

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WISCONSIN

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UNITED STATES OF AMERICA,

Plaintiff,

ORDER

05-cr-28-bbc

v.

CALVIN BUCKNER,

Defendant.  
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Defendant Calvin Buckner has filed a motion pursuant to 18 U.S.C. § 3582, seeking a reduction of the sentence imposed upon him in this court on June 19, 2008. The motion will be granted.

When defendant was sentenced in 2008, his term of imprisonment was 132 months, which was about 36% above the bottom of the sentencing guideline range of 121 to 151 months. Under the amended guidelines, defendant has an advisory guideline range of 100 to 125 months.

Defendant has asked for a sentence of 100 months, at the bottom of the amended sentencing range. The government argues for a decrease to about the lower third of the

amended range or 109 months.

I am persuaded that a sentence about one-third above the bottom of the amended guideline range would be sufficient to protect the community, provide defendant the opportunity for substance abuse counseling and other rehabilitative programs, including vocational training, and achieve parity with the sentences of similarly situated offenders.

#### ORDER

IT IS ORDERED that the judgment and commitment order signed on June 19, 2008 is AMENDED to provide that the sentence imposed on defendant Calvin Buckner is reduced to 109 months. In all other respects, the judgment and commitment order remains as signed on June 19, 2008.

Entered this 21st day of November, 2011.

BY THE COURT:

/s/

BARBARA B. CRABB

District Judge