

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF KANSAS**

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|----------------------------------|---|----------------------------|
| UNITED STATES OF AMERICA, |) | |
| |) | |
| Plaintiff, |) | |
| |) | CRIMINAL ACTION |
| v. |) | |
| |) | No. 12-20066-38-KHV |
| RIKO CARTER, |) | |
| |) | |
| Defendant. |) | |
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ORDER

This matter is before the Court on defendant's Motion To Reduce Sentence Under 18 U.S.C. § 3582(c)(1)(A)(i) (Doc. #2240) filed July 21, 2020. Defendant seeks compassionate release under 18 U.S.C. § 3582(c)(1)(A) based on his health condition and the COVID-19 pandemic.

The Court may entertain requests for compassionate release only upon a motion of the BOP or of defendant after defendant "has fully exhausted all administrative rights to appeal a failure of the [BOP] to bring a motion on the defendant's behalf or the lapse of 30 days from the receipt of such a request by the warden of the defendant's facility, whichever is earlier." 18 U.S.C. § 3582(c)(1)(A). Defendant alleges that on June 19, 2020, the warden at MCFP Springfield received his request for compassionate release. Motion To Reduce Sentence Under 18 U.S.C. § 3582(c)(1)(A)(i) (Doc. #2240) at 13. Defendant's motion does not address whether the warden responded to his request. **On or before August 17, 2020, defendant shall submit a supplemental memorandum that (1) addresses whether the warden responded to his request for compassionate release and (2) attaches a copy of the warden's response, if any.**

IT IS SO ORDERED.

Dated this 10th day of August, 2020 at Kansas City, Kansas.

s/ Kathryn H. Vratil
KATHRYN H. VRATIL
United States District Judge