

23-1150 DUFFEY V. UNITED STATES

DECISION BELOW: 92 F.4th 304

LOWER COURT CASE NUMBER: 22-10265

QUESTION PRESENTED:

The question presented here is the same as that presented in *Hewitt v. United States*, No. 23-1002:

Whether the First Step Act's sentencing reduction provisions apply to a defendant originally sentenced before the First Step Act's enactment when that original sentence is judicially vacated and the defendant is resentenced to a new term of imprisonment after the First Step Act's enactment.

CONSOLIDATED WITH 23-1002 FOR ONE HOUR ORAL ARGUMENT.

MICHAEL H. MCGINLEY, ESQUIRE, OF WASHINGTON, D. C., IS INVITED TO BRIEF AND ARGUE THESE CASES, AS *AMICUS CURIAE*, IN SUPPORT OF THE JUDGMENT BELOW.

CERT. GRANTED 7/2/2024