

UNPUBLISHED

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 12-8121

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

RICHARD L. FULTON, a/k/a Kevin, a/k/a Brandon B.
Washington, a/k/a Kev,

Defendant - Appellant.

Appeal from the United States District Court for the Western
District of Virginia, at Harrisonburg. James P. Jones, District
Judge. (5:01-cr-30075-JPJ-1)

Submitted: June 20, 2013

Decided: July 17, 2013

Before WILKINSON and DIAZ, Circuit Judges, and HAMILTON, Senior
Circuit Judge.

Affirmed by unpublished per curiam opinion.

Richard L. Fulton, Appellant Pro Se. Ronald Mitchell Huber,
Assistant United States Attorney, Charlottesville, Virginia, for
Appellee.

Unpublished opinions are not binding precedent in this circuit.

PER CURIAM:

Richard L. Fulton appeals from the district court's order denying his 18 U.S.C. § 3582 (2006) motion for reduction of sentence pursuant to Amendment 750 to the Sentencing Guidelines. Because Fulton's original criminal judgment specifically found him responsible for over twenty-five kilograms of crack cocaine, the district court correctly ruled that he is ineligible for a reduction in sentence. See U.S. Sentencing Guidelines Manual § 2D1.1(c)(1) (2012). In addition, we find that Fulton's allegations of procedural error constitute, at most, harmless 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