

United States Court of Appeals  
for the Fifth Circuit

United States Court of Appeals  
Fifth Circuit

**FILED**

November 22, 2024

Lyle W. Cayce  
Clerk

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No. 23-50764

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UNITED STATES OF AMERICA,

*Plaintiff—Appellee,*

*versus*

FRANKLIN JOHEL SALDIVAR-NAVARRO,

*Defendant—Appellant.*

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Appeal from the United States District Court  
for the Western District of Texas  
USDC No. 2:22-CR-893-1

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Before KING, SOUTHWICK, and ENGELHARDT, *Circuit Judges*.

PER CURIAM:\*

We VACATE the special condition of Saldivar-Navarro's sentence requiring him to participate in sex offender treatment if recommended by an evaluator and REMAND for resentencing in light of this Court's decision in *United States v. Fortino Pimentel-Soto*, No. 23-50727, 2024 WL 4692026 (5th Cir. Nov. 6, 2024).

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\* This opinion is not designated for publication. See 5TH CIR. R. 47.5.