

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION

UNITED STATES OF AMERICA)	
)	NOTICE OF APPEAL
v.)	NO. 3:14CR229
)	
)	
MALCOLM JARREL HARTLEY)	
_____)	

NOW COMES defendant Malcolm Jarrel Hartley, pursuant to Rule 4 (b)(2) of the Federal Rules of Appellate Procedure, and hereby gives notice of appeal of his sentence from the District Court signed on May 4, 2017, by the Honorable Max O. Cogburn, Jr., to the United States Court of Appeals for the Fourth Circuit. Defendant is indigent and asks that counsel be appointed for the appeal. Undersigned counsel requests that he not be appointed to the appeal so that effective assistance may be properly reviewed.

This the 15th day of May, 2017.

Respectfully submitted,

s/ Daniel P. Roberts

Bar No. 32903

Attorney for the Defendant

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CERTIFICATE OF SERVICE

I certify that I have served the foregoing NOTICE OF APPEAL on
opposing counsel via the court's ECF system, addressed to:

Benjamin Bain-Creed
Assistant United States Attorney

Don Gast
Assistant United States Attorney

Elizabeth Greene
Assistant United States Attorney

This the 15th day of May, 2017.

Respectfully submitted,

s/ Daniel P. Roberts
Bar No. 32903
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