

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

UNITED STATES OF AMERICA,

ORDER

Plaintiff,

12-cr-156-bbc

v.

ANTOINE EDWARDS,

Defendant.

Defendant Antoine Edwards has moved under 18 U.S.C. § 3582(c)(2) for a reduction of his sentence to reflect the latest amendments to the sentencing guidelines. The motion must be denied. Defendant is not eligible for a reduction in his sentence, because his present sentence is below the sentence for which he would be eligible under the new guidelines.

When defendant was sentenced, he was found to have a total offense level of 31, with a criminal history category of VI. His sentence was 96 months, well below his guideline range of 188-235 months.

With the recent reduction in the sentencing guidelines for drug offenses, defendant's revised total offense level is now 29 and his amended guideline range is 151-188 months. This range is above defendant's amended guideline range at the time of sentencing, which

means that he is not eligible for a reduction. Under U.S.S.G. § 1B.1.10(b)(A), a court may not reduce a defendant's term of imprisonment under § 3582(C)(2) to a prison term that is less than the amended guideline range.

ORDER

IT IS ORDERED that defendant Antoine Edwards's motion for a sentence reduction under 18 U.S.C. § 3582(c)(2) is DENIED.

Entered this 8th day of July, 2015.

BY THE COURT:

/s/

BARBARA B. CRABB

District Judge