

FILED

February 22, 2005

Charles R. Fulbruge III
Clerk

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 04-20943

UNITED STATES OF AMERICA

Plaintiff - Appellee

v.

DANIEL BARRERA-SAUCEDO

Defendant - Appellant

Appeal from the United States District Court for the
Southern District of Texas, Houston

Before GARZA, DeMOSS, and CLEMENT, Circuit Judges.*

PER CURIAM:

IT IS ORDERED that appellant's motion to expedite the appeal
is granted.

IT IS FURTHER ORDERED that appellant's motion to vacate and
remand in light of USA v. Booker is granted.

*Pursuant to 5th Cir. R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5th Cir. R. 47.5.4.