

**United States District Court
for the Northern District of Texas**

_____ **Division**

United States of America,
Plaintiff,

§
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§
§

Place of Confinement

v.

Bureau of Prisons Inmate Number

Defendant,

Criminal Case Number

**Defendant's Motion and Questionnaire for Reduction of Sentence
Pursuant to Section 404 of the First Step Act of 2018**

Instructions – Read Carefully

1. This form motion should only be used when requesting that your sentence be reduced based upon Section 404 of the First Step Act of 2018, which became effective on December 21, 2018. Defendants are *eligible* for relief if: they were convicted for an offense involving crack cocaine / cocaine base; they were sentenced before June 21, 2012, when the Supreme Court decided Dorsey v. United States, 567 U.S. 260 (2012); they continue to serve a sentence that is not fully in accordance with the Fair Sentencing Act; and a court has not already rejected a previous motion under Section 404 of the First Step Act. The First Step Act does not require a court to reduce the sentence, even though the defendant may be eligible for a reduction.
2. The motion must be legibly handwritten or typewritten. All questions must be briefly answered in the proper space on the form.
3. When the motion is fully completed, the original and two copies must be mailed to the Clerk of the United States District Court for the Northern District of Texas at the appropriate divisional office where the defendant was convicted:

Abilene Division
P.O. Box 1218
Abilene, TX 79604

Amarillo Division
205 E. 5th St, Rm 133
Amarillo, TX 79101

Dallas Division
1100 Commerce St, Rm 1452
Dallas, TX 75242

Fort Worth Division
501 W. 10th St, Rm 310
Fort Worth, TX 76102

Lubbock Division
1205 Texas Ave, Rm 209
Lubbock, TX 79401

San Angelo Division
33 East Twohig St, Rm 202
San Angelo, TX 76903

Wichita Falls Division
P.O. Box 1234
Wichita Falls, TX 76307

4. Questionnaires that do not follow these instructions will be returned, and the mistake will be identified.

Questionnaire

1. Name and location of the court that entered the sentence that you are asking to reduce:

2. Date(s) of sentence and judgment of conviction:

3. Are you currently in prison for this sentence?

_____ Yes _____ No

4. If so, when is your projected date of release from the Bureau of Prisons (BOP)?

5. Some programs offered by the BOP can reduce the length of time you would spend in custody. An example of one of these programs is completion of the Residential Drug Abuse Program. Are you participating in one of these programs and, if so, when will you complete the program?

_____ Yes _____ Date completed _____ No

6. Are you currently on supervised release? _____ Yes _____ No

7. Are you currently in prison because you violated your supervised release?

_____ Yes _____ No

8. Is your case currently on appeal? _____ Yes _____ No

9. Offense(s) for which you were convicted (all counts):

10. Did your offense of conviction involve manufacture, distribution, or dispensing of crack cocaine / cocaine base or possession with intent to manufacture, distribute, or dispense crack cocaine / cocaine base?

_____ Yes _____ No _____ Do not know

11. Were you sentenced prior to June 21, 2012?

_____ Yes _____ No _____ Do not know

12. Have you previously filed a motion requesting a sentencing reduction under Section 404 of the First Step Act of 2018?

_____ Yes _____ No _____ Do not know

13. List any good conduct that occurred after your original sentencing that you would like the Court to know in deciding whether you should receive a sentencing reduction (for example, participating in a drug treatment program, or completing your GED or another degree).

I pray that the Court grant me relief for which I may be entitled in this proceeding.

Respectfully submitted on _____, 20_____

Signature of Defendant

Printed Name

BOP No.

Federal Correctional Institution (if applicable)

Address

City, State & Zip Code