

PCRT-54/92

UNITED STATES DISTRICT COURT
DISTRICT OF ALASKA
PROBATION AND PRETRIAL SERVICES OFFICE

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U.S. Sentencing Commission
Public Information Office
1331 Pennsylvania Avenue N.W.
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Washington, D.C. 20004

RE: U.S. Sentencing Guidelines

Dear Public Information Office:

As a Probation Officer writing Presentence Reports, I have a suggestion for restructuring U.S.S.G. §5C1.1(c) and §5C1.1(d) which I now find confusing. My idea is to present the guidelines in tables as follows:

§5C1.1(c) If the minimum term of imprisonment in the applicable guideline range in the Sentencing Table is at least one but not more than six months, the minimum term may be satisfied by:

(1) a sentence of imprisonment or;

(2) a sentence of probation that includes a condition or combination of conditions that substitute:

- (A) intermittent confinement or;
- (B) community confinement or;
- (C) home detention

for imprisonment according to the schedule in §5C1.1(e) or;

(3) a sentence of imprisonment that includes a term of supervised release with a condition that substitutes:

- (A) community confinement or;
- (B) home detention

according to the schedule in §5C1.1(e) but in no event less than one month is satisfied by imprisonment.

§5C1.1(d) If the minimum term of imprisonment in the applicable guideline range in the Sentencing Table is more than six months but not more than ten months, the minimum term may be satisfied by:

(1) a sentence of imprisonment or;

(2) a sentence of imprisonment that includes a term of supervised release with a condition that substitutes:

(A) community confinement or;

(B) home detention

according to the schedule in §5C1.1(e), provided that at least one-half of the minimum term is satisfied by imprisonment.

Thank you for considering my suggestion.

Sincerely,



Eric D. Odegard

U. S. Probation Officer