

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MICHIGAN
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UNITED STATES DISTRICT COURT

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March 3, 1995

Judge Richard P. Conaboy
Chairman
U. S. Sentencing Commission
Thurgood Marshall Federal Judicial Building
One Columbus Circle, N. E.
Washington, D. C. 20002-8002

Re: Proposed Amendments to Immigration Fraud Guidelines

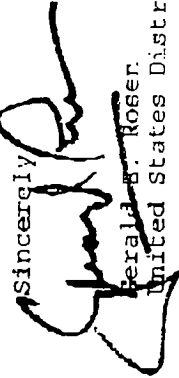
Dear Judge Conaboy:

I write to support the proposed amendments to the passport and visa fraud guideline provisions published in Volume 60, No. 5, of the Federal Register for Monday, January 9, 1995, at pp. 2440-41.

As I apprehend the thrust of the proposed changes, the guidelines would be amended to increase the base offense levels -- or, in some cases, to provide specific offense characteristic enhancements -- for crimes involving immigration document fraud. As a judge on the District Court of an international border state, I believe that current guidelines do not permit sufficient reflection of the often very serious criminal activity that is attendant to the seemingly more benign crimes of immigration fraud. Too often, we know that passport or visa fraud is simply facilitative of more malignant and socially destructive criminal conduct. By enhancing sentences to specifically reflect the true nature of those crimes, in addition to increasing the base penalties for the underlying passport and visa crimes, you will be giving courts and prosecutors more effective tools to deal directly with the true objectives of the fraudulent immigration activity.

In summary, I wholeheartedly support these proposed amendments.

With best wishes, I am

Sincerely,

Gerald E. Rosen
United States District Court

bcc: G. Russell