

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

**IN RE: PETITIONS FOR APPLICATION OF RETROACTIVE  
2023 CRIMINAL HISTORY AMENDMENTS (AMENDMENT 821) TO THE  
U.S. SENTENCING GUIDELINES**

**ADMINISTRATIVE ORDER**

Pursuant to the Criminal Justice Act at 18 U.S.C. §3006A(a)(1) and (c), the Office of the Federal Public Defender for the District of Delaware is hereby appointed to represent any defendant who was 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 18 U.S.C. § 3582(c)(2) and the 2023 Criminal History Amendments to the Sentencing Guidelines (Amendment 821), including Part A (Status Points under § 4A1.1) and Part B (Zero-Point Offenders), made retroactive by recent amendment.


The United States Probation Office for the District of Delaware is hereby authorized to disclose Presentence Investigation Reports and other documents necessary for the Federal Public Defender's Office to determine whether particular defendants are eligible for a sentence reduction under the retroactive amendments and to determine whether a conflict exists that would preclude the Federal Public Defender from representing a defendant.

Should the Office of the Federal Public Defender determine that there is a conflict with regard to the representation of a particular defendant, the Defender shall inform the Clerk of Court and the Clerk shall appoint counsel from the Criminal Justice Act Panel.

All motions and pleadings seeking a sentence reduction under Amendment 821 or in opposition to such reduction shall be filed in the original criminal proceeding. In the event that the sentencing Judge in the original proceeding is no longer a member of the Bench of this District, the case shall be reassigned on a random basis.

**IT IS SO ORDERED.**

Dated: October 30, 2023

  
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COLM F. CONNOLLY, Chief Judge  
United States District Court  
for the District of Delaware