

FILED

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MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

UNITED STATES OF AMERICA,

Plaintiff-Appellee,

v.

LEONEL MARIN-TORRES,

Defendant-Appellant.

No. 16-30260

D.C. No.

2:09-cr-00262-RSL-1

MEMORANDUM*

Appeal from the United States District Court
for the Western District of Washington
Robert S. Lasnik, District Judge, Presiding

Submitted November 17, 2017**

Before: FARRIS, CANBY, and SILVERMAN, Circuit Judges.

Leonel Marin-Torres appeals from the district court's order denying his 18 U.S.C. § 3582 motion to reduce his sentence. Pursuant to *Anders v. California*, 386 U.S. 738 (1967), Marin-Torres's counsel has filed a brief stating that there are no grounds for relief, along with a motion to withdraw as counsel of record. We

* This disposition is not appropriate for publication and is not precedent except as provided by Ninth Circuit Rule 36-3.

** The panel unanimously concludes this case is suitable for decision without oral argument. *See* Fed. R. App. P. 34(a)(2).

have provided Marin-Torres the opportunity to file a pro se supplemental brief.

No pro se supplemental brief or answering brief has been filed.

The district court did not abuse its discretion in declining to reduce Marin-Torres's sentence because of his extensive record of violence before and after his sentence was imposed. In addition, our independent review of the record pursuant to *Penson v. Ohio*, 488 U.S. 75, 80 (1988), discloses no arguable grounds for relief.

Counsel's motion to withdraw is **GRANTED**.

AFFIRMED.