

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

---

No. 95-11226  
Summary Calendar

---

UNITED STATES OF AMERICA,

Plaintiff-Appellee,

versus

ABEL MALDONADO,

Defendant-Appellant.

- - - - -  
Appeal from the United States District Court  
for the Northern District of Texas  
USDC No. 3:95-CR-116-R  
- - - - -

November 26, 1996

Before JONES, DeMOSS and PARKER, Circuit Judges.

PER CURIAM:\*

Abel Maldonado appeals his guilty-plea conviction and sentence for trafficking in stolen motor vehicles and motor vehicle parts with altered vehicle identification numbers, in violation of 18 U.S.C. § 2321. He argues that the district court erred in calculating his criminal history score and in calculating the amount of loss attributable to the scheme.

---

\* Pursuant to Local Rule 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in Local Rule 47.5.4.

The district court did not err in awarding a two-level increase in Maldonado's criminal history score for being under a criminal justice sentence at the time he committed the instant offense. See U.S.S.G. § 4A1.2(1). The district court did not err in determining that the amount of loss exceeded \$70,000. See United States v. Wimbish, 980 F.2d 312, 313 (5th Cir. 1992), cert. denied, 508 U.S. 919 (1993); U.S.S.G. § 2F1.1, comment. (n.8).

AFFIRMED.