

UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF
MISSOURI, EASTERN DIVISION

Donyell M. Coleman v. United States of America

Coleman · No. 4:25-cv-01587-SEP · Decided May 1, 2026

SUMMARY

The United States District Court for the Eastern District of Missouri considers Donyell M. Coleman's petition for habeas corpus under 28 U.S.C. § 2241. Coleman seeks early termination of supervised release based on Federal Time Credits earned under the First Step Act. The court requests briefing on whether those credits may reduce the length of supervised release, an issue on which the federal circuits have divided.

CASE DETAILS

COURT	United States District Court for the Eastern District of Missouri, Eastern Division
WRITING FOR THE COURT	Sara E. Pitlyk
JURISDICTION	United States District Court for the Eastern District of Missouri, Eastern Division
DECIDED	May 1, 2026
DOCKET	4:25-cv-01587-SEP
DISPOSITION	other
PROCEDURAL POSTURE	Petition for a writ of habeas corpus under 28 U.S.C. § 2241; the court ordered the government to respond and the petitioner to file a reply without resolving the merits.
STANDARD OF REVIEW	The court conducted an initial review under Rule 4 of the Rules Governing Habeas Corpus Cases under Section 2254; it did not reach the merits of the statutory claim.
PRECEDENTIAL VALUE	Nonprecedential district-court memorandum and order; no merits holding.
PARTIES	Donyell M. Coleman v. United States of America

TOPICS

- federal habeas corpus
- sentence modification
- statutory interpretation
- post-conviction relief

PRACTICE AREAS

Federal habeas corpus

federal sentencing

statutory interpretation

QUESTIONS PRESENTED

1. Whether Coleman remains in custody for purposes of § 2241 while serving supervised release.
2. Whether Federal Time Credits under 18 U.S.C. § 3632(d)(4)(C) may be applied to reduce the length of a supervised-release term.
3. Whether the government should be required to brief the unresolved statutory issue because the Eighth Circuit had not decided it.

KEY QUOTATIONS

“Because the Eighth Circuit Court of Appeals has not yet spoken on this issue, the Court will ask for briefing on this matter.” (at 2)

FACTUAL BACKGROUND

Coleman pleaded guilty in federal court to conspiracy to distribute heroin and received a 140-month prison sentence followed by four years of supervised release. He was released from prison on October 3, 2022, and alleged that he earned approximately 300 Federal Time Credits through First Step Act programming. He claimed that the Bureau of Prisons did not recalculate his prison or supervised-release sentences and sought early termination of supervised release.

PROCEDURAL HISTORY

Coleman filed a § 2241 petition and an amended petition seeking application of Federal Time Credits to reduce his term of supervised release. The district court reviewed the filings under Rule 4 of the Rules Governing Habeas Corpus Cases under Section 2254 and ordered respondent to answer by June 1, 2026, with Coleman permitted to reply by July 1, 2026.

DISPOSITION

other

CASES CITED

- Hargrove v. Healy, 155 F.4th 530 (6th Cir. 2025)
- Guerriero v. Miami RRM, 2024 WL 2017730 (11th Cir. May 7, 2024) (per curiam)
- United States v. Malik, 2025 WL 973003 (4th Cir. Apr. 1, 2025) (per curiam)
- Stinson v. Martinez, 2025 WL 2017872 (5th Cir. July 18, 2025) (per curiam)
- Valladares v. Ray, 130 F.4th 74 (4th Cir. 2025)
- Gonzalez v. Herrera, 151 F.4th 1076, 1089 (9th Cir. 2025)

- Wilson v. Fikes, 2019 WL 7593244, at *2 (D. Minn. Aug. 27, 2019), report and recommendation adopted, 2019 WL 6318621, at *1 (D. Minn. Nov. 26, 2019)
- United States v. Coleman, No. 4:13-CR-00487-SEP (E.D. Mo.)

OPINION

Coleman

PER CURIAM.

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF MISSOURI

EASTERN DIVISION

DONYELL M. COLEMAN,)

) Petitioner,)) v.) No. 4:25-cv-01587-SEP)

UNITED STATES OF AMERICA,)

) Respondent.)

MEMORANDUM AND ORDER

Before the Court is self-represented Petitioner Donyell Coleman’s Petition for Writ of Habeas Corpus pursuant to 28 U.S.C. § 2241.1 See Docs. [1], [4]. Having reviewed the Petition pursuant to Rule 4 of the Rules Governing Habeas Corpus Cases under Section 2254, the Court has determined that this matter would benefit from briefing by Respondent. No later than June 1, 2026, Respondent shall answer Petitioner’s Writ of Habeas Corpus. Petitioner shall have until July 1, 2026, to file a reply.

