

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF IOWA
EASTERN DIVISION

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	Number CR 15-1030
)	
v.)	
)	
THOMAS A. MUNSON,)	MOTION FOR
)	DOWNWARD VARIANCE
)	
Defendant.)	

In accordance with the Federal Sentencing Guidelines and 18 U.S.C. § 3553(a) the Defendant moves for a downward variance from the advisory guideline range applicable to this case. More particularly, the Defendant contends that a downward variance is justified based on one or more of the following grounds, or in combination:

A. The Defendant’s lengthy employment, longstanding friendship with and devotion to the culture of Native Americans demonstrates that this offense was uncharacteristic of the Defendant’s personal and professional nature;

B. The Defendant’s advanced age and compromised physical condition mitigate against imposition of a severe punishment;

C. By his willingness to provide both a written and video recorded apology to the Native American victims of his offense, the Defendant has exhibited exceptional acceptance of responsibility;

D. The Defendant has been exposed to extensive public scorn and embarrassment.

WHEREFORE the Defendant respectfully moves that a downward variance be granted.

/s/ Leon F. Spies
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CERTIFICATE OF SERVICE

I certify that I electronically served/mailed a copy of the foregoing document to which this certificate is attached to the parties or attorneys of record, shown below, on June 24, 2016.

By: /s/ Leon F. Spies

Mr. Forde Fairchild (electronically)
Assistant United States Attorney

Mr. Thomas Munson (U.S. Mail)