

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF KENTUCKY
NORTHERN DIVISION
AT COVINGTON**

CRIMINAL ACTION NO. 05-68-DLB-CJS-2

UNITED STATES OF AMERICA

PLAINTIFF

v.

ORDER

STEVE LOFTON, JR.

DEFENDANT

* * * * *

Defendant has moved the Court for sentencing relief pursuant to the First Step Act of 2018 (FSA) and 18 U.S.C. Section 3582(c)(2) (Doc. # 221). In its response, the United States acknowledges that Defendant Lofton is eligible for relief pursuant to the FSA as the statutory minimum mandatory sentence is now not less than 10 years, as opposed to not less than 20 years when he was originally sentenced (Doc. # 225). Defendant Lofton having filed his reply (Doc. # 226), the motion is ripe for review.

Upon review of the briefing on the motion, Defendant's Presentence Report, original sentencing transcript dated June 12, 2006 (Doc. # 126), and consideration of the sentencing factors in 18 U.S.C. 3553(a), the Court concludes that sentencing relief for Defendant Lofton is warranted. Accordingly,

IT IS ORDERED as follows:

1. Defendant's motion for sentencing relief pursuant to the FSA (Doc. # 221) be, and is hereby **granted**;

2. Defendant is hereby sentenced to a reduced sentence of **time-served as of May 20, 2019** on each of Counts 1-4, to run **concurrently** with each other, for a total

sentence of **time-served as of May 20, 2019**. The term of supervised release will remain as previously imposed in the original Judgment dated June 13, 2006 (Doc. # 104). With the exception of the revised sentence imposed herein, **all other provisions of the original Judgment will remain unchanged**;

3. Defendant's most recent motion for sentencing relief (Doc. # 228) is **denied as moot**; and

4. An Amended Judgment will be entered concurrently herewith.

This 1st day of May, 2019.



Signed By:

David L. Bunning *DB*

United States District Judge