

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

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UNITED STATES OF AMERICA,

Plaintiff,

v.

LUIS GARCIA-PARRA,

Defendant.  
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ORDER

02-CR-92-C-02

Pursuant to Circuit Rule 57, Circuit Rules of the United States Court of Appeals for the Seventh Circuit, giving the court of appeals authority to remand a case to the district court for the modification of a sentence, the court has asked for an indication from this court whether it is inclined to grant defendant's motion for a modification of his sentence.

In response to this request, I will state that, if the case is remanded, it is my intention to reduce the sentence imposed upon defendant by eliminating two of the levels that were used to enhance his offense level. After reviewing the evidence again during the sentencing of defendant's co-defendant, I am persuaded that it does not support the four-level

enhancement that I gave defendant.

Entered this 15th day of December, 2003.

BY THE COURT:

BARBARA B. CRABB  
District Judge