BACKGROUND

To promote the release of federal prisoners who possess a low risk of recidivism, thus reducing the federal prison population, Congress enacted Title I of the First Step Act of 2018 (FSA), incentivizing prisoners to participate in and complete “recidivism reduction programs” in order to earn “Federal Time Credits” (FTCs), which are separate from ordinary good time credits. 18 U.S.C. § 3632(d)(4). Eligible inmates may earn between 10 and 15 days of FTCs for every 30 days of successful participation in programming or activities. Each FTC earned is equivalent to one day of credit in reducing a prisoner’s sentence. See 18 U.S.C. § 3632(d)(4)(A)(i)–(ii); 28 C.F.R. § 523.42(c)(2). On November 20, 2013, Petitioner Donyell Coleman was charged by indictment with distribution of heroin and conspiracy to distribute heroin. See United States v. Coleman, No. 4:13-CR-00487-SEP (E.D.Mo.), Crim. Doc. [1]. On April 14, 2014, Petitioner pled guilty to 1 Petitioner filed both a Petition for Writ of Habeas Corpus under § 2241 and an Amended Petition. Docs.

[1], [4]. Petitioner filed memoranda in support of his Petitions. Docs. [2], [5]. The Petition, Amended

Petition, and memoranda in support all appear to be substantially the same. conspiracy to distribute heroin, and in return, the government dismissed the remaining counts of the indictment.

Id., Crim. Doc. [159]. On July 30, 2014, the Court sentenced Petitioner to 140 months of imprisonment followed by 4 years of supervised release. Id., Crim. Doc. [273]. Petitioner did not appeal. Id., Crim. Doc. [275]. Petitioner was released from prison on October 3, 2022, and began his supervised release term at that time. Doc. [2] at 2; see also Doc. [5] at 2. According to filings in his criminal action by his probation officer, Petitioner's term of supervised release is set to expire on October 2, 2026. See *United States v. Coleman*, No. 4:13-CR-00487-SEP (E.D.Mo.), Crim. Doc. [436]. Petitioner asserts that he took advantage of the FSA's educational benefits, earning approximately 300 FTCs. He alleges that he made written requests to the Bureau of Prisons (BOP) seeking recalculation of both his sentence and supervised release sentence, but no new computation of either sentence was provided to him. See Doc. [2] at 2; see also Doc. [5] at 2. Petitioner seeks early termination of his supervised release sentence.²

DISCUSSION

Critical to Petitioner's claim is the statutory provision providing that FTCs are applied "toward time in prerelease custody or supervised release." 18 U.S.C. § 3632(d)(4)(C). Circuit courts have diverged when construing this statutory language. The Fourth, Fifth, Sixth, and Eleventh Circuits have reasoned that FSA time credits can be used to reduce a prison term but not a supervised release term. See *Hargrove v. Healy*, 155 F.4th 530 (6th Cir. 2025); *Guerriero v. Miami RRM*, 2024 WL 2017730 (11th Cir. May 7, 2024) (per curiam); *United States v. Malik*, 2025 WL 973003, at *1 (4th Cir. Apr. 1, 2025) (per curiam) ("Time credits earned under the FSA 2018 are to be applied to reduce an incarcerated person's prison term not the person's term of supervised release."); *Stinson v. Martinez*, 2025 WL 2017872, at *1 (5th Cir. July 18, 2025) (per curiam) ("[Earned time credits] may only be applied towards an early start of supervised release or early transfer to pre-release custody."); *Valladares v. Ray*, 130 F.4th 74, 79 (4th Cir. 2025) ("Under the FSA, time credits can be applied toward earlier placement in pre-release custody or supervised release."). But the Ninth Circuit has held that Petitioner is "in custody" for purposes of 28 U.S.C. § 2241 if he is currently serving his term of supervised release. See *Wilson v. Fikes*, 2019 WL 7593244, at *2 (D. Minn. Aug. 27, 2019), report and recommendation adopted, 2019 WL 6318621, at *1 (D. Minn. Nov. 26, 2019) ("[A] person subject to conditions of supervised release remains 'in custody' as that phrase has been construed within the context of habeas litigation."). The Eighth Circuit reached the opposite conclusion, holding that "the FSA's time credits may be used to reduce the length of time that a prisoner must spend while on supervised release." *Gonzalez v. Herrera*, 151 F.4th 1076, 1089 (9th Cir. 2025). Because the Eighth Circuit Court of Appeals has not yet spoken on this issue, the Court will ask for briefing on this matter. No later than June 1, 2026, Respondent shall respond to Petitioner's Writ of Habeas Corpus. Petitioner shall have until July 1, 2026, to file a reply brief in support of his Petition. Accordingly, IT IS HEREBY ORDERED that no later than June 1, 2026, Respondent shall respond to Petitioner's Writ of Habeas Corpus. IT IS FURTHER ORDERED that after the filing of Respondent's brief, Petitioner shall have until July 1, 2026, to file a reply brief in support of his Petition. Dated this 1st day of May, 2026.

SARAHE. PITLYK ~ dU
UNITED STATES DISTRICT JUDGE

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