

July 3, 2003

Charles R. Fulbruge III
Clerk

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 02-11152
Summary Calendar

UNITED STATES OF AMERICA,

Plaintiff-Appellee,

versus

ARLENE ACOSTA CUNA,

Defendant-Appellant.

Appeal from the United States District Court
for the Northern District of Texas
USDC No. 3:02-CR-73-1-M

Before JONES, STEWART, and DENNIS, Circuit Judges.

PER CURIAM:*

Arlene Acosta Cuna appeals from her sentence for escape from the custody of the Bureau of Prisons in violation of 18 U.S.C. § 751(a) and 18 U.S.C. § 4082. Cuna argues that the district court erred in determining that her conviction for escape from a community detention center was a crime of violence pursuant to U.S.S.G. § 4B1.2(a).

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 R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR.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

Cuna's knowing escape from a community detention center constitutes a crime of violence within the meaning of the career offender guideline. United States v. Ruiz, 180 F.3d 675, 677 (5th Cir. 1999). Therefore, Cuna's appeal lacks merit.

AFFIRMED.