

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

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UNITED STATES OF AMERICA,

Plaintiff,

v.

ALEJANDRO RODRIGUEZ-MORA,

Defendant.  
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ORDER

11-cr-58-bbc

Alejandro Rodriguez-Mora has filed a motion for early release under 18 U.S.C. § 3624 and the Federal Prison Bureau Non-Violent Offender Relief Act of 2013. The Non-Violent Offender Relief Act was a bill referred to the Subcommittee on Crime, Terrorism, Homeland Security and Investigations on January 25, 2013. (HR 62). It proposed an amendment to 18 U.S.C. § 3624 that would allow the Bureau of Prisons to release an offender under certain circumstances before the expiration of his sentence. However, that amendment has not been made law, so this court has no authority to grant defendant's motion. Once defendant's federal sentence was imposed in 2011, it became final and subject to change in only three circumstances: (1) the government were to move for a reduction under Fed. R. Crim. P. 35(b); (2) the sentencing commission were to enact a change in the sentencing guidelines

that would affect defendant's sentence; or (3) the court of appeals were to overturn his sentence and return the case to this court for re-sentencing. None of those circumstances exist in defendant's case.

### ORDER

IT IS ORDERED that defendant's Motion for Sentence Relief Under the Federal Prison Bureau Non-Violent Offender Relief Act of 2013 is DENIED.

Entered this 4th day of March, 2014.

BY THE COURT:

/s/

BARBARA B. CRABB

District Judge