

UNPUBLISHED

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 16-6019

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

ALVIN JOHNSON, a/k/a Dawg, a/k/a Dog,

Defendant - Appellant.

Appeal from the United States District Court for the Eastern District of Virginia, at Richmond. Henry E. Hudson, District Judge. (3:13-cr-00110-HEH-1)

Submitted: March 17, 2016

Decided: March 22, 2016

Before WILKINSON, NIEMEYER, and KING, Circuit Judges.

Affirmed by unpublished per curiam opinion.

Alvin Johnson, Appellant Pro Se. Olivia L. Norman, OFFICE OF THE UNITED STATES ATTORNEY, Richmond, Virginia, for Appellee.

Unpublished opinions are not binding precedent in this circuit.

PER CURIAM:

Alvin Johnson appeals the district court's order granting his 18 U.S.C. § 3582(c)(2) (2012) motion for a sentence reduction under Amendment 782.* We have reviewed the record and conclude that the district court did not abuse its discretion in declining to grant a larger reduction in Johnson's sentence. See United States v. Mann, 709 F.3d 301, 304 (4th Cir. 2013) (standard of review); U.S. Sentencing Guidelines Manual § 1B1.10 cmt. n.1(B) (2015) (addressing appropriate factors to consider in ruling on § 3582(c)(2) motion); see also Dillon v. United States, 560 U.S. 817, 825-27 (2010) (explaining that § 3582(c)(2) proceeding is not full resentencing); United States v. Smalls, 720 F.3d 193, 195-96 (4th Cir. 2013) (recognizing that district court is presumed, absent contrary indication, to have considered relevant factors when ruling on § 3582(c)(2) motion). Accordingly, we affirm the district court's order. United States v. Johnson, No. 3:13-cr-00110-HEH-1 (E.D. Va., Dec. 18, 2015). We deny Johnson's motion for appointment of counsel. We dispense with oral argument because the facts and

* Although the district court granted Johnson's motion, the reduction granted by the court was less than the reduction sought by Johnson.

legal contentions are adequately presented in the materials before this court and argument would not aid the decisional process.

AFFIRMED