

Circuit Court for Somerset County  
Case No.: C-19-CR-19-000150

UNREPORTED  
IN THE APPELLATE COURT  
OF MARYLAND\*

No. 283

September Term, 2024

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MARK W. RUSSELL

v.

STATE OF MARYLAND

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Nazarian,  
Arthur,  
Zarnoch, Robert A.  
(Senior Judge, Specially Assigned),

JJ.

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PER CURIAM

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Filed: March 4, 2025

\*This is a per curiam opinion. Under Rule 1-104, the opinion is not precedent within the rule of stare decisis, nor may it be cited as persuasive authority.

Mark W. Russell appeals the decision, by the Circuit Court for Somerset County, denying his motion to modify his sentence. The State asserts that the decision is not reviewable and moves to dismiss the appeal. We shall grant the State’s motion.

On June 9, 2020, the court sentenced Russell to seven years’ imprisonment for sexual solicitation of a minor. He filed a timely motion for modification of sentence and asked that the motion be held *sub curia*. On March 7, 2024, Russell submitted a supplemental motion for modification asking for a reduction in his sentence. The court summarily denied the motion. On appeal, Russell asserts that the court erred in failing to state reasons for its decision and reiterates why he believes his sentence should be reduced.

Barring ““illegality, fraud, or duress,”” the ““denial of a motion to modify a sentence . . . is not appealable.”” *Brown v. State*, 470 Md. 503, 550 (2020) (quoting *Hoile v. State*, 404 Md. 591, 615 (2008)). No allegations of illegality, fraud, or duress are present in this case. And the court was not required to provide reasons for denying Russell’s motion.

**APPEAL DISMISSED. COSTS TO BE PAID  
BY APPELLANT.**