

UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH DAKOTA

IN THE MATTER OF PROVIDING)	
COUNSEL FOR PERSONS ELIGIBLE FOR)	
RELIEF UNDER RETROACTIVE)	STANDING ORDER
APPLICATION OF AMENDMENT 782 TO)	
SENTENCING GUIDELINES)	

Pursuant to the Criminal Justice Act, 18 U.S.C. §§ 3006(a)(1) and (c), and finding that persons presently serving prison terms are financially eligible for appointed counsel under the provision of that Act, the Office of the Federal Public Defender for the Districts of South Dakota and North Dakota is hereby appointed to represent all defendants in criminal cases in this district who may be eligible to seek a reduced sentence based upon retroactive application of Amendment 782 to the United States Sentencing Guidelines if the drug quantity table of U.S.S.G. § 2D1.1 was used in calculating their sentence.

The purposes of this appointed representation are as follows:

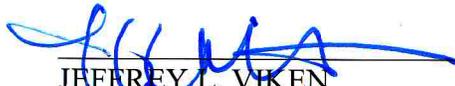
1. To identify all persons with a claim for relief under the permanent guideline amendment, which was made retroactive on July 18, 2014, including persons who may have filed a pro se pleading for relief pursuant to the amendment.
2. To seek any available sentencing relief for such persons, including sentencing relief pursuant to 18 U.S.C. § 3582(c)(2).
3. To prioritize those persons with a claim for relief that must be acted upon immediately.
4. To maintain communications with all such persons to learn their wishes and to advise them.

5. To identify any conflict of interest that would require the withdrawal of the Federal Public Defender and the appointment of new counsel.

To give effect to the purposes of this order, the United States Probation Office for the District of South Dakota is hereby authorized and directed to cooperate with the Office of the Federal Public Defender in identifying the persons who meet the criteria of inclusion set forth above and in providing the Federal Public Defender with relevant information about the affected persons, including copies of their Presentence Investigation Reports and any defense or prosecution objections thereto.

Dated August 14, 2014.

BY THE COURT:



JEFFREY L. VIKEN
CHIEF JUDGE