

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

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No. 92-5089  
Conference Calendar

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UNITED STATES OF AMERICA,

Plaintiff-Appellee,

versus

VERNON LEON GEORGE,

Defendant-Appellant.

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Appeal from the United States District Court  
for the Eastern District of Texas  
USDC No. 92-CV-162  
- - - - -

May 7, 1993

Before REAVLEY, KING, and DAVIS, Circuit Judges.

PER CURIAM:\*

By this 28 U.S.C. § 2255 action, Vernon Leon George challenges the imposition of the term of special parole pursuant to a conviction for possession with the intent to distribute methamphetamine. George's argument is premised on the fact that special parole is inapplicable to a conspiracy conviction, but George pleaded guilty to a 1982 distribution offense.

Prior to 1984, section 841(b) provided for the imposition of a special parole term on a convicted drug distributor. See

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\* Local Rule 47.5 provides: "The publication of opinions that have no precedential value and merely decide particular cases on the basis of well-settled principles of law imposes needless expense on the public and burdens on the legal profession." Pursuant to that Rule, the Court has determined that this opinion should not be published.

United States v. Byrd, 837 F.2d 179, 180 (5th Cir. 1988). On October 12, 1984, Congress amended the penalty provisions of § 841(b), deleting the provision for imposition of special parole terms. The effective date for the amendment was November 1, 1987. In addition, George asserts a sufficiency of the evidence argument. When George pleaded guilty to acts of distribution, he waived this issue.

Accordingly, the trial court did not err in imposing a special parole term; therefore, the judgment of the district court is AFFIRMED.