

**UNPUBLISHED**

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

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**No. 15-7919**

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UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

THOMAS LAVON SMITH, JR., a/k/a Tater,

Defendant - Appellant.

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Appeal from the United States District Court for the Western  
District of North Carolina, at Charlotte. Max O. Cogburn, Jr.,  
District Judge. (3:11-cr-00287-MOC-1)

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Submitted: April 19, 2016

Decided: April 21, 2016

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Before AGEE, DIAZ, and THACKER, Circuit Judges.

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Affirmed by unpublished per curiam opinion.

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Thomas Lavon Smith, Jr., Appellant Pro Se. Amy Elizabeth Ray,  
Assistant United States Attorney, Asheville, North Carolina, for  
Appellee.

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Unpublished opinions are not binding precedent in this circuit.

PER CURIAM:

Thomas Lavon Smith, Jr., appeals the district court's order denying his 18 U.S.C. § 3582(c)(2) (2012) motion for a sentence reduction. We have reviewed the record and find no reversible error. Accordingly, we affirm for the reasons stated by the district court. United States v. Smith, No. 3:11-cr-00287-MOC-1 (W.D.N.C. Nov. 17, 2015). We dispense with oral argument because the facts and legal contentions are adequately presented in the materials before this court and argument would not aid the decisional process.

AFFIRMED