

**FILED IN CHAMBERS**  
U.S.D.C Atlanta

MAR 4 2015

JAMES N. HATTEN, Clerk  
By: *D. Wilford* Deputy Clerk

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF GEORGIA

UNITED STATES OF AMERICA )  
 )  
 v. )  
 )  
 LARRY R. DUKE )  
 Defendant )

Case No. 2:90-CR-01-01-WCO

ORDER TO REDUCE TERM  
OF IMPRISONMENT TO TIME SERVED

BEFORE THE COURT is a motion filed by the United States of America and the Director of the Federal Bureau of Prisons pursuant to 18 U.S.C. § 3582(c)(1)(A)(i), seeking a modification of the term of imprisonment of the defendant, Larry R. Duke, to time served and commencement of the ten-year term of supervised release previously imposed. The Court finds:

1. Larry Duke was found guilty of violating 21 U.S.C. § 846, Conspiracy to Possess with Intent to Distribute Marijuana, and 21 U.S.C. § 846, Attempt to Possess with Intent to Distribute Marijuana. He was sentenced on March 22, 1991, to a life term of imprisonment, followed by a ten-year term of supervised release.

2. Mr. Duke, age 67, has now served 296 months of his life prison sentence.

4. Title 18 U.S.C. § 3582(c)(1)(A)(i) authorizes the Court, upon motion of the Director of the Bureau of Prisons, to modify a term of imprisonment upon the finding that extraordinary and compelling reasons warrant the reduction. The Director of the Bureau of Prisons contends, and this Court agrees, that the defendant's status as an elderly inmate constitutes extraordinary and compelling reasons that warrant the requested reduction.

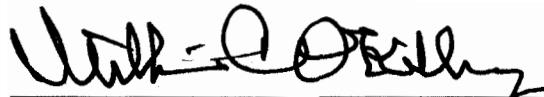
IT IS THEREFORE ORDERED that the defendant's term of imprisonment is hereby reduced to the time he has already served.

IT IS FURTHER ORDERED that the defendant shall be released from the custody of the Federal Bureau of Prisons as soon as the release plan is implemented, and travel arrangements can be

made.

IT IS FURTHER ORDERED that upon his release from the custody of the Federal Bureau of Prisons, the defendant shall begin serving the ten-year term of supervised release previously imposed.

DONE AND ORDERED THIS 4<sup>th</sup> DAY OF ~~FEBRUARY~~ <sup>MARCH</sup> 2015.

  
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UNITED STATES DISTRICT JUDGE