

**UNITED STATES DISTRICT COURT
DISTRICT OF MAINE**

UNITED STATES OF AMERICA,)	
)	
v.)	
)	
RONALD EVANS,)	Docket no. 02-cr-36-B-S
)	
)	
Defendant.)	
)	

ORDER DENYING REQUEST FOR SENTENCE REDUCTION

Before the Court is a letter from the Defendant, dated January 23, 2008 (Docket # 43), which this Court has docketed and treated as a motion to appoint counsel and a motion to reduce sentence. Via this submission, Defendant seeks a sentence reduction pursuant to 18 U.S.C. § 3582(c)(2) and the recent amendments to the Sentencing Guidelines related to crack cocaine. After reviewing the file, the Court has determined that this Defendant was sentenced to 270 months based, in part, on a finding that he was a Career Offender under USSG § 4B1.1. Because this career offender finding determined his offense level under the Guidelines, Defendant's sentence was not derived from or affected by a calculation of crack cocaine quantity and USSG § 2D1.1. Thus, the recent revisions pertaining to crack cocaine quantity do nothing to change the Defendant's Guideline range and do not provide a basis for the Court to reduce his sentence in accordance with 18 U.S.C. § 3582(c).

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

SO ORDERED.

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

Dated this 19th day of February, 2008.

Defendant (1)

RONALD EVANS

TERMINATED: 08/14/2003

represented by **RONALD EVANS**

04288-082

FCI Fort Dix

Federal Correctional Institution

P.O. Box 2000

Fort Dix, NJ 08640

PRO SE

BRETT D. BABER

LANHAM & BLACKWELL, P.A.

470 EVERGREEN WOODS

BANGOR, ME 04401

207-945-6111

Fax: 207-945-6118

Email:

bbaber@lanhamblackwell.com

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Designation: Retained

JEFFREY M. SILVERSTEIN

RUSSELL, SILVER AND

SILVERSTEIN

145 EXCHANGE STREET

SUITE 3

BANGOR, ME 04401-6505

(207) 942-8244

Email: jsilverstein@rlslaw.com

TERMINATED: 08/26/2002

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Designation: CJA Appointment

PAUL BRENNER

LAW OFFICE OF PAUL BRENNER

401 BROADWAY

ROOM 306

NEW YORK, NY 10013

212-431-4880

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Designation: Retained

Pending Counts

Disposition

21:841A=ND.F NARCOTICS -
SELL, DISTRIBUTE, OR
DISPENSE; POSSESSION OF
COCAINE BASE WITH INTENT
TO DISTRIBUTE
(1s)

270 months imprisonment to be
served concurrent with the sentence
imposed in 1-3-mc-13; to be followed
by 8 years supervised release, .00
special assessment;

Highest Offense Level (Opening)

Felony

Terminated Counts

21:841B=ND.F NARCOTICS -
SELL, DISTRIBUTE, OR
DISPENSE COCAINE BASE
(1)

Disposition

**Highest Offense Level
(Terminated)**

Felony

Complaints

None

Disposition

Plaintiff

USA

represented by **DANIEL J. PERRY**
U.S. ATTORNEY'S OFFICE
DISTRICT OF MAINE
100 MIDDLE STREET PLAZA
PORTLAND, ME 04101
207-780-3257
Email: dan.perry@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED