

**IN UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO**

**COMPASSIONATE RELEASE
UNDER SECTION 603(b) OF THE
FIRST STEP ACT OF 2018**

**DISTRICT COURT GENERAL
ORDER 2020 - 7**

Pursuant to the Criminal Justice Act, 18 U.S.C. §§ 3006A(a)(1) and (c), the Office of the Federal Public Defender for the District of Colorado (“Federal Public Defender”) is hereby appointed to represent any defendant convicted in this District, who was previously determined to have been entitled to appointment of counsel or who is now indigent, to decide whether the defendant is eligible to petition the Court for compassionate release under Section 603(b) of the First Step Act of 2018, 18 U.S.C. §§ 3582(c) and (d), and, where appropriate, to file a motion for compassionate release.

Should the Federal Public Defender conclude that it cannot undertake the representation described in this Order, whether due to conflict or capacity, a member of the Criminal Justice Act Panel shall be appointed to represent the defendant.

In the case of a defendant who was previously represented by a member of the Criminal Justice Act Panel (“CJA”), and where the CJA counsel expresses a willingness to represent the defendant in pursuing compassionate release, CJA counsel is hereby appointed under this Order to determine whether the defendant is eligible to petition the Court for compassionate release under Section 603(b) of the First Step Act of 2018, 18 U.S.C. §§ 3582(c) and (d), and, where appropriate, to file a motion for compassionate release.

The Clerk’s Office shall promptly notify the Federal Public Defender of all *pro se* motions seeking compassionate release. These *pro se* filings will be reviewed by the Federal Public Defender and timely addressed in the manner described above.

For purposes of determining eligibility and preparing compassionate release motions, the Court directs the United States Probation Office for the District of Colorado to disclose Presentence Investigation Reports, Judgments in a Criminal Case, and Statements of Reasons to the Federal Public Defender, CJA counsel, or privately retained counsel.

All requests for compassionate release shall be filed in the original criminal case. In the event that the presiding judge in the original proceeding is no longer serving as a judge in this District, the case shall be reassigned on a random basis under D.C.COLO.LCrR 50.1.

Dated at Denver, Colorado this 21st day of April, 2020.

BY THE COURT:

A handwritten signature in blue ink, appearing to read 'Philip A. Brimmer', written over a horizontal line.

PHILIP A. BRIMMER
Chief United States District Judge