

**UNPUBLISHED**

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

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**No. 09-6430**

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UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

MARIO DUANE LYONS,

Defendant - Appellant.

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Appeal from the United States District Court for the Eastern District of North Carolina, at Raleigh. Malcolm J. Howard, Senior District Judge. (5:01-cr-00162-H-1)

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Submitted: August 26, 2009

Decided: September 2, 2009

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

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Affirmed by unpublished per curiam opinion.

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Mario Duane Lyons, Appellant Pro Se. Anne Margaret Hayes, Rudolf A. Renfer, Jr., Assistant United States Attorneys, Raleigh, North Carolina, for Appellee.

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Unpublished opinions are not binding precedent in this circuit.

PER CURIAM:

Mario Duane Lyons appeals the district court's order denying his motion for a sentence reduction pursuant to 18 U.S.C. § 3582(c) (2006). We have reviewed the record and find no reversible error. Accordingly, we affirm for the reasons stated by the district court. United States v. Lyons, 5:01-cr-00162-H-1 (E.D.N.C. Feb. 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