

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

United States Court of Appeals  
Fifth Circuit

**FILED**

October 15, 2013

Lyle W. Cayce  
Clerk

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No. 13-40188  
Summary Calendar

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UNITED STATES OF AMERICA,

Plaintiff-Appellee

v.

EDY GUILMAR CHILEL-SOTO, also known as Edy Chilel Soto-Lopez,

Defendant-Appellant

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Appeal from the United States District Court  
for the Southern District of Texas  
USDC No. 7:12-CR-1801-1

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Before HIGGINBOTHAM, DENNIS, and GRAVES, Circuit Judges.

PER CURIAM:\*

Appealing the judgment in a criminal case, Edy Guilmar Chilel-Soto raises an argument that he correctly concedes is foreclosed by *United States v. Rodriguez*, 711 F.3d 541, 562 n.28 (5th Cir. 2013) (en banc), *petition for cert. filed* (June 6, 2013) (No. 12-10695), in which this court concluded that the generic, contemporary definitions of “statutory rape” and “sexual abuse of a minor” do not include the age-differential requirement that Chilel-Soto asserts is required. The appellant’s motion for summary disposition is GRANTED, and the judgment of the district court is AFFIRMED.

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 R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR.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