered that, upon request, the Probation Office shall disclose to the United States Attorney's Office and the Federal Defender Program any documents necessary for resolution of any motion made or to be made pursuant to 18 U.S.C. §3582. Such documents may include 1) pre-sentence investigation reports; 2) judgment orders; and 3) statements of reasons. All other restrictions that normally apply to dissemination of any of these kinds of records remain in effect.
3. Representatives from the United States Attorney's Office for the Northern District of Illinois and the Federal Defender Program shall confer to identify petitioners who may be eligible for sentence reconsideration. In those cases where an agreement is reached as to a specific sentence, the parties shall file a statement with the Court indicating the agreement of the parties. In cases in which there is no agreement, defense counsel may file any document defense counsel deems appropriate. Government counsel should be given an opportunity to respond to

whatever motion defendant files before the court takes action. The court will then take appropriate action, depending on the nature of the document and the remedy sought.

4. All cases subject to this order shall be assigned pursuant to Local Rule 40.3(b)(5).
5. The Clerk of Court is directed to send copies of this order to the Federal Defender Program and the United States Attorney and to post this order to the Court's website.
6. The Clerk of Court is further directed to provide notice to the Federal Defender and the United States Attorney in each case relevant to the issues discussed in this order and to send a copy of this order to the petitioner seeking a reduced sentence pursuant to Amendment 782.
7. All cases relevant to the issues discussed in this order are hereby stayed until November 1, 2014, unless otherwise ordered by this Court.

ENTER:

FOR THE COURT



Hon. Rubén Castillo, Chief Judge

Dated at Chicago, Illinois this 15th day of October, 2014