

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

UNITED STATES OF AMERICA

§

§

§

v.

§

C.R. NO. H-03-363

§

§

JAMES A. BROWN

§

ORDER FOR ADDENDUM TO PRESENTENCE INVESTIGATION REPORT
AND SENTENCING DATE

The United States Court of Appeals has issued a mandate vacating sentences for all convictions of Defendant James A. Brown and remanding this case for re-sentencing of Defendant Brown on the affirmed counts of conviction, which were Count 4 and 5. Accordingly, it is

ORDERED that the Probation Office prepare an Addendum to the Presentence Investigation Report previously prepared, and state therein the total offense level, criminal history category, and advisory guideline range, for Counts 4 and 5. Additionally, the Addendum may report Defendant Brown's history since the time of his previous sentencing.

1. By 3/12/12, the Addendum must be disclosed to counsel.

2. By 3/26/12, counsel must object in writing to the facts used in application of the guidelines or state there is no objection.

3. By 4/09/12, the probation officer must submit to the Judge the final Addendum, with additional commentary, if required, to address any contested issue.

4. Sentencing is set for April 20, 2012, at 3:00 p.m.

5. For defense counsel to attend interviews with the defendant, counsel must tell the United States Probation Officer immediately; and, within 5 days, counsel must supplement that oral request with one in writing.

The Clerk will enter this Order, providing a correct copy to all parties of record.

SIGNED at Houston, Texas, on this 24TH day of February, 2012.


EWING WERLEIN, JR.
UNITED STATES DISTRICT JUDGE