

**United States Court of Appeals**  
**FOR THE EIGHTH CIRCUIT**

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No. 03-1801

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United States of America,

Appellee,

v.

Michael Curry,

Appellant.

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Appeal from the United States  
District Court for the  
Eastern District of Missouri.

[UNPUBLISHED]

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Submitted: December 26, 2003

Filed: January 9, 2004

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Before RILEY, McMILLIAN, and SMITH, Circuit Judges.

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PER CURIAM.

In this direct criminal appeal, Michael Curry (Curry) challenges as excessive the 9-month prison sentence the district court<sup>1</sup> imposed following revocation of Curry's supervised release. Having carefully reviewed the record, we conclude that Curry's revocation sentence is well below the maximum imprisonment term authorized by statute, is within the range recommended by the Sentencing Guidelines

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<sup>1</sup>The Honorable Carol E. Jackson, Chief Judge, United States District Court for the Eastern District of Missouri.

policy statements, and is not an abuse of discretion. See United States v. Grimes, 54 F.3d 489, 492 (8th Cir. 1995) (standard of review).

Accordingly, we affirm. We also grant counsel's motion to withdraw.

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