

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

DOCKET NO. 23-20295-Cr-ALTONAGA/DAMIAN

UNITED STATES OF AMERICA)
)
 vs.)
)
)
ARASHIO HARRIS)
)
 Defendant.)

)

**DEFENDANT’S MOTION FOR DOWNWARD VARIANCE FOR
ZERO-POINT OFFENDER**

By and through his counsel of record, Arashio Harris (“Arashio”) respectfully submits the following Motion for Downward Variance for Zero-Point Offender, pursuant to U.S.C.G §4C1.1.

1. The Defendant requests a downward variance of two levels from the jointly recommended final offense level based solely on the proposed Guideline amendment “Part C – Adjustment for Certain Zero-Point Offenders” (U.S.C.G. §4C1.1)
2. The Defendant qualifies for such an adjustment and meets the criteria set forth under the proposed amendment.
3. If the Court grants the variance, the defendant expressly agrees that he will not seek a further sentence reduction under this provision once the proposed amendment is enacted.

4. If the Court grants the motion for a two-level downward variance, the jointly recommended final offense level of 16 and advisory Guideline range of 21 to 27 months will be reduced to an advisory Guideline range of 15 to 21 months.
5. AUSA Edward Stamm has indicated that the Government does not oppose Defendant's request for the requested variance.

WHEREFORE, based upon the above and foregoing the Defendant respectfully requests this Court to grant the instant motion.

I HEREBY CERTIFY that a true and correct copy of the foregoing was electronically filed this 23rd day of October, 2023.

Respectfully submitted,
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