

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

UNITED STATES OF AMERICA,

Plaintiff,

v.

SHAVON CASSON,

Defendant.

ORDER

06-cr-167-bbc

Defendant Shavon Casson has moved for a reduction in her sentence on the basis of the sentencing commission's promulgation of Amendment 709, which effects a slight change in the manner in which a defendant's prior criminal history is calculated for sentencing guideline purposes. Unfortunately for defendant, who from all appearances has worked hard to improve her situation while in prison and to accept responsibility for her criminal acts, the commission did not give Amendment 709 retroactive application. That means that it does not apply to sentences such as defendant's that became final before it took effect.

Defendant was sentenced on April 4, 2007. She did not appeal her sentence, so it became final the same month. Amendment 709 did not take effect until November 1, 2007, well after defendant's sentence had become final. Therefore, defendant's motion for a

reduction in her sentence will be denied.

ORDER

IT IS ORDERED that defendant Shavon Casson's motion for a reduction in her sentence under 18 U.S.C. § 3582 and Amendment 709 (relating to U.S.S.G. §4A1.2(a)(2)) is DENIED.

Entered this 11th day of July, 2008.

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