

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

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No. 01-11208  
Summary Calendar

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UNITED STATES OF AMERICA,

Plaintiff-Appellee,

versus

MOHAMMAD MAHMOUD ABDALLAH,

Defendant-Appellant.

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Appeal from the United States District Court  
for the Northern District of Texas  
USDC No. 4:01-CR-108-3-A  
- - - - -

November 7, 2001

Before DAVIS, BENAVIDES, and STEWART, Circuit Judges.

PER CURIAM:\*

Mohammad Mahmoud Abdallah appeals the district court's order detaining him pending sentencing. A defendant who has been convicted "shall" be detained pending sentencing "unless the judicial officer finds by clear and convincing evidence that the person is not likely to flee or pose a danger to the safety of any other person or the community if released[.]" 18 U.S.C. § 3143(a). Appellate review is limited, and the detention order will be sustained if it is supported by the proceedings in the district court. United States v. Cantu-Salinas, 789 F.2d 1145, 1146 (5th Cir. 1986). Abdallah failed to satisfy the demanding

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 R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR.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

burden required for overturning the order denying his release from detention pending sentencing. Accordingly, the district court did not abuse its discretion in denying his request for release pending sentencing. See id.

AFFIRMED.