

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

UNITED STATES OF AMERICA,

Plaintiff,

ORDER

08-cr-38-bbc

v.

ROBERT L. GIPSON,

Defendant.

Defendant Robert L. Gipson has filed a motion pursuant to 18 U.S.C. § 3582, seeking a reduction of the sentence entered on November 3, 2008. The motion will be granted.

When defendant was sentenced in 2008, his term of imprisonment was 78 months, which was at about the midpoint of the sentencing guideline range of 70 to 87 months. Under the amended guidelines, defendant has an advisory guideline range of 57 to 71 months.

Defendant has asked for a sentence of 60 months, which is the mandatory minimum sentence. The government argues for a decrease to the midpoint of the amended range or

65 months.

I am persuaded that a sentence at the midpoint of the amended guideline range is reasonable and 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 entered on November 3, 2008 is AMENDED to provide that the sentence imposed on defendant Robert L. Gipson is reduced to 65 months. In all other respects, the judgment and commitment order remains as entered on November 3, 2008.

Entered this 22d day of November, 2011.

BY THE COURT:

/s/

BARBARA B. CRABB

District Judge