

You Be the Judge

In this presentation, you will be asked to don a black robe and determine what the appropriate sentence should be for fictitious Defendants. You will have the opportunity to meet each Defendant by observing a video presentation of the sentencing proceeding.

Prior to the sentencing hearing, you need to determine what you believe should be a typical sentence for the crime of which each Defendant was convicted, that is, if you were the a member of the Congress, what is the appropriate sentence you believe should be imposed for each of the listed crimes. A description of the elements of each crime and the maximum penalty as provided by the statute is provided in the accompanying materials. A chart has been provided for you. The first column of the chart should be completed prior to the presentation.

After you make this initial determination and prior to the sentencing hearing, you should read the Presentence Report and review the sentencing factors as set forth in 18 U.S.C. § 3553(a), both of which are provided in the accompanying materials.

Then, after viewing the video, you should determine what you believe should be the appropriate sentence for each defendant. You should write down your recommended sentence in the second column of the chart.

Supervised release is the time period that the Defendant will be supervised by the U.S. Probation after the person has been released from custody. During this time, the Defendant is required to abide by certain conditions that are imposed during the period of supervised release. If the Defendant violates any of these conditions, he or she can be sent back to prison.

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Sentencing Chart

Defendant	Crime of Conviction	Your Typical Sentence # 1	Your Recommended Sentence # 2
Scenario # 1 <i>United States v. Turner</i>	Failure to File Return, Supply Information, Pay Tax		
Scenario # 4 <i>United States v. Rich</i>	Felon in Possession of a Firearm		
Scenario # 7 <i>United States v. Carlson</i>	Distribution of Child Pornography		
Scenario # 10 <i>United States v. Whitefish</i>	Crime on an Indian Reservation, Burglery; Possession of stolen firearms		
Scenario # 12 <i>United States v. Gilchrist</i>	Possession of Marijuana with Intent to Distribute		

Costs of Imprisonment, Probation, or Supervised Release

	Prison	Residential Reentry Center	Supervision
Costs Per Month	\$2,270.93	\$2,063.19	\$317.32