

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

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UNITED STATES OF AMERICA,

Plaintiff,

v.

ELIZABETH CIRVES,

Defendant.

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ORDER

07-cr-149-bbc

Defendant Elizabeth Cirves has filed a motion for appointment of counsel to represent her in a motion for a reduction in her sentence under 18 U.S.C. § 3582. She believes that she may be eligible for a reduction under the retroactive change in the sentencing guidelines. The Constitution does not require the appointment of counsel for defendants filing motions pursuant to 18 U.S.C. § 3582. I will interpret her motion as a request for a two-level decrease in her base offense and resentencing at the bottom of the new guideline level. I will give the United States an opportunity to object to defendant's motion to be sentenced at the bottom of new guideline range. After receiving a response from the government, I will decide defendant's motion.

ORDER

Defendant's motion for appointment of counsel is DENIED.

Entered this 8th day of February, 2012.

BY THE COURT:  
/s/  
BARBARA B. CRABB  
District Judge