

Table 62

**TYPE OF RESENTENCING OR OTHER MODIFICATION OF SENTENCE
IN EACH CIRCUIT AND DISTRICT¹
Fiscal Year 2013**

CIRCUIT	Total	Substantial Assistance Federal R.Crim.P. 35(b)		Restitution Order Modification 18 U.S.C. § 3664		Remand By Circuit Court 18 U.S.C. § 3742(f)(1)/(2)		District Court Motion 18 U.S.C. § 3559(c)(7)		District Court Motion 28 U.S.C. § 2255		Compelling Reasons Modification 18 U.S.C. § 3582 (c)(1)		Retroactive Amendment Modification 18 U.S.C. § 3582 (c)(2)		Unknown Type Of Resentencing	
		N	%	N	%	N	%	N	%	N	%	N	%	N	%	N	%
TOTAL	4,429	1,618	36.5	683	15.4	809	18.3	4	0.1	422	9.5	34	0.8	682	15.4	177	4.0
D.C. CIRCUIT	37	6	16.2	2	5.4	5	13.5	0	0.0	3	8.1	2	5.4	17	45.9	2	5.4
District of Columbia	37	6	16.2	2	5.4	5	13.5	0	0.0	3	8.1	2	5.4	17	45.9	2	5.4
FIRST CIRCUIT	114	16	14.0	9	7.9	29	25.4	0	0.0	16	14.0	2	1.8	32	28.1	10	8.8
Maine	9	3	33.3	2	22.2	1	11.1	0	0.0	2	22.2	0	0.0	0	0.0	1	11.1
Massachusetts	38	6	15.8	2	5.3	12	31.6	0	0.0	11	28.9	1	2.6	5	13.2	1	2.6
New Hampshire	6	2	33.3	3	50.0	1	16.7	0	0.0	0	0.0	0	0.0	0	0.0	0	0.0
Puerto Rico	52	5	9.6	2	3.8	12	23.1	0	0.0	1	1.9	0	0.0	24	46.2	8	15.4
Rhode Island	9	0	0.0	0	0.0	3	33.3	0	0.0	2	22.2	1	11.1	3	33.3	0	0.0
SECOND CIRCUIT	164	16	9.8	35	21.3	67	40.9	0	0.0	8	4.9	0	0.0	33	20.1	5	3.0
Connecticut	15	0	0.0	0	0.0	7	46.7	0	0.0	1	6.7	0	0.0	5	33.3	2	13.3
New York																	
Eastern	42	4	9.5	10	23.8	15	35.7	0	0.0	0	0.0	0	0.0	12	28.6	1	2.4
Northern	31	3	9.7	5	16.1	16	51.6	0	0.0	3	9.7	0	0.0	3	9.7	1	3.2
Southern	56	4	7.1	17	30.4	25	44.6	0	0.0	2	3.6	0	0.0	7	12.5	1	1.8
Western	15	4	26.7	0	0.0	3	20.0	0	0.0	2	13.3	0	0.0	6	40.0	0	0.0
Vermont	5	1	20.0	3	60.0	1	20.0	0	0.0	0	0.0	0	0.0	0	0.0	0	0.0
THIRD CIRCUIT	156	47	30.1	26	16.7	40	25.6	0	0.0	13	8.3	0	0.0	23	14.7	7	4.5
Delaware	1	0	0.0	0	0.0	0	0.0	0	0.0	1	100.0	0	0.0	0	0.0	0	0.0
New Jersey	33	9	27.3	13	39.4	6	18.2	0	0.0	0	0.0	0	0.0	4	12.1	1	3.0
Pennsylvania																	
Eastern	60	16	26.7	7	11.7	22	36.7	0	0.0	6	10.0	0	0.0	7	11.7	2	3.3
Middle	27	8	29.6	2	7.4	5	18.5	0	0.0	3	11.1	0	0.0	9	33.3	0	0.0
Western	33	14	42.4	4	12.1	5	15.2	0	0.0	3	9.1	0	0.0	3	9.1	4	12.1
Virgin Islands	2	0	0.0	0	0.0	2	100.0	0	0.0	0	0.0	0	0.0	0	0.0	0	0.0
FOURTH CIRCUIT	1,167	465	39.8	97	8.3	105	9.0	1	0.1	193	16.5	5	0.4	247	21.2	54	4.6
Maryland	78	10	12.8	11	14.1	8	10.3	0	0.0	8	10.3	1	1.3	33	42.3	7	9.0
North Carolina																	
Eastern	175	37	21.1	4	2.3	23	13.1	0	0.0	38	21.7	1	0.6	70	40.0	2	1.1
Middle	151	14	9.3	0	0.0	14	9.3	0	0.0	91	60.3	3	2.0	27	17.9	2	1.3
Western	76	14	18.4	5	6.6	19	25.0	0	0.0	7	9.2	0	0.0	30	39.5	1	1.3
South Carolina	256	113	44.1	22	8.6	28	10.9	1	0.4	37	14.5	0	0.0	16	6.3	39	15.2
Virginia																	
Eastern	332	254	76.5	0	0.0	6	1.8	0	0.0	8	2.4	0	0.0	62	18.7	2	0.6
Western	71	12	16.9	49	69.0	5	7.0	0	0.0	3	4.2	0	0.0	2	2.8	0	0.0
West Virginia																	
Northern	12	2	16.7	4	33.3	1	8.3	0	0.0	0	0.0	0	0.0	4	33.3	1	8.3
Southern	16	9	56.3	2	12.5	1	6.3	0	0.0	1	6.3	0	0.0	3	18.8	0	0.0

