

**UNPUBLISHED**UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

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**No. 08-6765**

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UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

JESSE HOFFMAN, III,

Defendant - Appellant.

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Appeal from the United States District Court for the Western District of Virginia, at Charlottesville. James P. Jones, Chief District Judge. (3:01-cr-00015-jpj-1)

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Submitted: February 26, 2009

Decided: March 4, 2009

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Before NIEMEYER, MICHAEL, and GREGORY, Circuit Judges.

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Affirmed by unpublished per curiam opinion.

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Jesse Hoffman, III, Appellant Pro Se. Nancy Spodick Healey, Assistant United States Attorney, Charlottesville, Virginia, for Appellee.

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Unpublished opinions are not binding precedent in this circuit.

PER CURIAM:

Jesse Hoffman, III, appeals the district court's order denying his motion for reconsideration of the order reducing his sentence. We have reviewed the record and find no reversible error. Accordingly, we affirm for the reasons stated by the district court. United States v. Hoffman, No. 3:01-cr-00015-jpj-1 (W.D. Va. Apr. 22, 2008), and the reasons expressed in our recent decision in United States v. Dunphy, 551 F.3d 247, 253-56 (4th Cir. 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