

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

UNITED STATES OF AMERICA,

ORDER

Plaintiff,

v.

05-cr-39-bbc

PEDRO ZAMORA,

Defendant.

In January 2011, defendant Pedro Zamora moved for a sentencing reduction under 18 U.S.C. § 3582 and Amendments 706 and 711 to the Sentencing Guidelines. His motion was denied on March 3, 2011 because the amendment did not have the effect of lowering his guideline range. Defendant did not appeal the March 3, 2011 order or move for reconsideration.

On November 15, 2011, defendant moved again for a sentencing reduction, this time under the Fair Sentencing Act of 2010. The government stipulated to the reduction and in an order entered on November 23, 2011, defendant's sentence was reduced from 360 months to 292 months. His new motion is a duplicate of his November 15, 2011 motion,

but he has received all of the relief to which he is entitled. He is not entitled to obtain more relief under the retroactive guideline. United States v. Redd, 630 F. 3d 649, 650 (7th Cir. 2011), once a judge makes a decision on a motion brought under § 3582, the judge is not authorized to amend the sentence in any way, unless the Sentencing Commission makes another change in the guidelines.

ORDER

Defendant Pedro Zamora's motion for a reduction of sentence under 18 U.S.C. § 3582 is DENIED because the court lacks the authority to consider it.

Entered this 7th day of August, 2012.

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

