

United States Court of Appeals  
For the Eighth Circuit

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No. 17-3792

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United States of America,

*Plaintiff - Appellee,*

v.

Shawn Leo Barth,

*Defendant - Appellant.*

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Appeal from United States District Court  
for the District of North Dakota - Bismarck

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Submitted: October 12, 2018

Filed: November 5, 2018

[Unpublished]

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Before COLLOTON, BOWMAN, and KELLY, Circuit Judges.

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PER CURIAM.

Shawn Leo Barth appeals the district court's<sup>1</sup> denial of his motion to reduce his sentence under 18 U.S.C. § 3582(c)(2). We agree with the district court that Barth

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<sup>1</sup>The Honorable Daniel L. Hovland, Chief Judge, United States District Court for the District of North Dakota.

was ineligible for the requested sentence reduction based on an amendment to the United States Sentencing Guidelines because his original sentence was derived from the applicable statutory minimum. *See United States v. Long*, 757 F.3d 762, 763-64 (8th Cir. 2014). We therefore affirm the district court's order. *See* 8th Cir. R. 47B.

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