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Attorney for Defendant

United States District Court

District of Oregon

United States of America,

Plaintiff,

No. 6:21-cr-00200-MC

vs.

**Defendant's sentencing memorandum**

Russell Anthony Schort,

Defendant.

Sentencing: October 21, 2021 at 1:00 p.m. in  
Eugene Courtroom 2

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**SENTENCING MEMORANDUM**  
**IN SUPPORT OF A PROBATIONARY SENTENCE**

Mr. Schort is asking this Court to impose a sentence of five years of probation as this sentence is sufficient, but not greater than necessary, to meet the goals of sentencing. The Government does not oppose his request.

18 U.S.C. § 3553(a)(2)(A) requires this Court to impose a sentence that will “reflect the seriousness of the offense . . . promote respect for the law, and . . . provide just punishment for the offense.” Put another way, any punishment that is excessive and disproportionate in light of the seriousness of the offense will promote disrespect for the law and provide an unjust punishment.

A probationary sentence, with the condition that Mr. Schort remain gainfully employed and pay restitution, will justly punish him for the crime he has committed.

Furthermore, for reasons unique to Mr. Schort, and described in the confidential letter to the Court, he also respectfully contends that the punitive, deterrent, and protective aspects of 18 U.S.C. § 3553(a) are more than satisfied by a probationary sentence in this case. For an individual who has never spent a day in jail before this case, a probationary sentence is a significant punishment, and accomplishes both specific deterrence to criminal conduct as well as a general deterrent effect on the public.

Respectfully submitted on October 13, 2021.

s/ Irina Hughes  
Irina Hughes  
Assistant Federal Public Defender