

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

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No. 15-41363  
Conference Calendar

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United States Court of Appeals  
Fifth Circuit

**FILED**

April 20, 2016

Lyle W. Cayce  
Clerk

UNITED STATES OF AMERICA,

Plaintiff-Appellee

v.

ROBERTO ARMANDO RODRIGUEZ-MADRID,

Defendant-Appellant

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Appeal from the United States District Court  
for the Southern District of Texas  
USDC No. 5:15-CR-376-1

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Before REAVLEY, ELROD, and HAYNES, Circuit Judges.

PER CURIAM:\*

Appealing the judgment in a criminal case, Roberto Armando Rodriguez-Madrid raises an argument that is foreclosed by *United States v. Rodriguez*, 711 F.3d 541, 562 & n.28 (5th Cir. 2013) (en banc), in which we held that the generic, contemporary definition of sexual abuse of a minor does not require the age of consent to be below 17 years old and does not include an age-

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 R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR.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

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differential requirement. Accordingly, the motion for summary disposition is GRANTED, and the judgment of the district court is AFFIRMED.