

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

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No. 97-50105  
Summary Calendar

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UNITED STATES OF AMERICA,

Plaintiff-Appellee,

versus

FELIPE MAYNEZ-ESPARZA,

Defendant-Appellant.

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Appeal from the United States District Court  
for the Western District of Texas  
USDC No. EP-96-CR-483  
- - - - -

November 24, 1997

Before DUHE', DeMOSS and DENNIS, Circuit Judges.

PER CURIAM:\*

Felipe Maynez-Esparza ("Maynez") appeals his conviction for possession with intent to distribute marijuana and importation of marijuana in violation of 21 U.S.C. §§ 841(a)(1), 952(a) and 960(a)(1).

Maynez argues that the evidence presented at trial was insufficient to support the jury's finding that he knowingly possessed and imported marijuana. We have reviewed the briefs and the record, and conclude that the record is sufficient to

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 R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR.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

support the jury's finding that Maynez knowingly imported and possessed marijuana with intent to distribute. See United States v. Diaz-Carreon, 915 F.2d 951, 953 (5th Cir. 1990)

Maynez also argues that the district court erred in giving the jury a deliberate ignorance instruction. Based on Maynez's defense of a lack of guilty knowledge and the evidence adduced at trial, the district court did not err in its instruction. See United States v. McKinney, 53 F.3d 664, 676 (5th Cir. 1995).

AFFIRMED.