

IN THE UNITED STATES DISTRICT COURT FOR
THE DISTRICT OF KANSAS

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
v.)
)
CRAIG T. WILLIAMS,)
)
Defendant.)

Case No. 99-10092-WEB

Memorandum and Order

Defendant Craig Williams filed a motion pursuant to 18 U.S.C. § 3582(c)(2) for a reduction in his term of imprisonment based on the retroactive Sentence Guidelines following the adoption of Amendment 750. (Doc. 108). Williams argues that U.S.S.G. § 1B1.10 has been amended, lowering his offense level, and in effect modifying his term of imprisonment. See PL 111-220, 2010 § 1789, Fair Sentencing Act of 2010. Although Williams is correct that § 1B1.10 has been amended, and the amendment is retroactive, Williams was sentenced under U.S.S.G. 4B1.1. Section 4B1.1 applies to career offenders. Since William is a career offender, his offense level was calculated under Section 4B1.1, not Section 1B1.10. Therefore, the retroactive sentencing amendment does not apply to Williams. Williams' request for a sentence modification (Doc. 108) is denied.

It is ordered this 22nd day of November, 2011.



Wesley E. Brown
Senior U.S. District Court Judge