

United States Court of Appeals
for the Fifth Circuit

No. 23-30213
Summary Calendar

United States Court of Appeals
Fifth Circuit
FILED
November 28, 2023

Lyle W. Cayce
Clerk

UNITED STATES OF AMERICA,

Plaintiff—Appellee,

versus

DAVID RANDOLPH YEAGER, JR.,

Defendant—Appellant.

Appeal from the United States District Court
for the Western District of Louisiana
USDC No. 6:06-CR-60056-1

Before ELROD, OLDHAM, and WILSON, *Circuit Judges.*

PER CURIAM:*

David Randolph Yeager, Jr., pleaded true to a violation of a supervised release condition following a state conviction on child pornography charges. The district court sentenced him to 36 months in prison, to be served consecutively to the state sentence, and imposed a lifetime term of supervised release.

* This opinion is not designated for publication. *See* 5TH CIR. R. 47.5.

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Yeager challenges the substantive reasonableness of his revocation sentence. This court reviews “a sentence imposed after revocation of supervised release under the plainly unreasonable standard of review.” *United States v. Winding*, 817 F.3d 910, 913 (5th Cir. 2016).

Consecutive sentencing is the express policy of the Sentencing Guidelines in the revocation context. *United States v. Flores*, 862 F.3d 486, 489 (5th Cir. 2017); U.S.S.G. § 7B1.3(f) & comment. (n.4). Further, the length of the sentence and the life term of supervised release were supported by the record, and we have repeatedly affirmed statutory maximum sentences above the revocation policy range. See *United States v. Warren*, 720 F.3d 321, 332 (5th Cir. 2013). Thus, Yeager has not shown that the sentence is plainly unreasonable.

AFFIRMED.