

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

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No. 97-50702  
Conference Calendar

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UNITED STATES OF AMERICA,

Plaintiff-Appellee,

versus

ROBERTO HERNANDEZ,

Defendant-Appellant.

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CONSOLIDATED WITH  
No. 97-50877  
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UNITED STATES OF AMERICA,

Plaintiff-Appellee,

versus

JOSÉ JUAN SANCHEZ-BERRELES,

Defendant-Appellant.

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Appeals from the United States District Court  
for the Western District of Texas  
USDC Nos. DR-97-CR-12-ALL & DR-97-CR-178-ALL  
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June 17, 1998

Before DAVIS, PARKER, and DENNIS, Circuit Judges.

PER CURIAM:\*

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 R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR.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

Roberto Hernandez and José Juan Sanchez-Berreles appeal their respective sentences following guilty-plea convictions for conspiracy to possess with intent to distribute marijuana and possession with intent to distribute marijuana. They challenge the district court's findings that they were not entitled to a reduction in their offense level for their minor roles in the offenses.

The district court did not clearly err in refusing to grant them the reductions as they were charged only with the drugs that they each possessed. United States v. Flucas, 99 F.3d 177, 181 (5th Cir. 1996), cert. denied, 117 S. Ct. 1097 (1997). Accordingly, the judgments of the district court are AFFIRMED.