

United States Court of Appeals
FOR THE EIGHTH CIRCUIT

No. 00-1433

United States of America,

Appellee,

v.

Michael Graham, also known as
Michael Gatewood,

Appellant.

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

[UNPUBLISHED]

Submitted: July 7, 2000

Filed: July 21, 2000

Before LOKEN, FAGG, and HANSEN, Circuit Judges.

PER CURIAM.

Michael Graham appeals the district court's imposition of a third term of supervised release following revocation of a second term of supervised release. For reversal, Graham argues his revocation sentence violates ex post facto and due process principles because 18 U.S.C. § 3583(h) was applied to him even though it was enacted after he committed the underlying offense of conviction. We rejected this argument in United States of St. John, 92 F.3d 761 (8th Cir. 1996), and reject it again today.

Accordingly, we affirm. See 8th Cir. R. 47B.

A true copy.

Attest:

CLERK, U.S. COURT OF APPEALS, EIGHTH CIRCUIT.