

February 18, 2004

Charles R. Fulbruge III
Clerk

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 03-40804
Conference Calendar

UNITED STATES OF AMERICA,

Plaintiff-Appellee,

versus

FEDERICO CHAVEZ,

Defendant-Appellant.

Appeal from the United States District Court
for the Southern District of Texas
USDC No. B-03-CR-97-1

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

PER CURIAM:*

Federico Chavez appeals his sentence for illegally transporting aliens in violation of 8 U.S.C. § 1324. Chavez challenges a condition of supervised release set forth in the written judgment that prohibits him from possessing "any other dangerous weapon." Chavez argues that this provision must be deleted from the written judgment because the district court did not mention the condition when it orally pronounced sentence.

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 R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR.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

This issue is foreclosed by United States v. Torres-Aguilar,
352 F.3d 934, 937-38 (5th Cir. 2003).

AFFIRMED.