

UNITED STATES DISTRICT COURT

for the

SOUTHERN District of OHIO

United States of America)

v.)

JOHN ALVIN WEST,)

Case No: 1:00cr70-1

USM No: 03340-061

Date of Previous Judgment: 03/20/2001)

Steve Nolder, Federal Public Defender

(Use Date of Last Amended Judgment if Applicable)

) Defendant's Attorney

Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)

Upon motion of the defendant the Director of the Bureau of Prisons the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion,

IT IS ORDERED that the motion is:

DENIED. GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 118 Months months is **reduced to** 94 Months.

I. COURT DETERMINATION OF GUIDELINE RANGE (Prior to Any Departures)

Previous Offense Level: 29 Amended Offense Level: 27

Criminal History Category: III Criminal History Category: III

Previous Guideline Range: 108 to 135 months Amended Guideline Range: 87 to 108 months

II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE

- The reduced sentence is within the amended guideline range.
- The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.
- Other (explain):

III. ADDITIONAL COMMENTS

Except as provided above, all provisions of the judgment dated 3-20-01 shall remain in effect.

IT IS SO ORDERED.

Order Date: April 17, 2008


Judge's signature

Effective Date: April 17, 2008
(if different from order date)

Michael R. Barrett, United States District Judge
Printed name and title