

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

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UNITED STATES OF AMERICA,

Plaintiff,

v.

MICHAEL SCATES,

Defendant.

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ORDER

08-cr-27-bbc

Defendant Michael Scates has moved for a reduction in his sentence under 18 U.S.C. § 3582, The Fair Sentencing Act of 2010 and U.S.S.G. Amendments 750 and 759. He argues that under the court of appeals' recent decision in United States v. Wren, 2013WL45213 (7th Cir. 2013), he qualifies for a reduction in his sentence.

The government may have until April 1, 2013 to respond to defendant's motion. This is not the first time that defendant has sought a § 3582 reduction in his sentence under the Fair Sentencing Act, see dkt. #63, so the government should address the question whether defendant may bring a successive motion for relief under § 3582 in light of United States v. Redd, 630 F.3d 649 (7th Cir. 2011). Defendant may have until April 15, 2013 in which to

file a reply to the government's submission.

Entered this 21st day of March, 2013.

BY THE COURT:

/s/

BARBARA B. CRABB

District Judge