

UNPUBLISHED

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 09-7683

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

JOVITO MATAS BINOYA, II, a/k/a Jay,

Defendant - Appellant.

Appeal from the United States District Court for the Eastern District of Virginia, at Alexandria. T. S. Ellis, III, Senior District Judge. (07-cr-00319-TSE-1)

Submitted: December 17, 2009

Decided: December 30, 2009

Before WILKINSON, NIEMEYER, and AGEE, Circuit Judges.

Affirmed by unpublished per curiam opinion.

Jovito Matas Binoya, II, Appellant Pro Se. Daniel Joseph Grooms, III, Assistant United States Attorney, Alexandria, Virginia, for Appellee.

Unpublished opinions are not binding precedent in this circuit.

PER CURIAM:

Jovito Matas Binoya, II, appeals the district court's order denying his "Motion to Compel; Motion to Request Specific Performance of the Government to Grant Reduction of Sentence for Substantial [sic] Assistance." We have reviewed the record and find no reversible error. Accordingly, we affirm for the reasons stated by the district court. United States v. Binoya, No. 1:07-cr-00319-TSE-1 (E.D. Va. filed Aug. 26, 2009; entered Aug. 27, 2009). We dispense with oral argument because the facts and legal contentions are adequately presented in the materials before the court and argument would not aid the decisional process.

AFFIRMED