

**UNPUBLISHED**

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

---

**No. 19-7045**

---

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

THOMAS DUCKETT,

Defendant - Appellant.

---

Appeal from the United States District Court for the District of South Carolina, at  
Anderson. Henry M. Herlong, Jr., Senior District Judge. (8:13-cr-00264-HMH-1)

---

Submitted: November 21, 2019

Decided: November 26, 2019

---

Before KEENAN and DIAZ, Circuit Judges, and SHEDD, Senior Circuit Judge.

---

Affirmed by unpublished per curiam opinion.

---

Thomas Duckett, Appellant Pro Se.

---

Unpublished opinions are not binding precedent in this circuit.

PER CURIAM:

Thomas Duckett appeals the district court's order denying his motion for a sentence reduction pursuant to the First Step Act of 2018, Pub. L. No. 115-391, 132 Stat. 5194, 5222. Duckett argued that he was entitled to a reduction because he was no longer subject to an enhanced sentence under 21 U.S.C. § 851 (2012). However, Duckett's sentence was not enhanced pursuant to 21 U.S.C. § 851. Accordingly, we affirm the district court's denial of relief.\* We dispense with oral argument because the facts and legal contentions are adequately presented in the materials before this court and argument would not aid the decisional process.

*AFFIRMED*

---

\* Duckett raises a challenge to his conviction for the first time on appeal. We decline to address the claim because it is not properly before us. *See In re Under Seal*, 749 F.3d 276, 285 (4th Cir. 2014).