

**UNITED STATES DISTRICT COURT
DISTRICT OF MAINE**

UNITED STATES OF AMERICA,)	
)	
)	
v.)	CRIMINAL No. 2:03-CR-41-DBH-04
)	
GEORGE WASHINGTON,)	
)	
DEFENDANT)	

ORDER ON MOTION FOR REDUCTION OF SENTENCE

The defendant filed a motion to reduce sentence on April 21, 2015. He asks that it be substituted for a motion he filed earlier on April 13, 2015. I denied that earlier motion by written opinion on April 17, 2015. I now **DENY** his latest motion. With respect to his new arguments, I rule that the Guideline amendments concerning drug quantity calculations do not provide an opportunity for the defendant now to challenge the constitutionality of his 2006 sentence (affirmed on appeal) under equal protection (crack v. powder cocaine disparity)¹ or cruel and unusual punishment. See 28 U.S.C. § 2255(f) (time limits for attacking sentence).

SO ORDERED.

DATED THIS 27TH DAY OF APRIL, 2015

/s/D. BROCK HORNBY
D. BROCK HORNBY
UNITED STATES DISTRICT JUDGE

¹ As I stated in my decision of April 17, 2015, drug quantity is not what drove the defendant's sentence, but rather his status as a career offender.

**UNITED STATES DISTRICT COURT
DISTRICT OF MAINE (PORTLAND)
CRIMINAL DOCKET No. 2:03-CR-41-DBH-03**

United States of America

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v.

**George Washington,
Defendant**

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