Table 62 (cont.)

CIRCUIT	Total	Substantial Assistance Federal R.Crim.P. 35(b)		Restitution Order Modification 18 U.S.C. § 3664		Remand By Circuit Court 18 U.S.C. § 3742(f)(1)/(2)		District Court Motion 18 U.S.C. § 3559(c)(7)		District Court Motion 28 U.S.C. § 2255		Compelling Reasons Modification 18 U.S.C. § 3582 (c)(1)		Retroactive Amendment Modification 18 U.S.C. § 3582 (c)(2)		Unknown Type Of Resentencing	
		N	%	N	%	N	%	N	%	N	%	N	%	N	%	N	%
FIFTH CIRCUIT	380	146	38.4	29	7.6	95	25.0	0	0.0	28	7.4	3	0.8	52	13.7	27	7.1
Louisiana																	
Eastern	22	1	4.5	0	0.0	5	22.7	0	0.0	11	50.0	0	0.0	4	18.2	1	4.5
Middle	11	2	18.2	0	0.0	3	27.3	0	0.0	2	18.2	0	0.0	2	18.2	2	18.2
Western	36	2	5.6	0	0.0	19	52.8	0	0.0	3	8.3	0	0.0	8	22.2	4	11.1
Mississippi																	
Northern	25	6	24.0	0	0.0	3	12.0	0	0.0	0	0.0	0	0.0	16	64.0	0	0.0
Southern	13	4	30.8	5	38.5	1	7.7	0	0.0	0	0.0	0	0.0	3	23.1	0	0.0
Texas																	
Eastern	102	76	74.5	7	6.9	7	6.9	0	0.0	3	2.9	1	1.0	5	4.9	3	2.9
Northern	27	0	0.0	3	11.1	16	59.3	0	0.0	3	11.1	1	3.7	4	14.8	0	0.0
Southern	88	42	47.7	4	4.5	31	35.2	0	0.0	4	4.5	1	1.1	5	5.7	1	1.1
Western	56	13	23.2	10	17.9	10	17.9	0	0.0	2	3.6	0	0.0	5	8.9	16	28.6
SIXTH CIRCUIT	417	113	27.1	39	9.4	113	27.1	0	0.0	38	9.1	5	1.2	97	23.3	12	2.9
Kentucky																	
Eastern	41	7	17.1	3	7.3	15	36.6	0	0.0	5	12.2	2	4.9	9	22.0	0	0.0
Western	23	5	21.7	0	0.0	5	21.7	0	0.0	8	34.8	0	0.0	5	21.7	0	0.0
Michigan																	
Eastern	68	21	30.9	3	4.4	15	22.1	0	0.0	6	8.8	0	0.0	20	29.4	3	4.4
Western	56	15	26.8	10	17.9	14	25.0	0	0.0	1	1.8	0	0.0	16	28.6	0	0.0
Ohio																	
Northern	42	5	11.9	11	26.2	9	21.4	0	0.0	2	4.8	2	4.8	11	26.2	2	4.8
