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JUNE 25, 2015  
  
CLERK US DISTRICT COURT  
DISTRICT OF ARIZONA  
  
BY s/ M. Everette DEPUTY

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**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ARIZONA**

In the Matter of  
  
APPOINTMENT OF THE FEDERAL  
PUBLIC DEFENDER FOR THE PURPOSE  
OF SCREENING REQUESTS FOR THE  
SENTENCE REDUCTION BASED ON  
AMENDMENTS 782 AND 788 TO THE  
U.S. SENTENCING GUIDELINES

GENERAL ORDER 15-13

Pursuant to 18 U.S.C. § 3006A(c) and in the Court’s discretion, the Court now issues the following order to facilitate the processing of requests under 18 U.S.C. § 3582(c)(2) for a sentence reduction based on Amendments 782 and 788 to the U.S. Sentencing Guidelines. Accordingly, IT IS HEREBY ORDERED:

1. In all matters where a defendant convicted in the District of Arizona wishes to pursue any request for a sentence reduction based on Amendments 782 and 788 to the U.S. Sentencing Guidelines, the Office of the Federal Public Defender for the District of Arizona is hereby appointed for the purpose of consultation, screening client files, responding to defendant inquiries and, where appropriate, filing a motion or stipulation on behalf of that defendant.
2. The Federal Public Defender’s Office will determine:
  - a. whether the defendant is eligible for a sentence reduction under § 3582(c)(2) and U.S.S.G. § 1B1.10 based on Amendment 782;
  - b. whether the United States Attorney for the District of Arizona will stipulate to the defendant’s eligibility for, and the extent of, any reduction based on

1 Amendment 782;

2 c. if the United States Attorney will not so stipulate, whether a motion for the  
3 sentence reduction should be filed in the defendant's case; and

4 d. whether the Federal Public Defender's Office faces a conflict of interest  
5 that prevents them from representing the defendant in connection with a  
6 request for the Amendment 782 sentence reduction.

7 3. When the Federal Public Defender's Office determines, upon review, that the  
8 defendant is potentially eligible for a sentence reduction based on Amendment  
9 782, the Federal Public Defender's Office is hereby appointed to represent that  
10 defendant.

11 4. When the Federal Public Defender's Office determines, upon review, that the  
12 defendant is potentially eligible for a sentence reduction based on Amendment  
13 782, but also that there is a conflict of interest that prevents representation, it shall  
14 locate counsel to assist the defendant in seeking the Amendment 782 sentence  
15 reduction and file an appropriate motion in accordance with the CJA Plan for this  
16 District.

17 5. The United States Probation Office for the District of Arizona is hereby authorized  
18 to disclose presentence investigation reports and statements of reasons for  
19 imposing sentence to the Federal Public Defender's Office so that it may assess  
20 the defendant's eligibility for the sentence reduction and determine whether there  
21 is a conflict of interest.

22 6. The United States Attorney's Office and the Public Defender's Office will make  
23 their best efforts to use the reports they already have in their possession before  
24 requesting copies from the United States Probation Office.

25 DATED this 25<sup>th</sup> day of June, 2015.

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Raner C. Collins  
Chief United States District Judge