

[DO NOT PUBLISH]

IN THE UNITED STATES COURT OF APPEALS

FOR THE ELEVENTH CIRCUIT

No. 09-13302
Non-Argument Calendar

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| FILED U.S. COURT OF APPEALS ELEVENTH CIRCUIT DECEMBER 18, 2009 THOMAS K. KAHN CLERK |
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D. C. Docket No. 05-00096-CR-3-RV

UNITED STATES OF AMERICA,

Plaintiff-Appellee,

versus

RODNEY JEROME MCNABB,
a.k.a. Rocky,

Defendant-Appellant.

Appeal from the United States District Court
for the Northern District of Florida

(December 18, 2009)

Before CARNES, HULL and ANDERSON, Circuit Judges.

PER CURIAM:

Chet Kaufman, appointed counsel for Rodney Jerome McNabb in this direct

criminal appeal, has moved to withdraw from further representation of the appellant and filed a brief pursuant to Anders v. California, 386 U.S. 738, 87 S.Ct. 1396 (1967). Our independent review of the entire record reveals that counsel's assessment of the relative merit of the appeal is correct. Because independent examination of the entire record reveals no arguable issues of merit, counsel's motion to withdraw is **GRANTED**, and the district court's denial of McNabb's § 3582(c)(2) motion is **AFFIRMED**.