

June 19, 2007

Charles R. Fulbruge III  
Clerk

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

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No. 05-21077  
Conference Calendar

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UNITED STATES OF AMERICA,

Plaintiff-Appellee,

versus

JESUS ANDRES CARDONA HENAO,

Defendant-Appellant.

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Appeal from the United States District Court  
for the Southern District of Texas  
USDC No. 4:05-CR-256-1  
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Before JONES, Chief Judge, and JOLLY and DENNIS, Circuit Judges.

PER CURIAM:\*

Jesus Andres Cardona Henao appeals the sentence that he received after he pleaded guilty to possessing and importing more than 100 grams of heroin with intent to distribute. Henao argues that the district court failed to make the requisite findings when it attributed a co-defendant's quantity of heroin to him as reasonably foreseeable. The district court's finding that the heroin was reasonably foreseeable to Henao is not clearly erroneous as it is plausible in light of the record as a whole.

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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 R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR.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. Cooper, 274 F.3d 230, 241 (5th Cir. 2001);

U.S.S.G. § 1B1.3(a)(1)(B).

AFFIRMED.