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MAY 06 2020

CARMELITA REEDER SHINN, CLERK
U.S. DIST. COURT, WESTERN DIST. OKLA.
BY CRS, DEPUTY

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF OKLAHOMA

IN RE: EXPEDITED PRESENTENCE)
DEADLINES IN CERTAIN CASES) G.O. 20-12

ORDER

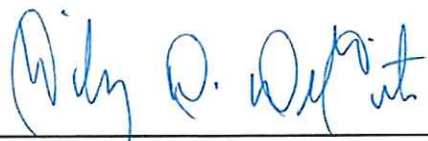
In light of the exigent circumstances created by the COVID-19 pandemic and in recognition of the fact that some defendants charged with Illegal Re-Entry after Deportation (8 U.S.C. § 1326(a)) may be eligible for a sentence of time served, the Court directs that the United States Probation Office shall, after preparation of the bail report, but prior to entry of a plea of guilty, identify those defendants charged with this offense who are likely to fall within Zone A or Zone B of the U.S. Sentencing Guidelines. In the cases so identified, the presentence disclosure and response deadlines in Fed. R. Crim. P. 32 are amended as follows:

1. The initial presentence report shall be disclosed no later than 10 business days from the date of entry of a plea of guilty;
2. All objections to the presentence report shall be submitted to the assigned U.S. Probation Officer no later than 7 calendar days following disclosure of the initial presentence report;
3. The final presentence report shall be disclosed no later than 3 calendar days after the objection deadline; and
4. Sentencing may be scheduled at or beyond 7 calendar days from disclosure of the final presentence report, but shall not be earlier than 17 days from issuance of the initial presentence report.

The deadlines set forth in subsections (2) through (4) result in a notice period of at least 17 days between disclosure of the initial report and sentencing, amending the 35 day notice period prescribed by Fed. R. Crim. P. 32(e)(2). In the event the presentence investigation

reveals that the defendant is not likely to fall within Zone A or Zone B of the U.S. Sentencing Guidelines, the assigned U.S. Probation Officer shall notify the presiding judge and counsel for both parties, and the case will be exempted from these expedited deadlines.

ENTERED FOR THE COURT this 6th day of May, 2020.



TIMOTHY D. DeGIUSTI
Chief United States District Judge