

FILED

October 23, 2003

Charles R. Fulbruge III
Clerk

**IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT**

No. 03-10358
Summary Calendar

UNITED STATES OF AMERICA,

Plaintiff-Appellee,

versus

CHAD EVERETT MARTIN,

Defendant-

Appellant.

Appeal from the United States District Court
for the Northern District of Texas
USDC No. 3:02-CR-380-ALL-P

Before SMITH, DeMOSS and STEWART, Circuit Judges.

PER CURIAM:*

Chad Everett Martin (“Martin”) appeals the sentence imposed following his guilty plea conviction for embezzlement of United States mail by a postal employee. Martin argues that the district court’s amount of intended loss determination was erroneous. We have reviewed the record

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 R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR.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

and find no reversible error. Given the paucity of evidence submitted by Martin at sentencing and the information contained in the pre-sentence report, Martin has not shown that the district court's amount of intended loss determination was implausible in light of the record as a whole. See U.S.S.G. § 2B1.1, comment. (n.3(C)); United States v. Ismoila, 100 F.3d 380, 396 (5th Cir. 1996). Accordingly, Martin's sentence is AFFIRMED.