

UNITED STATES DISTRICT COURT
DISTRICT OF CONNECTICUT

UNITED STATES OF AMERICA :

v. : NO. 3:99CR235(EBB)

SONIA HOWE :

RULING ON GOVERNMENT'S
MOTION FOR CLARIFICATION

The motion [Doc. No. 505] is granted. On September 17, 2004, the court sentenced the defendant to a total effective sentence of 48 months' incarceration, 3 years of supervised release and a \$200 special assessment. The defendant was directed to self surrender on January 4, 2005.

Defendant thereafter moved for release pending appeal and postponement of her self-surrender date. The court denied both motions, finding that, although the appeal is not for the purpose of delay and raises a substantial question of law (the viability of the federal sentencing guidelines), the decision on the appeal was not likely to result in a reduced sentence to a term of imprisonment less than the time already served plus the

expected duration of the appeal process.¹ 18 U.S.C.
§ 3143(b)(B)(iv).

SO ORDERED.

ELLEN BREE BURNS, SENIOR JUDGE
UNITED STATES DISTRICT COURT

Dated at New Haven, CT, this ____ day of January, 2005.

¹The court stated on the record on September 17, 2004, that, in consideration of the government's § 5k.1 motion, it was sentencing the defendant without the constraint of the guidelines and, irrespective of how the Blakely issue might be resolved, the sentence would be the same.