

February 18, 2004

Charles R. Fulbruge III
Clerk

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 03-20312
Conference Calendar

UNITED STATES OF AMERICA,

Plaintiff-Appellee,

versus

JANICE LEA UNDERWOOD,

Defendant-Appellant.

Appeal from the United States District Court
for the Southern District of Texas
USDC No. H-02-CR-547

Before HIGGINBOTHAM, EMILIO M. GARZA, and PRADO, Circuit Judges.

PER CURIAM:*

Janice Lea Underwood appeals from her guilty-plea conviction for possession of a firearm by a felon in violation of 18 U.S.C. §§ 922(g)(1), 924(a)(2). Underwood argues that 18 U.S.C. § 922(g)(1) violates the Second Amendment, the Commerce Clause, the Tenth Amendment, and the Equal Protection Clause.

In United States v. Darrington, 351 F.3d 632, 633-35 (5th Cir. 2003), this court soundly rejected the same arguments that

* Pursuant to 5TH CIR. R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR. R. 47.5.4.

Underwood raises. Darrington is binding on this panel. See
United States v. Ruff, 984 F.2d 635, 640 (5th Cir. 1993).

AFFIRMED.