

**UNPUBLISHED**

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

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**No. 16-7042**

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UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

CARLOS REYES, a/k/a Eduardo Ocasio, a/k/a Eduardo Gomez, a/k/a  
Pedro Reyes-Lopez, a/k/a Pedro Carlos Manuel Reyes-Lopez,

Defendant - Appellant.

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Appeal from the United States District Court for the Southern  
District of West Virginia, at Charleston. David A. Faber, Senior  
District Judge. (2:00-cr-00109-1)

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Submitted: November 17, 2016

Decided: November 22, 2016

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Before GREGORY, Chief Judge, and MOTZ and TRAXLER, Circuit Judges.

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Affirmed by unpublished per curiam opinion.

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Carlos Reyes, Appellant Pro Se. John J. Frail, Steven Loew, Monica  
Kaminski Schwartz, Assistant United States Attorneys, Charleston,  
West Virginia, for Appellee.

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Unpublished opinions are not binding precedent in this circuit.

PER CURIAM:

Carlos Reyes appeals the district court's order denying his motion for a sentence reduction pursuant to 18 U.S.C. § 3582(c)(2) (2012). We have reviewed the record and conclude that Reyes is not eligible for a sentence reduction because Amendment 750 to the Sentencing Guidelines does not lower his Guidelines range.\* See § 3582(c)(2); U.S. Sentencing Guidelines Manual § 1B1.10, p.s. (2012), USSG App. C Amend. 750 (effective Nov. 1, 2011). Accordingly, we affirm the district court's order. We dispense with oral argument because the facts and legal conclusions are adequately presented in the materials before this court and argument would not aid the decisional process.

AFFIRMED

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\* To the extent Reyes' motion challenged the drug amount attributed to him at sentencing, such claim is not properly raised in a § 3582 motion. United States v. Stewart, 595 F.3d 197, 201 (4th Cir. 2010) (noting that § 3582 proceeding is "not considered a full resentencing by the court").