

July 23, 2007

Charles R. Fulbruge III  
Clerk

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

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No. 06-41025  
Summary Calendar

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UNITED STATES OF AMERICA,

Plaintiff-Appellee,

v.

FELIPE ANZALDUA,

Defendant-Appellant.

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Appeal from the United States District Court  
for the Southern District of Texas  
USDC No. 7:06-CR-4-1  
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Before HIGGINBOTHAM, STEWART, and OWEN, Circuit Judges.

PER CURIAM:\*

Felipe Anzaldua appeals the sentence imposed following his guilty-plea conviction of possessing with the intent to distribute approximately 38 kilograms of marijuana. He argues that the district court clearly erred in denying him a minor-role adjustment pursuant to U.S.S.G. § 3B1.2.

The district court's finding that Anzaldua was not a minor participant in his offense of conviction is plausible in light of the record as a whole and, thus, is not clearly erroneous.

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 R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR.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

See United States v. Villanueva, 408 F.3d 193, 203-04 (5th Cir.),  
*cert. denied*, 126 S. Ct. 268 (2005).

AFFIRMED.