



Families Against Mandatory Minimums

FOUNDATION

March 15, 1993

Public Information
U.S. Sentencing Commission
One Columbus Circle, NE
Suite 2-500, South Lobby
Washington, D.C. 20002

Dear Commissioners:

On behalf of the 13,300 members of Families Against Mandatory Minimums (FAMM,) I urge you to adopt the following proposed amendments: 8, 9, 10, 11, 12, 25, 29, 31, 35 (option 1), 39, 40, 50, 51, 52, 56.

Each of these amendments would result in fairer sentencing for nonviolent, offenders. FAMM also supports many of the Issues for Comment offered in the proposed amendments.

Issue for Comment #13: We have received many letters from inmates whose offense level was raised due to the artificially low price set by the undercover agents. 2D1.1 should be amended to correct this abuse.

Issue for Comment #24: The Court should definitely be allowed to present its own motion for substantial assistance 5K1.1, regardless of whether the Government presents such a motion. This departure should not be limited to first offenders only. Substantial assistance is currently granted to multiple offenders by the Government in order to catch lower level offenders. Why should the Government be the only body able to offer that motion to first or multiple offenders? Amendment 31 correctly addresses this question.

Issue for Comment #32: Nonviolent, first offenders, should be considered for alternatives to incarceration. This should be accomplished by increasing the number of offense levels in Criminal History Category I.

I commend the Sentencing Commission for considering so many sensible amendments to the guidelines. I hope the Commission will keep in mind that the American public wants justice to make sense. It doesn't make sense to sentence someone for offenses acquitted; it doesn't make sense to distinguish between crack and powder cocaine when one must have powder cocaine in order to make crack, and it is racially discriminatory; it doesn't make sense to sentence someone for undigestible compounds; ultimately, it doesn't make sense to pack our prisons for years with nonviolent, offender.

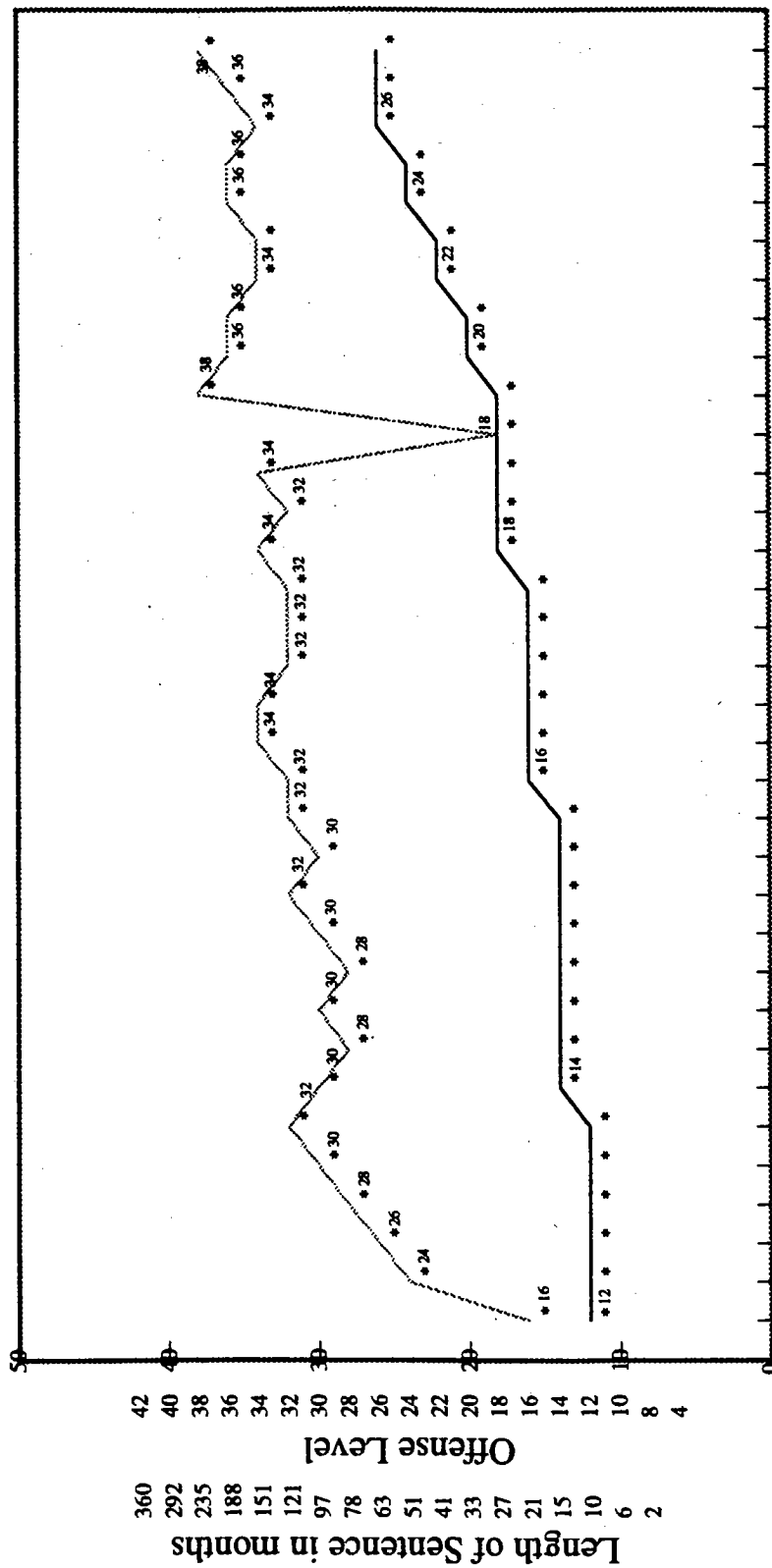
Sincerely,

Julie Stewart
President

.....*... **Office** **Level W/ Carrier**

**Offense Level W/ Dosage Equivalency
(@ .05 mg)**

Criminal History Category I



Amount of Doses

Name

0 - Chris S
 0 - Nancy Martin
 0 - John McCusker
 7 - Marilee Miller
 7 - Kelly Ann Clark
 0 - Mark Oppenheim
 0 - Brian Adams
 2 - Stanley Marshall
 - Reed Styer
 - Monica Penn
 - James W. Brine
 - Charles Goldwasser
 - Douglas MacMillen
 - Julie Helenecke
 - Dana Andrews
 - Mark Lemonds
 - Jerry Ayers
 - Lester Lison
 - Ed Barry
 - David Chavre
 - Michael Thibault
 - Matt Marlin
 - Michael Gage
 - Gordon Flanagan
 - Patrick Brumm
 - David Cox
 - Pat Marlorada
 - Kent O'Neill
 C - Chris Booi
 M - Michael Johnson
 G - Greichen Chayon
 C - Charles Smith
 T - Terrence McCabe
 W - William Morris