

**UNITED STATES DISTRICT COURT  
DISTRICT OF MAINE**

UNITED STATES OF AMERICA,	)	
	)	
	)	
v.	)	
	)	Docket nos. 04-cr-112-P-S &
DUNG VU,	)	04-cr-136-P-S
	)	
	)	
Defendant.	)	
	)	

**ORDER DENYING REQUEST FOR SENTENCE REDUCTION**

Before the Court is Defendant's *pro se* Motion for an Order Granting a Sentence Reduction (Docket # 93 in 04-cr-112 & Docket # 477 in 04-cr-136). Via this Motion, the Defendant requests that the Court reduce his sentence pursuant to 18 U.S.C. § 3582(c)(2) and the recent amendments to the Sentencing Guidelines related to crack cocaine. See USSG § 1B1.10. After reviewing the file, the Court has determined that this Defendant was sentenced to 120 months because that is the mandatory minimum sentence required by 21 U.S.C. § 841(b)(1)(A). Because a ten year term of imprisonment is required by statute, the Court may not reduce this sentence even if the amended Guidelines would yield a lower Guideline range.

For this reason, the Court hereby DENIES Defendant's Motion.

**SO ORDERED.**

/s/ George Z. Singal  
Chief U.S. District Judge

Dated this 2nd day of January, 2008.

(1)

**DUNG VU**

*TERMINATED: 01/05/2006*

*also known as*

**DUNG**

*TERMINATED: 01/05/2006*

represented by **RONALD W. SCHNEIDER, JR.**

**BERNSTEIN, SHUR**

**100 MIDDLE STREET**

**P.O. BOX 9729**

**PORTLAND, ME 04104-5029**

**207-774-1200**

**Email:**

**rschneider@bernsteinshur.com**

*TERMINATED: 12/07/2004*

*LEAD ATTORNEY*

*ATTORNEY TO BE NOTICED*

*Designation: Retained*

**SARAH A. CHURCHILL**

**STRIKE, GOODWIN & O'BRIEN**

**400 ALLEN AVENUE**

**PORTLAND, ME 04103**

**878-5519**

**Email:**

**schurchill@sgolawyers.com**

*ATTORNEY TO BE NOTICED*

*Designation: CJA Appointment*

---

**Plaintiff**

**USA**

represented by **RENEE M. BUNKER**

**OFFICE OF THE U.S.**

**ATTORNEY**

**DISTRICT OF MAINE**

**100 MIDDLE STREET PLAZA**

PORTLAND, ME 04101  
Email: renee.bunker@usdoj.gov  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*