

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

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UNITED STATES OF AMERICA,

Plaintiff,

v.

CLIFTON WRIGHT,

Defendant.

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ORDER

03-cr-84-bbc

On March 14, 2011, defendant Clifton Wright filed a motion under Fed. R. Crim. P. 35 for reduction of the sentence imposed on him on December 17, 2003. I denied his motion on March 16, 2011 on the ground that the government had not filed any motions to reduce defendant's sentence and the sentence had not been overturned on appeal.

Defendant has filed a motion for reconsideration of the March 16, 2011 order. He says that court should reconsider his motion under the "Sally Act," which he alleges enables inmates to petition the court for a two-level reduction based upon evidence of rehabilitation. Defendant has submitted a variety of certificates of completion of programs in which he has participated while incarcerated. I am not aware of any legislation known as the Sally Act, I cannot find any reference to it in the United States Code and defendant has not provided any information about it.

Although defendant's efforts at rehabilitation are commendable, I still have no authority to reduce his sentence. Once the sentencing court has imposed a sentence, the court loses jurisdiction to make any changes in the sentence except in the two specific circumstances relevant here: (1) if the United States Government moves for a reduction in recognition of substantial assistance that the defendant has provided; or (2) if the court of appeals reverses defendant's conviction. Neither of these things has happened in this case, so I must deny defendant's motion.

ORDER

IT IS ORDERED that defendant Clifton Wright's motion for reconsideration of the March 16, 2011 order is DENIED.

Entered this 3d day of May, 2011.

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