

**UNITED STATES DISTRICT COURT  
DISTRICT OF MAINE**

**UNITED STATES OF AMERICA**

**v.**

**ROBERT MARION,**

**DEFENDANT**

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**CRIMINAL No. 04-94-P-H**

**ORDER ON DEFENDANT'S MOTION FOR  
MODIFICATION OF SENTENCE**

The "motion letter" is **DENIED**. The defendant fears that he is not receiving proper credit for times served in a county jail. Credit for time served is a matter for the Attorney General, acting through the Bureau of Prisons, United States v. Wilson, 503 U.S. 329 (1992), and this court has no authority in the matter. Id. at 333-34. Nevertheless, at my request, this court's Probation Office did contact the case manager at the penal institution where defendant is housed to inquire. After speaking to the case manager, the Probation Officer has written to Mr. Marion that she say he is receiving the credit he seeks, and that he can obtain clarification from the case manager at his institution.

**SO ORDERED.**

**DATED THIS 9TH DAY OF MARCH, 2011**

/s/D. Brock Hornby

**D. BROCK HORNBY  
UNITED STATES DISTRICT JUDGE**

**U.S. DISTRICT COURT  
DISTRICT OF MAINE (PORTLAND)  
CRIMINAL DOCKET No. 2:04CR94 (DBH)**

**United States of America**

Represented by Michael Conley  
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**v.**

**Robert Marion,**

**Defendant**

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