

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 92-1591
Conference Calendar

UNITED STATES OF AMERICA,

Plaintiff-Appellee,

versus

CARLOS BARRIOS, a/k/a Juan,
Garcia Torres, a/k/a Don,
Carlos Barrios,

Defendant-Appellant.

- - - - -
Appeal from the United States District Court
for the Northern District of Texas
USDC No. CR-3-92-111-H
- - - - -

March 17, 1993

Before KING, HIGGINBOTHAM, and DAVIS, Circuit Judges.

PER CURIAM:*

Carlos Barrios' reliance on United States v. Rivera, 898 F.2d 442, 446 (5th Cir. 1990), is misplaced. There was no evidence that Rivera was aware that his co-defendants had possessed weapons. Rivera, 898 F. 2d at 446. Here, the record supports the district court's finding that Barrios carried a weapon during the February 19, 1992, drug transaction. See

* Local Rule 47.5 provides: "The publication of opinions that have no precedential value and merely decide particular cases on the basis of well-settled principles of law imposes needless expense on the public and burdens on the legal profession." Pursuant to that Rule, the Court has determined that this opinion should not be published.

No. 92-1951

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United States v. Villarreal, 920 F.2d 1218, 1221-22 (5th Cir.
1991).

AFFIRMED.