

May 31, 2007

Charles R. Fulbruge III  
Clerk

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

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No. 06-50654  
Summary Calendar

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UNITED STATES OF AMERICA,

Plaintiff-Appellee,

versus

BRUNO ALEJANDRO, JR.,

Defendant-Appellant.

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Appeal from the United States District Court  
for the Western District of Texas  
USDC No. 5:05-CR-284-3  
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Before DAVIS, BARKSDALE, and BENAVIDES, Circuit Judges.

PER CURIAM:\*

Bruno Alejandro, Jr., appeals his sentence following his guilty plea to one count of conspiracy to commit bank fraud. Alejandro argues that the district court abused its discretion by ordering him to pay restitution for the total amount of loss attributable to the conspiracy. We review an award of restitution for an abuse of discretion. United States v. Hughey, 147 F.3d 423, 436 (5th Cir. 1998) (citing United States v. Chaney, 964 F.2d 437, 451 (5th Cir. 1992)). The district court properly relied on the presentence report (PSR) which stated that

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 R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR.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

Alejandro was involved "throughout the scheme" and "benefitted equally" with the two other leaders of the conspiracy. See United States v. Lghodaro, 967 F.2d 1028, 1030 (5th Cir. 1992). Accordingly, the district court did not abuse its discretion in ordering Alejandro to pay the full amount of the restitution order.

AFFIRMED.