

UNITED STATES COURT OF APPEALS
FOR THE SIXTH CIRCUIT

Nos. 15-4112/4113/4183

UNITED STATES OF AMERICA,
Plaintiff - Appellee/Cross - Appellant,
v.
LUKE D. PATTERSON,
Defendant - Appellant/Cross - Appellee.

FILED
Apr 03, 2017
DEBORAH S. HUNT, Clerk

Before: CLAY, SUTTON, and GRIFFIN, Circuit Judges.

JUDGMENTOn Appeal from the United States District Court
for the Northern District of Ohio at Akron.

THIS CAUSE was heard on the record from the district court and was submitted on the briefs of the government's counsel and the pro se litigant.

IN CONSIDERATION THEREOF, it is ORDERED that the district court's denial of the motion to dismiss and its calculation of the base offense level are AFFIRMED, the ruling that Luke D. Patterson did not have three previous convictions for a violent felony is REVERSED, and his sentence is VACATED and REMANDED for resentencing.

ENTERED BY ORDER OF THE COURT_____
Deborah S. Hunt, Clerk