

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

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UNITED STATES OF AMERICA,

ORDER

Plaintiff,

v.

06-cr-188-bbc

GREGORY WILLIAMS,

Defendant.  
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Defendant Gregory Williams has moved for a sentencing reduction under 18 U.S.C. § 3582. He contends that because he was sentenced for possession with intent to distribute cocaine base (crack cocaine) and the guidelines for crimes involving distribution of crack cocaine have been lowered and given retroactive effect, he is entitled to a reduction in his sentence. He is mistaken.

Defendant was sentenced on March 21, 2007, to a term of imprisonment of 189 months. His sentence was based on a total offense level of 31. His guideline imprisonment range was 168-210 months. Defendant was held accountable for a drug quantity of 21,748.92 kilograms of marijuana equivalent. This amount included 183.8 grams of powder

cocaine and 990.27 grams of crack cocaine.

Defendant appealed his sentence and on April 30, 2008, his case was remanded for resentencing in light of Kimbrough v. United States, 552 U.S. 85 (2007). On July 16, 2008 defendant was resentenced to 157 months in prison. His sentence was based on a total offense level of 29. His guideline imprisonment range was 140-175 months

Under the most recent retroactive amendment, defendant's total offense level remains 29, with the same guideline range of 140-175 months. Because the amendment does not have the effect of lowering defendant's guideline range, relief under § 3582 is not authorized.

#### ORDER

Defendant Gregory Williams's motion for a reduction of sentence under 18 U.S.C. § 3582 is DENIED.

Entered this 3d day of April, 2012.

BY THE COURT:

/s/

BARBARA B. CRABB

District Judge