

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

UNITED STATES OF AMERICA,

Plaintiff,

v.

TURVELL HOWARD,

Defendant.

ORDER

07-cr-12-jcs

Defendant Turvell Howard has filed a motion pursuant to 18 U.S.C. § 3582, seeking a modification of the sentence imposed upon him on April 17, 2007. During Judge Shabaz's medical leave, I am handling the cases assigned to him, including this one.

Defendant believes that he is eligible for a reduction because the Sentencing Commission has lowered the guidelines for crack cocaine offenses. However, defendant was sentenced for unlawful possession of ammunition, not for possession or distribution of crack cocaine. He is not eligible for a reduction in his sentence under Amendment 706.

ORDER

IT IS ORDERED that defendant Turvell Howard's motion for a modification of his

sentence pursuant to 18 U.S.C. § 3582 is DENIED for defendant's failure to show that the Sentencing Commission has reduced the sentencing guidelines range for the crime for which he was convicted.

Entered this 10th day of July, 2008.

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