

November 8, 2006

Charles R. Fulbruge III
Clerk

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 05-31151
Summary Calendar

UNITED STATES OF AMERICA,

Plaintiff-Appellee,

versus

CARL V. FAVORITE,

Defendant-Appellant.

Appeal from the United States District Court
for the Middle District of Louisiana
USDC No. 3:05-CR-98

Before JOLLY, DENNIS, and CLEMENT, Circuit Judges.

PER CURIAM:*

Carl V. Favorite appeals his guilty-plea conviction and sentence for possession of a firearm by a convicted felon in violation of 18 U.S.C. § 922(g)(1). He contends that the sentence imposed was unreasonable because it failed to reflect the unusual lack of seriousness of the offense.

Favorite does not challenge the district court's calculation of the guideline range. The district court considered the Sentencing Guidelines, along with the sentencing factors set forth in 18 U.S.C. § 3553(a), and determined that a sentence at

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 R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR.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

the top of the guideline range was appropriate. Therefore, Favorite's sentence within the properly calculated guideline range was presumptively reasonable, and he has failed to demonstrate that his sentence was unreasonable. See United States v. Alonzo, 435 F.3d 551, 554-55 (5th Cir. 2006).

AFFIRMED.