

United States Court of Appeals
for the Fifth Circuit

United States Court of Appeals
Fifth Circuit

FILED

September 11, 2026

Lyle W. Cayce
Clerk

No. 25-20393
Summary Calendar

UNITED STATES OF AMERICA,

Plaintiff—Appellee,

versus

FAITH DAVIS,

Defendant—Appellant.

Appeal from the United States District Court
for the Southern District of Texas
USDC No. 4:24-CR-387-1

Before WILLETT, DUNCAN, and ENGELHARDT, *Circuit Judges*.

PER CURIAM:*

Faith Davis pleaded guilty to one count of assault and was sentenced to 46 months of imprisonment and three years of supervised release. In the plea agreement, the Government agreed to move for an additional one-level reduction to her offense level under U.S.S.G. § 3E1.1(b) if the district court determined she qualified for a two-level reduction for acceptance of responsibility under § 3E1.1(a). Davis argues for the first time on appeal that

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

No. 25-20393

some of the Government's comments at sentencing regarding her acceptance of responsibility breached that obligation.

We review Davis's unpreserved argument for plain error. *See United States v. Hebron*, 684 F.3d 554, 558 (5th Cir. 2012). Because the argument depends on an unreasonable understanding of the plea agreement, there was no breach. *See United States v. Garcia*, 114 F.4th 359, 360 (5th Cir. 2024).

AFFIRMED.