

NATIONAL LEGAL PROFESSIONAL ASSOCIATES

Margaret A. Robinson Advocacy Center

11331 Grooms Road, Suite 1000

Cincinnati, OH 45242

Phone: 513-247-0082 • Fax (513) 247-9580

Web site: www.NLPA.com • E-mail: contactus@nlpacincinnati.com

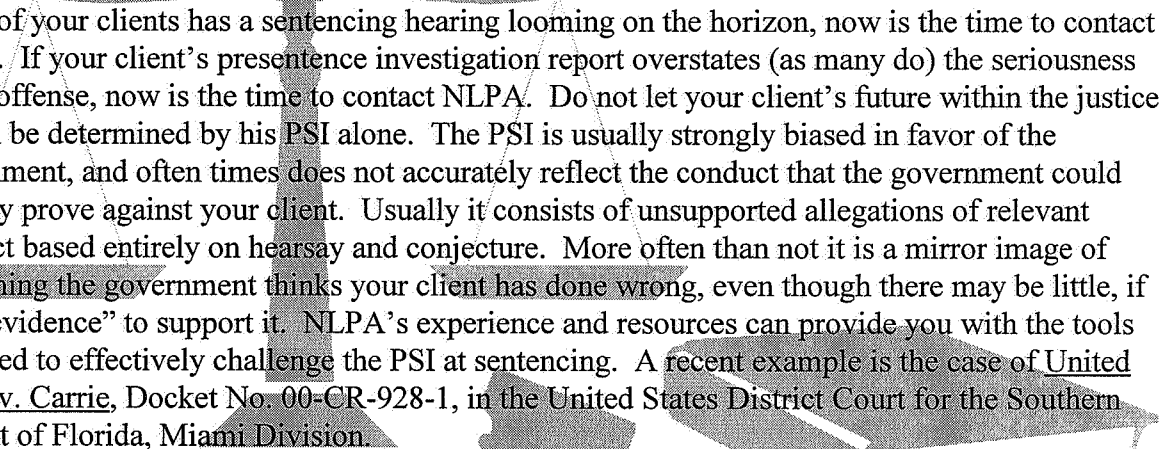
MEMORANDUM

TO: ALL INTERESTED DEFENSE COUNSEL

FROM: NATIONAL LEGAL PROFESSIONAL ASSOCIATES

NAME: CARRIE

RE: PSI – RIGHTING THE WRONG WITH NLPA!



If one of your clients has a sentencing hearing looming on the horizon, now is the time to contact NLPA. If your client's presentence investigation report overstates (as many do) the seriousness of the offense, now is the time to contact NLPA. Do not let your client's future within the justice system be determined by his PSI alone. The PSI is usually strongly biased in favor of the government, and often times does not accurately reflect the conduct that the government could actually prove against your client. Usually it consists of unsupported allegations of relevant conduct based entirely on hearsay and conjecture. More often than not it is a mirror image of everything the government thinks your client has done wrong, even though there may be little, if any, "evidence" to support it. NLPA's experience and resources can provide you with the tools you need to effectively challenge the PSI at sentencing. A recent example is the case of United States v. Carrie, Docket No. 00-CR-928-1, in the United States District Court for the Southern District of Florida, Miami Division.

In Carrie, the Defendant was convicted of five counts of being a felon in possession of a firearm, and making false statements to a firearms dealer, all in violation of 18 U.S.C. §§ 922 and 924. When Mr. Carrie received his presentence investigation report, he was shocked to learn that he was facing 262 to 327 months in prison. Fortunately, Mr. Carrie was able to contact Frederick "Fritz" Mann Jr., an experienced attorney based in Orlando, Florida. Mr. Carrie also contacted NLPA to assist his attorney with preparing a sentencing memorandum to be submitted to the court in opposition to the recommendations of the presentence investigation report. NLPA assisted Attorney Mann in formulating arguments that dealt with the proposed enhancement of Mr. Carrie's sentence for obstruction of justice under § 3C1.1 of the United States Sentencing Guidelines, and the proposed sentencing enhancement as a "leader or organizer" under § 3B1.1 of the Guidelines.

With NLPA's assistance, Attorney Mann was able to get the sentence down to 168 months incarceration. That is less than half of the potential sentence (327 months) recommended in the presentence investigation report!

NLPA continues to be at the forefront of developing criminal law. If you or your clients need assistance with sentencing issues or any other area of developing law, NLPA's resources and experience can provide you with the most up to the minute research and arguments available.

NLPA: WE CARE, WE LISTEN, WE GET RESULTS!

DISCLAIMER: This informational memorandum is designed to introduce you to NLPA. As NLPA is not a law firm, professional services are only provided to licensed counsel in all areas that involve the practice of law.

Nothing presented herein is intended to be legal advice. Such advice can only be provided by a local licensed attorney based on a full discussion of a client's individual facts and circumstances. The contents of this document are provided solely for general informational purposes. Always seek the advice of a licensed attorney for specific legal problems.

