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IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF FLORIDA

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CLERK, US DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
JACKSONVILLE DISTRICT

UNITED STATES OF AMERICA

Plaintiff(s)

V.

Criminal Case No. 3:16-cr-34-J-32JRK

CARLA WILEY

BOP Inmate No. 66813-018

Defendant

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MOTION REQUESTING A JUDICIAL RECOMMENDATION CONCERNING  
LENGTH OF RRC/HALFWAY HOUSE PLACEMENT

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COMES NOW, the Defendant, Carla Wiley, pro se and unskilled in the field of law, and respectfully moves this Honorable Court to **recommend** to the Bureau of Prisons ("BOP") that they afford the Defendant the maximum Residential Re-entry Center ("RRC")/halfway house placement time of 12 months preceding the end of her sentence. In support thereof, Defendant states as follows:

1. On December 21, 2016 Defendant was sentenced by this Court to a term of twenty one (21) months imprisonment followed by a term of three (3) years of supervised release.
2. Pursuant to the Second Chance Act of 2007 ("SCA") the BOP may place a defendant into RRC/halfway house up to twelve months prior to her release date if it is determined that Ms. Wiley's placement in a halfway house is of "*sufficient duration to provide the greatest likelihood of successful reintegration into the community.*" This motion constitutes a request for a nine (9) month recommendation.

3. The criteria that the Bureau of Prisons is to consider in assessing an individual applicants' eligibility for extended RRC/Halfway House includes: any statement made by the Court concerning the purposes that warranted a sentence to imprisonment and recommending the type of correctional facility that would be appropriate. 18 U.S.C. 3621(b)(4)(A), (B). (See **Exhibit 1a-Granted RRC motions-12 month**). An RRC/halfway house is a correctional facility with superior transitional programs to help inmates rebuild their ties to the community, while still in the custody and control of the BOP.
4. Title 18, United States Code, section 3582(c) provides that a "court may not modify a term of imprisonment once it has been imposed except" in very limited circumstances, and Ms. Wiley is not asking the court to modify the sentence. She is asking the Court to **recommend** a change in the place of incarceration during the sentence per the Second Chance Act, a federal law.
5. Ms. Wiley is currently housed at the Federal Prison Camp in Alderson, West Virginia. Her release date is August 6, 2019, and an RRC placement will not affect this.
6. Ms. Wiley is 55 years old. She is still young enough to rejoin law-abiding society successfully with all the rehabilitation assistance available at a federal halfway house.
7. Ms. Wiley's employment has been solely in positions she can no longer apply for. With the employment restrictions inherent in her felony conviction, her vocational prospects are not promising without the retraining assistance at a federal RRC.
8. The purpose of the Second Chance Act of 2007 is to improve the reintegration of offenders back into their respective communities and to reduce reentry obstacles. While ultimately left to the discretion of the BOP, RRC/halfway house placement must be

(A) conducted in a manner consistent with section 3621(b) of this title; (B) determined on an individual basis; and (C) of sufficient duration to provide the greatest likelihood of successful reintegration into the community, 18 U.S.C. § 3624(c)(1)-(2).

9. Ms. Wiley has participated to date in as many of the limited FPC Alderson educational programs as possible in an attempt to prepare for her release and aid in her rehabilitation:
10. A recommendation that Ms. Wiley be placed for 9 months at an RRC/Halfway House would be consistent with the reintegration principles of the Second Chance Act and would allow Ms. Wiley to better address the underlying ethical erosion that led to commission of her current offense. Such a recommendation would be non-binding on the BOP.
11. A recommendation that Ms. Wiley be afforded RRC/Halfway House placement time of 9 months would maintain the integrity of the disposition while still preserving the punitive aspect of her sentence and would allow Ms. Wiley the opportunity to address and correct her elevated risk of poor community readjustment by virtue of the nature of her offense, her limited vocational opportunities, lack of savings, no spousal support, \$452,000+ restitution, a ruined community reputation, and no medical insurance.
12. Ms. Wiley expressed exceptional remorse and contrition regarding her commission of her offense and she cooperated fully with the prosecution.
13. The Attorney General of the United States and the Inspector General of the BOP have noted in reports and public statements that the BOP is under-utilizing various programs available, such as RRC/halfway house, and even such deserving inmates as Ms. Wiley are frequently denied extended placement.

WHEREFORE NOW, above premises considered, the defendant respectfully requests that this Honorable Court GRANT [her] motion and all relief requested herein, issuing a judicial recommendation to the BOP that Defendant be granted placement time of 9 months of halfway house, reflecting the same and granting all other relief required by Law, Liberty, and Equity.

Done this 18<sup>th</sup> Day of May 2018

Respectfully Submitted,

x Carla A. Wiley

Carla Wiley, Register # 66813-018  
FPC Alderson  
Glen Ray Road, Box A  
Alderson, WV 24910

**CERTIFICATE OF SERVICE**

I, the undersigned, do hereby certify that I have served a copy of this pleading upon the Clerk of the Court, VIA US Mail, properly addressed, First-Class Postage prepaid. The accused further requests that a copy of this pleading be forwarded to all parties, VIA the CM/ECF System, as she is indigent, detained, and has no other means.

Done this 18<sup>th</sup> Day of May 2018

Respectfully Submitted,

x Carla A. Wiley

Carla Wiley, Register # 66813-018  
FPC Alderson  
Glen Ray Road, Box A  
Alderson, WV 24910