

UNITED STATES OF AMERICA, )  
 )  
 Plaintiff, )  
 )  
 v. ) Case No. 09-10065-WEB  
 )  
 JOHN H. DICKERSON, )  
 )  
 Defendant. )

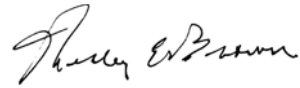
Defendant John Dickerson filed a Motion for Retroactive Application of Sentencing Guidelines to Crack Cocaine Offenses. (Doc. 16). On August 19, 2009 Dickerson plead guilty pursuant to Rule 11(c)(1)(C) to Possession with the intent to Distribute Cocaine Base, in violation of 21 U.S.C. § 841(a)(1). Dickerson's guideline range was 188 to 235 months imprisonment. However, based on the parties agreement, Dickerson was sentenced to 96 months imprisonment.

Secondly, Dickerson expressly waived his right to file a motion for relief under § 3582(c) in the plea agreement. Since Dickerson has not set forth any reason why this waiver is not valid and enforceable, the Court will not allow him to seek relief that is directly contrary to his plea agreement.

IT IS THEREFORE ORDERED that Dickerson's Motion for Retroactive Application of

Sentencing Guidelines to Crack Cocaine Offenses (Doc. 16) be denied.

IT IS SO ORDERED this 10th day of January, 2012.

A handwritten signature in black ink, appearing to read "Wesley E. Brown". The signature is written in a cursive, flowing style.

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