

FILED
U.S. DISTRICT COURT
DISTRICT OF KANSAS

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF KANSAS

2008 FEB -5 PM 6:08

RALPH L. LURCH
CLERK

BY _____ DEPUTY
AT KANSAS CITY, KS

IN RE: PETITIONS FOR RETROACTIVE
APPLICATION OF NOVEMBER 1, 2007
AMENDMENT TO CRACK COCAINE
OFFENSE LEVEL GUIDELINES

ADMINISTRATIVE ORDER

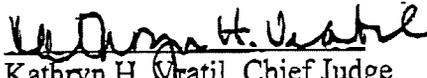
Pursuant to the provisions of the Criminal Justice Act, Title 18, USC §3006A(a)(1) and (c), the Office of the Federal Public Defender for the District of Kansas is hereby appointed to represent any defendant previously determined to have been entitled to appointment of counsel or who is now indigent, to determine whether that defendant may qualify to seek reduction of sentence and to present any motions or applications for reduction of sentence in accordance with the revised base offense levels for crack cocaine, Section 2D1.1, USSG.

The U.S. Probation Office for the District of Kansas is authorized to disclose Presentence Investigation Reports and Statements of Reasons to the Federal Public Defender's Office for the purpose of determining eligibility for relief, and for determining whether conflict of interest precludes the Federal Public Defender from representing the client.. Should the Federal Public Defender determine that there is a prohibitive conflict in which the prospective client's interests are materially adverse to those of a current or former client with regard to representation of a particular defendant in this litigation, the Court shall be notified and the Clerk of the Court is authorized to appoint a member of the Criminal Justice Act panel of this District.

The Court has heard the objections of the United States Attorney for the District of Kansas, and the respective positions of the United States Probation Office and the Federal Public Defender's Office, regarding this procedure.

IT IS SO ORDERED.

DATED this 5th day of February, 2008.


Kathryn H. Oratil, Chief Judge
United States District Court
District of Kansas