

1 quote.

2 In this case, the so-called double counting that
3 Mr. Ranieri objects to is contemplated by the Sentencing
4 Guideline Section 2H4.1(b)(4)(B), and is a Guidelines
5 calculation that, quote, "involves double counting in a
6 literal sense, but does not involve impermissible double
7 counting," end quote.

8 I agree with Mr. Ranieri that the Government has
9 not established by a preponderance of the evidence, that
10 either Sylvie or additional DOS Victim 1 were victims of sex
11 trafficking or a conspiracy to commit sex trafficking. I
12 therefore decline to include those acts in the Guidelines
13 Calculations.

14 I disagree with Mr. Ranieri that he's entitled to
15 a three-point reduction under the Sentencing Guideline
16 Section 2X1.1(b)(1) with respect to his conviction attempted
17 sex trafficking of Jane Doe 8. Section 2X1 -- 2X.1(b)(1)
18 provides for a three-point reduction in the case of attempt
19 convictions, quote, "unless the defendant completed all the
20 acts the defendant believed necessary for successful
21 completion of the substantive offense," end quote.

22 For the offense of conviction of sex trafficking,
23 that exception would, therefore, apply if Mr. Ranieri
24 completed all the acts he believed necessary to, quote,
25 "recruit, entice, harbor, transport, provide, obtain,