

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF WYOMING

IN RE:
COMPASSIONATE RELEASE UNDER
SECTION 603(b) OF THE FIRST STEP
ACT OF 2018

GENERAL ORDER NO. 20-05

**GENERAL ORDER TO ALLOW APPOINTMENT OF COUNSEL FOR
COMPASSIONATE RELEASE PROCEEDINGS**

Pursuant to the Criminal Justice Act, Title 18, U.S.C. § 3006A(a)(1) and (c), the Office of the Federal Public Defender for the Districts of Colorado and Wyoming (“Federal Public Defender”) is hereby appointed to represent any defendant convicted in this District and previously determined to have been entitled to appointment of counsel or who is now indigent to determine whether the defendant is eligible to petition the Court for compassionate release under Section 603(b) of the First Step Act of 2018, 18 U.S.C. § 3582(c) and (d), and, where appropriate, to file any motions for compassionate release.

Should the Federal Public Defender conclude that it cannot undertake the representation described in this Order, whether due to conflict or capacity, a member of the Criminal Justice Act Panel shall be appointed by the Chief Magistrate Judge to represent the defendant.

In the case of a defendant who previously was represented by a member of the Criminal Justice Act Panel, and where the CJA counsel expresses a willingness to represent the defendant in pursuing compassionate release, the Chief

Magistrate Judge shall give a preference to the previous appointed CJA counsel to determine whether the defendant is eligible to petition the Court for compassionate release under Section 603(b) of the First Step Act of 2018, 18 U.S.C. § 3582(c) and (d), and, where appropriate, to file any motions for compassionate release.

The Clerk's Office shall promptly notify the Federal Public Defender of all *pro se* motions seeking compassionate release. These *pro se* filings will be reviewed by the Federal Public Defender and timely addressed in the manner described above.

For purposes of determining eligibility and preparing compassionate release motions, the Court directs the United States Probation Office for the District of Wyoming to disclose Presentence Investigation Reports and Judgments in a Criminal Case to the Federal Public Defender and/or CJA counsel or privately retained counsel.

All requests for compassionate release shall be filed in the original criminal case. In the event the presiding judge in the original proceeding is no longer serving as a judge in this District, the case shall be reassigned.

IT IS SO ORDERED this 1st day of May 2020.



SCOTT W. SKAVDAHL
CHIEF UNITED STATES DISTRICT JUDGE