

February 22, 2005

Charles R. Fulbruge III  
Clerk

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

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No. 04-20943

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UNITED STATES OF AMERICA

Plaintiff - Appellee

v.

DANIEL BARRERA-SAUCEDO

Defendant - Appellant

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Appeal from the United States District Court for the  
Southern District of Texas, Houston  
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Before GARZA, DeMOSS, and CLEMENT, Circuit Judges.\*

PER CURIAM:

IT IS ORDERED that appellant's motion to expedite the appeal  
is granted.

IT IS FURTHER ORDERED that appellant's motion to vacate and  
remand in light of USA v. Booker is granted.

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\*Pursuant to 5<sup>th</sup> Cir. R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5<sup>th</sup> Cir. R. 47.5.4.