

7/9/2018

JULIA C. DUDLEY, CLERK
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IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA

In Re:)
)
Hughes v. United States,) **STANDING ORDER**
138 S. Ct. 1765 (2018).) **No. 2018-6**

Pursuant to the Criminal Justice Act, 18, U.S.C. § 3006A(a)(1) and (c), and the discretion of the Court, the Federal Public Defender for the Western District of Virginia is appointed to represent any defendant sentenced in this district who was previously determined to have been entitled to appointment of counsel, or who is now indigent, to determine whether that defendant may qualify for relief under 18 U.S.C. § 3582(c)(2) in light of Hughes v. United States, 138 S. Ct. 1765 (2018). See also Koons v. United States, 138 S. Ct. 1783 (2018).

The United States Probation Office for the Western District of Virginia is directed to provide the Federal Public Defender, the United States Attorney, and the court with a list of defendants potentially eligible for sentence reduction following Hughes. This list would include any defendant who has previously filed for a sentence reduction under a retroactive Sentencing Guidelines amendment, but whose request was denied because that defendant entered into a binding plea agreement under Federal Rule of Criminal Procedure 11(c)(1)(C).

The Probation Office and the Clerk of the United States District Court for the Western District of Virginia are authorized to disclose Presentence Investigation Reports,

Statement of Reasons and Judgments to the Federal Public Defender for the purpose of determining eligibility for relief under Hughes.

It is SO ORDERED.

ENTER: This 6th day of July, 2018.

Michael F. Urbanski

Michael F. Urbanski
Chief United States District Judge