

United States Court of Appeals
For the Eighth Circuit

No. 15-2874

United States of America

Plaintiff - Appellee

v.

Travis James Eaton

Defendant - Appellant

Appeal from United States District Court
for the Northern District of Iowa - Ft. Dodge

Submitted: February 2, 2016

Filed: February 5, 2016

[Unpublished]

Before WOLLMAN, ARNOLD, and SMITH, Circuit Judges.

PER CURIAM.

Travis James Eaton appeals after the district court¹ denied him a sentence reduction under 18 U.S.C. § 3582(c)(2). In declining to reduce Mr. Eaton's sentence,

¹The Honorable Linda R. Reade, Chief Judge, United States District Court for the Northern District of Iowa.

the district court found that a reduction was not warranted in light of his lengthy criminal history and the likelihood of recidivism. We conclude that there is no basis for reversal, as the district court's finding that a reduction was not warranted was not an abuse of discretion. See Dillon v. United States, 560 U.S. 817, 827 (2010) (§ 3582(c) authorizes district court to reduce sentence by applying amended Guidelines range as if it were in effect at time of original sentencing, and leaving all other Guidelines determinations intact as previously determined); United States v. Long, 757 F.3d 762, 763 (8th Cir. 2014) (de novo review of whether § 3582(c)(2) authorizes modification, and abuse-of-discretion review of decision whether to grant authorized § 3582(c)(2) modification); United States v. Curry, 584 F.3d 1102, 1103-05 (8th Cir. 2009) (district court did not abuse its discretion in declining to reduce defendant's sentence under § 3582(c)(2) due to defendant's criminal history). The judgment is affirmed, and counsel's motion to withdraw is granted.
