

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

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No. 95-40604  
Conference Calendar

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UNITED STATES OF AMERICA,

Plaintiff-Appellee,

versus

DAVID BRYAN SPRATT,

Defendant-Appellant.

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Appeal from the United States District Court  
for the Eastern District of Texas  
USDC No. 4:94-CR-29-1  
- - - - -

April 19, 1996

Before DUHÉ, DeMOSS, and DENNIS, Circuit Judges.

PER CURIAM:\*

David Bryan Spratt appeals his sentence in a conviction for conspiracy to manufacture and possess marijuana with intent to distribute and possession with intent to distribute a controlled substance. The district court did not err in increasing his offense level for obstruction of justice or in declining to decrease his offense level for acceptance of responsibility. See United States v. Graves, 5 F.3d 1546, 1555 (5th Cir. 1993), cert. denied, 114 S. Ct. 1829 (1994); United States v. McCord, 33 F.3d 1434, 1454 (5th Cir. 1994), cert. denied, 115 S. Ct. 2558 (1995). The motion to substitute counsel on appeal is DENIED.

AFFIRMED.

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\* Pursuant to Local Rule 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in Local Rule 47.5.4.