

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 92-7458
Conference Calendar

UNITED STATES OF AMERICA,

Plaintiff-Appellee,

versus

HOMERO TREVINO, a/k/a
Omero Trevino,

Defendant-Appellant.

- - - - -
Appeal from the United States District Court
for the Southern District of Texas
USDC No. CR-L-92-40
- - - - -
March 17, 1993

Before KING, HIGGINBOTHAM, and DAVIS, Circuit Judges.

PER CURIAM:*

The entry of Homero Trevino's guilty plea waived all but jurisdictional defects, including his right to challenge the denial of his motion to suppress evidence. United States v. Smallwood, 920 F.2d 1231, 1240 (5th Cir.), cert. denied, 111 S.Ct. 2870 (1991); United States v. Benavides, 793 F.2d 612, 618 (5th Cir.), cert. denied, 479 U.S. 868 (1986). Trevino's conviction and sentence are, therefore, AFFIRMED. In light of the disposition of this appeal, Trevino's challenge to his incarceration during the pendency of the appeal is moot.

* 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 Pursuant to that Rule, the Court has determined that this opinion should not be published.