

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 94-41091
Summary Calendar

UNITED STATES OF AMERICA,

Plaintiff-Appellee,

versus

ROSENDO ENRIQUE CEDENO-ACERETO,
f/k/a Enrique Acereto,

Defendant-Appellant.

Appeal from the United States District Court for the
Eastern District of Texas
(1:93 CR 124 2)

August 28, 1995

Before JOLLY, JONES, and STEWART, Circuit Judges.

PER CURIAM:*

Upon motion of the appellant, Enrique Cedeno-Acereto, and in view of the satisfactory Anders brief, 386 U.S. 738 (1967), having been duly submitted by appointed counsel demonstrating the lack of merit in this appeal,¹ this appeal is, with prejudice,

D I S M I S S E D.²

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 Pursuant to that Rule, the court has determined that this opinion should not be published.

¹Counsel's motion to withdraw is GRANTED.

²In view of the above disposition of this appeal, the appellant's motion to dismiss the appeal, received after this opinion was filed, is DENIED.