

## UNITED STATES COURT OF APPEALS

JUL 21 2016

## FOR THE NINTH CIRCUIT

MOLLY C. DWYER, CLERK  
U.S. COURT OF APPEALS

UNITED STATES OF AMERICA,

Plaintiff-Appellee,

v.

MATTHEW KEYS,

Defendant-Appellant.

No. 16-10197

D.C. No. 2:13-cr-00082-KJM-1  
Eastern District of California,  
Sacramento

ORDER

Before: SCHROEDER and PAEZ, Circuit Judges.

Appellant's motion for bail pending appeal (Docket Entry No. 4) is denied. Appellant has not shown that the appeal raises a "substantial question" of law or fact that is "fairly debatable," and that "if that substantial question is determined favorably to defendant on appeal, that decision is likely to result in reversal or an order for a new trial of all counts on which imprisonment has been imposed," or a sentence that does not include a term of imprisonment, or a reduced sentence to a term of imprisonment less than the total of the time already served plus the expected duration of the appeal process. *United States v. Handy*, 761 F.2d 1279, 1283 (9th Cir. 1985); *see also* 18 U.S.C. § 3143(b).

The briefing schedule established previously remains in effect.