

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

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No. 02-10112  
Summary Calendar

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MATIAS MONTEMAYOR DE LA PAZ,

Petitioner-Appellant,

versus

UNITED STATES OF AMERICA,

Respondent-Appellee.

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Appeal from the United States District Court  
for the Northern District of Texas  
USDC No. 4:01-CV-344-Y  
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December 11, 2002

Before DAVIS, WIENER and EMILIO M. GARZA, Circuit Judges.

PER CURIAM:\*

Matias Montemayor De La Paz, federal prisoner # 14272-079, appeals the district court's dismissal of his 28 U.S.C. § 2241 petition. De La Paz was convicted by a jury of engaging in a continuing criminal enterprise (CCE) in conjunction with numerous drug-related offenses.

This court must examine the basis of its jurisdiction on its own motion if necessary. See Mosley v. Cozby, 813 F.2d 659, 660 (5th Cir. 1987). Because De La Paz has failed to file an amended

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\* Pursuant to 5TH CIR. R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR. R. 47.5.4.

notice of appeal from the district court's amended judgment of dismissal, we lack jurisdiction over his appeal. FED. R. APP. P. 4(a)(4)(B)(ii). Accordingly, the appeal is DISMISSED.