

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

No. 07-3229

United States of America,

Appellee,

v.

Marcus Deangelo Jones,

Appellant.

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

[UNPUBLISHED]

Submitted: December 30, 2008

Filed: January 8, 2009

Before WOLLMAN, SMITH, and GRUENDER, Circuit Judges.

PER CURIAM.

Marcus Jones appeals the district court's¹ denial of his Federal Rule of Criminal Procedure 36 motion to correct his presentence report (PSR) to omit references to "crack." We find that Jones's proposed change does not amount to a clerical error or an error arising from oversight or omission. See Fed. R. Crim. P. 36. Jones did not object to the PSR prior to sentencing, see United States v. Paz, 411 F.3d 906, 909 (8th Cir. 2005) (facts in PSR are deemed admitted unless objected to), and there is

¹The Honorable Scott O. Wright, United States District Judge for the Western District of Missouri.

overwhelming evidence that the drugs at issue were crack cocaine, see United States v. Jones, 275 F.3d 673, 676-78 (8th Cir. 2001).

Accordingly, we affirm. We also deny Jones's motion for appellate counsel.
