RESOLVED, That the American Bar Association urges the United States Department of Justice to reconsider the guidelines contained in its May 10, 2017 Memorandum regarding charging and sentencing policies and to utilize the *ABA Standards on the Prosecution Function (2015)* in revising the guidelines;

FURTHER RESOLVED, That all prosecuting authorities should adopt and pursue charging policies that are consistent with the *ABA Standards on the Prosecution Function (2015)*; assess each case individually to determine whether, under the totality of the circumstances — including a defendant’s leadership role in the offense, use or threat of violence, significant criminal history, ties to large-scale criminal organizations or serious victim injury — charging the most serious, readily provable offense is likely to achieve justice in the individual case; and prohibit filing of charges and recidivist enhancements simply to exert leverage to induce a guilty plea.

FURTHER RESOLVED, That all prosecuting authorities should adopt and pursue charging policies that are consistent with the *ABA Standards on the Prosecution Function (2015)*; assess each case individually to determine whether, under the totality of the circumstances, charging the most serious, readily provable offense is likely to achieve justice in the individual case; prohibit filing of charges and recidivist enhancements simply to exert leverage to induce a guilty plea, and prohibit seeking mandatory minimum sentences unless required by law or justified by such factors as: a defendant’s leadership role in the offense, use or threat of violence, significant criminal history, ties to large-scale criminal organizations or serious victim injury.

DELETIONS STRUCK THROUGH; ADDITIONS UNDERLINED