

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

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No. 99-40732  
Summary Calendar

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UNITED STATES OF AMERICA,

Plaintiff-Appellee,

versus

DENNIS L. JOHNSON,

Defendant-Appellant.

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Appeal from the United States District Court  
for the Eastern District of Texas  
USDC No. 1:98-CR-94-1  
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January 31, 2000

Before SMITH, BARKSDALE, and PARKER, Circuit Judges.

PER CURIAM:\*

Dennis L. Johnson pleaded guilty to one count of conspiracy to commit mail fraud, in violation of 18 U.S.C. § 371. He was sentenced to 42 months' imprisonment, to be followed by a three-year term of supervised release.

On appeal, Johnson argues that the district court clearly erred at sentencing in assessing a two-level increase for obstruction of justice, pursuant to U.S.S.G. § 3C1.1, and a two-level increase for use of a special skill to facilitate the offense, pursuant to U.S.S.G. § 3B1.3.

We have reviewed the record and briefs submitted by the

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\* Pursuant to 5<sup>TH</sup> 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 R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5<sup>TH</sup> CIR. R. 47.5.4.

parties and find that there was reliable evidence in the presentence report to support the offense level increases for obstruction of justice and use of a special skill to facilitate the offense. The district court did not clearly err in imposing these adjustments. See United States v. Tello, 9 F.3d 1119, 1122-23 (5th Cir. 1993); United States v. Brown, 941 F.2d 1300, 1304 (5th Cir. 1991).

AFFIRMED.