

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

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No. 01-40194

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UNITED STATES OF AMERICA,

Plaintiff-Appellee,

versus

MARK ANTHONY MARINTEZ,

Defendant-Appellant.

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Appeal from the United States District Court  
For the Southern District of Texas  
(B-00-CR-403-2)

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July 11, 2002

Before HIGGINBOTHAM, JONES, and BARKSDALE, Circuit Judges.

PER CURIAM:\*

With the benefit of able oral argument and briefs, we are persuaded that the defendant's contentions on appeal are without merit. The conviction and sentence are AFFIRMED.

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 R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5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