

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF IOWA

FILED  
U.S. DISTRICT COURT  
CEDAR RAPIDS DISTRICT OFFICE  
NORTHERN DISTRICT OF IOWA

FEB 01 2005 5

By: J. Katay  
DEPUTY

IN THE MATTER OF SENTENCINGS  
UNDER *UNITED STATES v.*  
*BOOKER*, 2005 WL 50108 (Jan. 12,  
2005)

ADMINISTRATIVE ORDER NO.

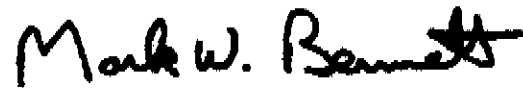
05-AO-0002-P

In order to assist lawyers prosecuting and defending criminal cases in the United States District Court for the Northern District of Iowa, the judges of the district enter the following administrative order:

1. Where there are contested advisory United States Sentencing Guidelines issues the judges will follow the prior procedure of determining contested guideline issue facts by a preponderance of the evidence standard without a jury.
2. If a party wants the court to depart, either upward or downward, from the advisory United States Sentencing Guidelines range using traditional departure theory, then a motion should be filed accompanied by a brief.
3. If a party wants the court to vary, either upward or downward, from the advisory guideline range, on grounds other than traditional departure theory, then such a motion should be filed accompanied by a brief.
4. All such motions and briefs, subject to this order, shall be filed at least seven days prior to the scheduled sentencing. Late requests for departures or variances from the advisory United States Sentencing Guidelines may be denied by the court as untimely.

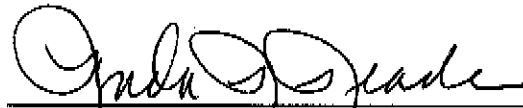
IT IS SO ORDERED.

DATED this 15<sup>T</sup> day of February, 2005



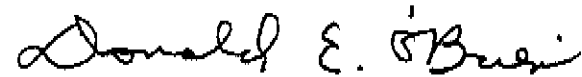
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MARK W. BENNETT  
CHIEF JUDGE, U. S. DISTRICT COURT  
NORTHERN DISTRICT OF IOWA



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LINDA R. READE  
U. S. DISTRICT COURT JUDGE  
NORTHERN DISTRICT OF IOWA



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DONALD E. O'BRIEN  
SENIOR JUDGE  
NORTHERN DISTRICT OF IOWA



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JUDGE JOHN A. JARVEY  
CHIEF U.S. MAGISTRATE JUDGE  
NORTHERN DISTRICT OF IOWA



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PAUL A. ZOSS  
U.S. MAGISTRATE JUDGE  
NORTHERN DISTRICT OF IOWA