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February 24, 1995

Mr. Michael Courlander
Public Information Specialist
United States Sentencing Commission
One Columbus Circle, N.E.
Suite 2-500, South Lobby
Washington, DC 20002-8002

Dear Mr. Courlander,

This letter is in response to the Sentencing Commission's request for public comment on the proposed amendments to the Sentencing Guidelines published in the December 21, 1993 edition of the Fed.Reg (Vol. 58 No. 243 Part V). Specifically, I wish to comment on proposed Amendment No. 11, which would amend and consolidate USSG Sections 2S1.1 and 2S1.2 (money laundering offenses).

I am strongly in favor of the proposed Amendment No. 11 and urge it be adopted by the Commission with the following modifications:

1. Where the defendant committed the underlying offense, the base offense level for the underlying offense should be applied in all cases, not just in those cases where the base offense level would exceed the base offense level as in proposed Section 2S1.1(a)(2)(4). The offense level of the underlying offense would then be increased by any specific offense characteristics under proposed Section 2S1.1(b). Therefore, I suggest deleting from the instruction in 2S1.1(a) the term "(Apply the greatest)" and insert in its place, the term "otherwise" after sub-paragraph (3).
2. The Commission make the base offense level in proposed 2S1.1(a)(3) the same as the base offense level for fraud and deceit (Section 2F1.1). Further, that the Commission change proposed 2S1.1(a)(3) to a base offense level of six (6) plus the number of offense levels from the table in Section 2F1.1.
3. That all amendments to the Sentencing Guidelines, specifically including but not limited to the ones above mentioned, be made retroactive.

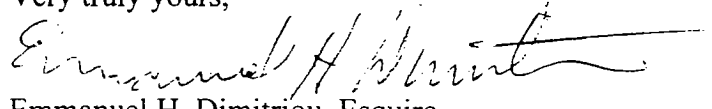
Mr. Michael Courlander

February 27, 1995

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I have not elaborated on all the reasons for my requests that the Sentencing Commission adopt the above amendments, since I am aware that there have been many letters sent to you setting forth all the appropriate reasons. I have been a criminal defense attorney for thirty-five (35) years, practicing both in the state and federal courts, and I am presently Vice-Chairman of the Pennsylvania Supreme Court Criminal Rules Committee. I strongly urge that the Commission adopt the above amendments to the sentencing guidelines.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Emmanuel H. Dimitriou", with a long horizontal flourish extending to the right.

Emmanuel H. Dimitriou, Esquire

EHD:bc