

United States Court of Appeals for the Fifth Circuit

No. 24-60629
Summary Calendar

United States Court of Appeals
Fifth Circuit

FILED

July 3, 2025

Lyle W. Cayce
Clerk

UNITED STATES OF AMERICA,

Plaintiff—Appellee,

versus

MARK RANDALL JONES,

Defendant—Appellant.

Appeal from the United States District Court
for the Southern District of Mississippi
USDC No. 3:09-CR-96-1

Before HAYNES, HIGGINSON, and DOUGLAS, *Circuit Judges*.

PER CURIAM:*

Mark Randall Jones, federal prisoner # 69510-112, appeals the denial of his motion for a sentence reduction, filed pursuant to 18 U.S.C. § 3582(c)(2), based upon Amendment 821 to the Sentencing Guidelines. The district court determined that Jones was not eligible for a reduction as a zero-point offender because he had an aggravating role adjustment under

* This opinion is not designated for publication. *See* 5TH CIR. R. 47.5.

No. 24-60629

U.S.S.G. § 3B1.1. *See* U.S.S.G. § 4C1.1(a)(10) (2023); *see also United States v. Morales*, 122 F.4th 590, 597 (5th Cir. 2024).

On appeal, Jones argues that the § 3B1.1 aggravating role increase was not justified and that this court erred in finding the error harmless on direct appeal because the district court has now denied him a § 4C1.1 reduction based upon it. Jones seeks resentencing on the issue of his role in the offense. A proceeding under § 3582(c)(2) is not a full resentencing. *United States v. Dublin*, 572 F.3d 235, 238 (5th Cir. 2009). In determining whether a defendant is eligible for a § 3582(c)(2) reduction, a district court may only substitute the amended guideline provision for the corresponding provision applied at sentencing. *See* U.S.S.G. § 1B1.10(b)(1), p.s.; *United States v. Jones*, 796 F.3d 483, 486 (5th Cir. 2015). Accordingly, the district court did not abuse its discretion in denying relief under § 3582(c)(2). *See United States v. Quintanilla*, 868 F.3d 315, 319 (5th Cir. 2017).

AFFIRMED.