Southern	59	25	42.4	7	11.9	13	22.0	0	0.0	3	5.1	1	1.7	6	10.2	4	6.8
Tennessee																	
Eastern	86	23	26.7	2	2.3	28	32.6	0	0.0	10	11.6	0	0.0	22	25.6	1	1.2
Middle	12	2	16.7	0	0.0	5	41.7	0	0.0	1	8.3	0	0.0	3	25.0	1	8.3
Western	30	10	33.3	3	10.0	9	30.0	0	0.0	2	6.7	0	0.0	5	16.7	1	3.3
SEVENTH CIRCUIT	391	168	43.0	29	7.4	106	27.1	0	0.0	19	4.9	2	0.5	56	14.3	11	2.8
Illinois																	
Central	106	42	39.6	2	1.9	44	41.5	0	0.0	13	12.3	1	0.9	3	2.8	1	0.9
Northern	61	3	4.9	10	16.4	30	49.2	0	0.0	1	1.6	0	0.0	13	21.3	4	6.6
Southern	111	79	71.2	3	2.7	12	10.8	0	0.0	1	0.9	0	0.0	15	13.5	1	0.9
Indiana																	
Northern	20	4	20.0	3	15.0	2	10.0	0	0.0	2	10.0	0	0.0	7	35.0	2	10.0
Southern	26	6	23.1	4	15.4	5	19.2	0	0.0	2	7.7	0	0.0	8	30.8	1	3.8
Wisconsin																	
Eastern	53	28	52.8	6	11.3	7	13.2	0	0.0	0	0.0	1	1.9	9	17.0	2	3.8
Western	14	6	42.9	1	7.1	6	42.9	0	0.0	0	0.0	0	0.0	1	7.1	0	0.0
EIGHTH CIRCUIT	343	175	51.0	60	17.5	31	9.0	0	0.0	35	10.2	3	0.9	33	9.6	6	1.7
Arkansas																	
Eastern	38	26	68.4	8	21.1	2	5.3	0	0.0	0	0.0	0	0.0	2	5.3	0	0.0
Western	13	2	15.4	0	0.0	4	30.8	0	0.0	6	46.2	0	0.0	1	7.7	0	0.0
Iowa																	
Northern	28	20	71.4	0	0.0	1	3.6	0	0.0	6	21.4	0	0.0	1	3.6	0	0.0
Southern	28	12	42.9	4	14.3	4	14.3	0	0.0	5	17.9	0	0.0	3	10.7	0	0.0
Minnesota	35	1	2.9	26	74.3	3	8.6	0	0.0	0	0.0	2	5.7	3	8.6	0	0.0
Missouri																	
Eastern	47	10	21.3	5	10.6	7	14.9	0	0.0	15	31.9	0	0.0	7	14.9	3	6.4
Western	21	1	4.8	1	4.8	5	23.8	0	0.0	1	4.8	1	4.8	10	47.6	2	9.5
Nebraska	87	74	85.1	4	4.6	4	4.6	0	0.0	0	0.0	0	0.0	5	5.7	0	0.0
North Dakota	0	0	--	0	--	0	--	0	--	0	--	0	--	0	--	0	--
South Dakota	46	29	63.0	12	26.1	1	2.2	0	0.0	2	4.3	0	0.0	1	2.2	1	2.2

