

APPENDIX "A"

United States Court of Appeals
FOR THE
SECOND CIRCUIT

At a stated term of the United States Court of Appeals for the Second Circuit, held at the Thurgood Marshall United States Courthouse, 40 Foley Square, in the City of New York, on the 16th day of November, two thousand eighteen.

Present:

Dennis Jacobs,
Rosemary S. Pooler,
Richard C. Wesley,
Circuit Judges.

United States of America,

Appellee,

v.

18-393

Rafael Romero, Albert Rodriguez,

Defendants,

Rafael Santos,

Defendant-Appellee.

Appellant, pro se, moves for leave to proceed in forma pauperis and "Amendment 782" to appeal the denial of his 18 U.S.C. § 3582(c)(2) motion for a sentence reduction. Upon due consideration, it is hereby ORDERED that the motions are DENIED and the appeal is DISMISSED because it "lacks an arguable basis either in law or in fact." *Neitzke v. Williams*, 490 U.S. 319, 325 (1989); *see also* 28 U.S.C. § 1915(e).

FOR THE COURT:
Catherine O'Hagan Wolfe, Clerk of Court

Catherine O'Hagan Wolfe
