

**UNPUBLISHED**

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

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**No. 10-6169**

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UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

CEDRIC O'NEAL BUTLER,

Defendant - Appellant.

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Appeal from the United States District Court for the District of  
South Carolina, at Aiken. Margaret B. Seymour, District Judge.  
(1:05-cr-01220-MBS-1)

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Submitted: May 20, 2010

Decided: May 27, 2010

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Before WILKINSON, NIEMEYER, and DAVIS, Circuit Judges.

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Affirmed by unpublished per curiam opinion.

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Cedric O'Neal Butler, Appellant Pro Se. Stanley Duane Ragsdale,  
Assistant United States Attorney, Columbia, South Carolina, for  
Appellee.

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Unpublished opinions are not binding precedent in this circuit.

PER CURIAM:

Cedric O'Neal Butler appeals the district court's order denying his motion to compel the Government to file a Fed. R. Crim. P. 35(b) motion on his behalf. We have reviewed the record and find no reversible error. Accordingly, we affirm for the reasons stated by the district court. United States v. Butler, No. 1:05-cr-01220-MBS-1 (D.S.C. Jan. 13, 2010). 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