

THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
ASHEVILLE DIVISION
CIVIL CASE NO. 1:16-cv-00149-MR
[CRIMINAL CASE NO. 1:12-cr-00085-MR]

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
vs.)
)
DONZELL ALI McKINNEY,)
)
Defendant.)
_____)

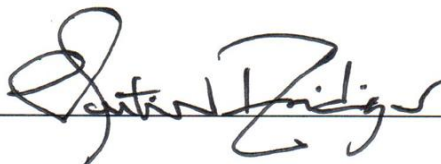
ORDER

THIS MATTER is before the Court on remand from the United States Court of Appeals for the Fourth Circuit for resentencing. [Docs. 20, 21].

In accord with the instructions of the Court of Appeals,

IT IS ORDERED that the Defendant’s conviction regarding 18 USC § 924(c) (Count Two) is hereby vacated. Based thereon, **IT IS FURTHER ORDERED** that the sentence of the Defendant as to all counts is vacated. The Clerk is directed to set this matter for resentencing.

Signed: April 18, 2023



Martin Reidinger
Chief United States District Judge