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		N	%	N	%	N	%	N	%	N	%	N	%	N	%	N	%
NINTH CIRCUIT	402	36	9.0	179	44.5	119	29.6	1	0.2	15	3.7	5	1.2	23	5.7	24	6.0
Alaska	8	0	0.0	0	0.0	2	25.0	0	0.0	0	0.0	0	0.0	6	75.0	0	0.0
Arizona	32	0	0.0	10	31.3	20	62.5	0	0.0	0	0.0	0	0.0	0	0.0	2	6.3
California																	
Central	69	1	1.4	11	15.9	35	50.7	0	0.0	4	5.8	0	0.0	8	11.6	10	14.5
Eastern	49	2	4.1	32	65.3	11	22.4	0	0.0	3	6.1	0	0.0	0	0.0	1	2.0
Northern	23	2	8.7	9	39.1	3	13.0	0	0.0	0	0.0	0	0.0	8	34.8	1	4.3
Southern	62	11	17.7	19	30.6	20	32.3	0	0.0	2	3.2	5	8.1	0	0.0	5	8.1
Guam	1	1	100.0	0	0.0	0	0.0	0	0.0	0	0.0	0	0.0	0	0.0	0	0.0
Hawaii	4	0	0.0	4	100.0	0	0.0	0	0.0	0	0.0	0	0.0	0	0.0	0	0.0
Idaho	1	0	0.0	0	0.0	1	100.0	0	0.0	0	0.0	0	0.0	0	0.0	0	0.0
Montana	26	12	46.2	5	19.2	7	26.9	0	0.0	1	3.8	0	0.0	0	0.0	1	3.8
Nevada	11	3	27.3	1	9.1	4	36.4	1	9.1	2	18.2	0	0.0	0	0.0	0	0.0
Northern Mariana Islands	1	0	0.0	0	0.0	1	100.0	0	0.0	0	0.0	0	0.0	0	0.0	0	0.0
Oregon	52	3	5.8	39	75.0	3	5.8	0	0.0	3	5.8	0	0.0	0	0.0	4	7.7
Washington																	
Eastern	6	0	0.0	4	66.7	2	33.3	0	0.0	0	0.0	0	0.0	0	0.0	0	0.0
Western	57	1	1.8	45	78.9	10	17.5	0	0.0	0	0.0	0	0.0	1	1.8	0	0.0
TENTH CIRCUIT	136	43	31.6	25	18.4	27	19.9	0	0.0	18	13.2	0	0.0	16	11.8	7	5.1
Colorado	13	1	7.7	5	38.5	4	30.8	0	0.0	2	15.4	0	0.0	1	7.7	0	0.0
Kansas	26	13	50.0	0	0.0	8	30.8	0	0.0	3	11.5	0	0.0	2	7.7	0	0.0
New Mexico	10	0	0.0	2	20.0	5	50.0	0	0.0	0	0.0	0	0.0	2	20.0	1	10.0
Oklahoma																	
Eastern	7	2	28.6	3	42.9	0	0.0	0	0.0	0	0.0	0	0.0	2	28.6	0	0.0
Northern	6	5	83.3	1	16.7	0	0.0	0	0.0	0	0.0	0	0.0	0	0.0	0	0.0
Western	19	1	5.3	1	5.3	1	5.3	0	0.0	7	36.8	0	0.0	9	47.4	0	0.0
Utah	27	3	11.1	9	33.3	9	33.3	0	0.0	2	7.4	0	0.0	0	0.0	4	14.8
Wyoming	28	18	64.3	4	14.3	0	0.0	0	0.0	4	14.3	0	0.0	0	0.0	2	7.1
ELEVENTH CIRCUIT	722	387	53.6	153	21.2	72	10.0	2	0.3	36	5.0	7	1.0	53	7.3	12	1.7
Alabama																	
Middle	38	0	0.0	11	28.9	2	5.3	0	0.0	1	2.6	0	0.0	24	63.2	0	0.0
Northern	15	3	20.0	0	0.0	2	13.3	0	0.0	5	33.3	0	0.0	3	20.0	2	13.3
Southern	16	9	56.3	0	0.0	3	18.8	0	0.0	0	0.0	0	0.0	4	25.0	0	0.0
Florida																	
Middle	180	128	71.1	5	2.8	24	13.3	0	0.0	10	5.6	3	1.7	7	3.9	3	1.7
Northern	44	22	50.0	7	15.9	8	18.2	0	0.0	0	0.0	1	2.3	4	9.1	2	4.5
Southern	358	192	53.6	126	35.2	20	5.6	0	0.0	11	3.1	3	0.8	4	1.1	2	0.6
Georgia																	
Middle	20	5	25.0	1	5.0	5	25.0	0	0.0	3	15.0	0	0.0	5	25.0	1	5.0
Northern	28	13	46.4	3	10.7	4	14.3	2	7.1	3	10.7	0	0.0	1	3.6	2	7.1
Southern	23	15	65.2	0	0.0	4	17.4	0	0.0	3	13.0	0	0.0	1	4.3	0	0.0

¹ Modification of supervision conditions is a type of resentencing but information was not collected for this type. Descriptions of variables used in this table are provided in Appendix A.