

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA**

CASE NO.: 21-20011-CR-GAYLES

UNITED STATES OF AMERICA

vs.

DAVID TYLER HINES
Defendant.

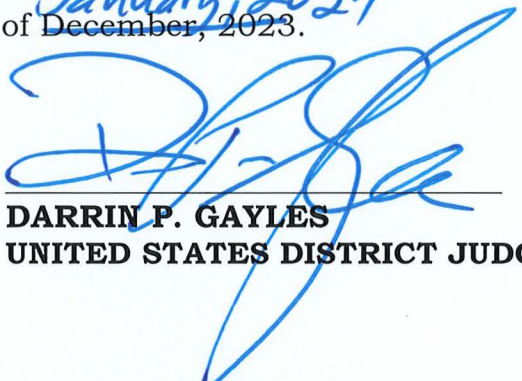
**ORDER GRANTING UNOPPOSED MOTION FOR SENTENCE REDUCTION
PURSUANT TO 18 U.S.C. § 3582(c)(2) AND AMENDMENT 821**

This cause is before the Court upon the Defendant's Unopposed Motion for Sentence Reduction pursuant to 18 U.S.C. § 3582(c)(2) and Amendment 821 to the Sentencing Guidelines, D.E. [71], (the "Motion"). Upon consideration of the Defendant's Motion and the United States' agreement to relief under the particular facts and circumstances of this case and taking into account the policy statement set forth at U.S.S.G. § 1B1.10 and the sentencing factors set forth in 18 U.S.C. § 3553(a), the Defendant's Motion is **GRANTED**.

Originally, the 78-month sentence imposed upon Mr. Hines was based upon a total offense level 26 with a criminal history category III based on five criminal history points. The five criminal history points included two points for being under a criminal justice sentence at the time of the commission of the offense pursuant to § 4A1.1(d). Now, pursuant to Amendment 821 to the Sentencing Guidelines, the two criminal history points for being under a criminal justice sentence have been removed. Accordingly, the Defendant's criminal history category is reduced

to II based on three criminal history points and his sentence is reduced to a term of 70 months' imprisonment. This Order is effective as of February 1, 2024. All other terms of the judgment in this case shall remain unchanged.

DONE AND ORDERED this 8th day of December, 2023.

January 2024


DARRIN P. GAYLES
UNITED STATES DISTRICT JUDGE