

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 92-7721

Summary Calendar

UNITED STATES OF AMERICA,

Plaintiff-Appellee,

versus

STEVEN DARREL GREGG,

Defendant-Appellant.

Appeal from the United States District Court
for the Southern District of Mississippi
(CR-S90-76(BR))

(March 8, 1994)

Before KING, HIGGINBOTHAM, and BARKSDALE, Circuit Judges.

PER CURIAM:*

Steven Darrell Gregg plead guilty to possessing with intent to distribute three kilograms of cocaine in violation of 21 U.S.C. § 841(a)(1). His plea was conditioned on the right to appeal the district court's denial of his motion to suppress evidence. See Federal Rule of Criminal Procedure 11(a)(2). Gregg now appeals.

*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 Pursuant to that Rule, the Court has determined that this opinion should not be published.

We have passed judgment in a separate proceeding on the incident giving rise to this appeal. United States v. Thomas, No. 91-8583, slip op. at 2510 (5th Cir., Jan. 25, 1994). We concluded that the search of which Gregg complains did not constitute a violation of his rights. Id. at 2529-30. The sound reasoning of our earlier decision disposes of this case.

We AFFIRM.