

**UNITED STATES DISTRICT COURT  
District of Maine**

<b>EASTON WILSON,</b>	)	
	)	
<b>Movant</b>	)	
	)	
<b>v.</b>	)	<b>No. 1:03-CR-00018-GZS</b>
	)	<b>1:13-CV-00366-GZS</b>
<b>UNITED STATES OF AMERICA,</b>	)	
	)	
<b>Respondent</b>	)	
	)	

**ORDER AFFIRMING THE  
RECOMMENDED DECISION OF THE MAGISTRATE JUDGE**

The United States Magistrate Judge filed with the Court on October 1, 2013, her Recommended Decision (ECF No. 820). Movant filed his Objection to the Recommended Decision (ECF No. 821) on October 15, 2013.

I have reviewed and considered the Magistrate Judge's Recommended Decision, together with the entire record; I have made a de novo determination of all matters adjudicated by the Magistrate Judge's Recommended Decision; and I concur with the recommendations of the United States Magistrate Judge for the reasons set forth in her Recommended Decision, and determine that no further proceeding is necessary.

1. It is therefore **ORDERED** that the Recommended Decision of the Magistrate Judge is hereby **AFFIRMED**.

2. It is hereby **ORDERED** that Movant's 28 U.S.C. § 2255 is **DISMISSED WITHOUT PREJUDICE** so that he may pursue a motion in the First Circuit Court of Appeals pursuant to § 2244(b)(3)(A), if he so chooses.
3. A certificate of appealability is **DENIED** because there is no showing of the denial of a constitutional right within the meaning of 28 U.S.C. § 2253(c)(2).

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

Dated this 5th day of November, 2013.

**Defendant (1)**

**EASTON WILSON**

*TERMINATED: 06/09/2004*

*also known as*

**BILL**

*TERMINATED: 06/09/2004*

*also known as*

**B**

*TERMINATED: 06/09/2004*

represented by **EASTON WILSON**

04293-036

FCI RAY BROOK

FEDERAL CORRECTIONAL  
INSTITUTION

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### Pending Counts

21:841A=ND.F - CONSPIRACY TO  
DISTRIBUTE AT LEAST 50  
GRAMS OF COCAINE BASE - 21  
USC Sec. 841(b)(1)(A), and 846  
(1sss)

21:952A=NI.F CONSPIRACY TO  
IMPORT AT LEAST 6  
KIOLOGRAMS OF COCAINE - 21  
USC Sec. 952(a),960(a), 960(b)(3)  
and 963  
(3sss)

21:841A=ND.F DISTRIBUTION  
AND AIDING AND ABETTING  
DISTRIBUTION OF COCAINE  
BASE 21 USC Sec. 841(a)(1) and  
841(b)(1)(C), 18 USC Sec. 2  
(4sss-5sss)

### Disposition

Two Hundred Fifty Seven (257)  
months imprisonment on Counts One,  
Three and Six, and Two-Hundred  
Forty (240) months imprisonment on  
Counts Four and Five to be served  
concurrently. Ten (10) years on each  
of Counts One, Three, Four, Five, and  
Six, to be served concurrently.  
\$500.00 special assessment. Fine  
waived.

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months imprisonment on Counts One,  
Three and Six, and Two-Hundred  
Forty (240) months imprisonment on  
Counts Four and Five to be served  
concurrently. Ten (10) years on each  
of Counts One, Three, Four, Five, and  
Six, to be served concurrently.  
\$500.00 special assessment. Fine  
waived.

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Three and Six, and Two-Hundred  
Forty (240) months imprisonment on  
Counts Four and Five to be served  
concurrently. Ten (10) years on each  
of Counts One, Three, Four, Five, and  
Six, to be served concurrently.

21:841A=ND.F POSSESSION  
WITH INTENT TO DISTRIBUTE  
AT LEAST 5 GRAMS OF  
COCAINE BASE - 21 USC Sec.  
841(a)(1) and 841(b)(1)(B)  
(6sss)

\$500.00 special assessment. Fine  
waived.

Two Hundred Fifty Seven (257)  
months imprisonment on Counts One,  
Three and Six, and Two-Hundred  
Forty (240) months imprisonment on  
Counts Four and Five to be served  
concurrently. Ten (10) years on each  
of Counts One, Three, Four, Five, and  
Six, to be served concurrently.  
\$500.00 special assessment. Fine  
waived.

**Highest Offense Level (Opening)**

Felony

**Terminated Counts**

NARCOTICS - SELL,  
DISTRIBUTE, OR DISPENSE;  
DISTRIBUTION AND AIDING  
AND ABETTING THE  
DISTRIBUTION OF COCAINE IN  
VIOLATION OF 21:841(a)(1) and  
(b)(1)(c) and 18:2  
(1-3)

21:841A=ND.F; NARCOTICS -  
SELL, DISTRIBUTE, OR  
DISPENSE COCAINE BASE;  
21:841(a)(1), 841(b)(1)(A) and 846  
(1s)

21:841A=ND.F; CONSPIRACY TO  
DISTRIBUTE AT LEAST 50  
GRAMS OF COCAINE BASE;  
21:841(a)(1), 841(b)(1)(A), 846  
(1ss)

21:952A=NI.F; NARCOTICS -  
IMPORT COCAINE; 21:952(a),  
960(a), 960(b)(3) and 963  
(2s)

21:952A=NI.F; CONSPIRACY TO  
IMPORT AT LEAST 500 GRAMS  
OF COCAINE; 21:952(a), 960(a),

**Disposition**

960(b)(3), 963  
(2ss)

21:841A=ND.F; NARCOTICS -  
SELL, DISTRIBUTE, OR  
DISPENSE COCAINE BASE;  
21:841(a)(1) and 841(b)(1)(C), 18:2  
(3s-4s)

21:841A=ND.F; DISTRIBUTION  
AND AIDING AND ABETTING  
DISTRIBUTION OF COCAINE  
BASE; 21:841(a)(1), 841(b)(1)(C),  
18:2  
(3ss-4ss)

NARCOTICS - SELL,  
DISTRIBUTE, OR DISPENSE;  
POSSESSION WITH INTENT TO  
DISTRIBUTE COCAINE IN  
VIOLATION OF 21:841(a)(1) and  
(b)(1)(b)  
(4)

21:841A=ND.F; POSSESSION  
WITH INTENT TO DISTRIBUTE  
AT LEAST 5 GRAMS OF  
COCAINE BASE; 21:841(a)(1) and  
841(b)(1)(B)  
(5s)

21:841A=ND.F; POSSESSION  
WITH INTENT TO DISTRIBUTE  
AT LEAST 5 GRAMS OF  
COCAINE BASE; 21:841(a)(1),  
841(b)(1)(B)  
(5ss)

**Highest Offense Level**  
**(Terminated)**

Felony

**Complaints**

knowingly and intentionally  
distributed and aided and abetted the  
distribution of cocaine base, and  
knowingly and intentionally

**Disposition**

possessed with the intent to distribute  
5 or more grams of cocaine base, a  
controlled substance

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**Plaintiff**

**USA**

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