

UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT

No. 22-2804

UNITED STATES OF AMERICA

v.

JAMAL EBERHARDT,
Appellant

On Appeal from the United States District Court
for the Eastern District of Pennsylvania
(No. 2-21-cr-00393-001)
U.S. District Judge: Honorable Gerald A. McHugh

Submitted Under Third Circuit L.A.R. 34.1(a)
December 4, 2023

Before: SHWARTZ, CHUNG, and McKEE, Circuit Judges.

JUDGMENT ORDER

This cause came to be considered on the record from the United States District Court for the Eastern District of Pennsylvania and was submitted pursuant to Third Circuit L.A.R. 34.1(a) on December 4, 2023.

The Appellant challenged his sentence on appeal. The Court has determined that the sentence imposed is both procedurally and substantively reasonable. United States v.

Tomko, 562 F.3d 558, 566 (3d Cir. 2009) (en banc); see also Rita v. United States, 551 U.S. 338, 347 (2007) (a guideline sentence is presumptively reasonable); United States v. Gunter, 462 F.3d 237, 247 (3d Cir. 2006) (elements of procedural reasonableness analysis).

Accordingly, it is hereby ORDERED and ADJUDGED that the judgment of the District Court entered on September 23, 2022 is hereby AFFIRMED.

By the Court,

s/ Patty Shwartz
Circuit Judge

ATTEST:

s/Patricia S. Dodszuweit
Clerk

Dated: December 5, 2023