

**UNPUBLISHED**

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

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**No. 06-7020**

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UNITED STATES OF AMERICA,

Plaintiff - Appellee,

versus

TYRONE JAVELLE BOWENS, a/k/a Ty,

Defendant - Appellant.

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Appeal from the United States District Court for the Western District of North Carolina, at Statesville. Richard L. Voorhees, District Judge. (5:02-cr-00037-1)

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Submitted: December 13, 2006

Decided: January 11, 2007

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Before WILKINSON, TRAXLER, and DUNCAN, Circuit Judges.

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Affirmed by unpublished per curiam opinion.

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Tyrone Javelle Bowens, Appellant Pro Se. Gretchen C. F. Shappert, United States Attorney, Matthew Theodore Martens, OFFICE OF THE UNITED STATES ATTORNEY, Charlotte, North Carolina, for Appellee.

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Unpublished opinions are not binding precedent in this circuit.

PER CURIAM:

Tyrone Javelle Bowens appeals the district court's order denying Bowens' 18 U.S.C. § 3582(c) motion, which we construe as an untimely motion to reconsider the district court's order granting the United States' Fed. R. Crim. P. 35(b) motion and reducing Bowens' sentence. We have reviewed the record and find no reversible error. Accordingly, we affirm. 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