

United States Court of Appeals for the Fifth Circuit

No. 24-10813
Summary Calendar

United States Court of Appeals
Fifth Circuit

FILED

March 13, 2025

Lyle W. Cayce
Clerk

UNITED STATES OF AMERICA,

Plaintiff—Appellee,

versus

CARDARI BRADLEY,

Defendant—Appellant.

Appeal from the United States District Court
for the Northern District of Texas
USDC No. 4:24-CR-94-1

Before HAYNES, HIGGINSON, and DOUGLAS, *Circuit Judges.*

PER CURIAM:*

Cardari Bradley appeals his conviction under 18 U.S.C. § 922(g)(1), arguing that the statute is facially unconstitutional under the Second Amendment in light of *New York State Rifle & Pistol Ass’n, Inc. v. Bruen*, 597 U.S. 1 (2022), and exceeds Congress’s authority to regulate under the Commerce Clause. The Government has filed an unopposed motion for

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

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summary affirmance or, alternatively, for an extension of time in which to file a brief.

The Government is correct that Bradley's facial Second Amendment challenge is foreclosed, *see United States v. Diaz*, 116 F.4th 458, 471-72 (5th Cir. 2024), as is his Commerce Clause claim, *see United States v. Jones*, 88 F.4th 571, 573 (5th Cir. 2023), *cert. denied*, 144 S. Ct. 1081 (2024). Because summary affirmance is appropriate here, *see Groendyke Transp., Inc. v. Davis*, 406 F.2d 1158, 1162 (5th Cir. 1969), the Government's motion for summary affirmance is GRANTED, the alternative motion for an extension of time to file a brief is DENIED, and the district court's judgment is AFFIRMED.