

United States Court of Appeals for the Fifth Circuit

No. 25-30426
Summary Calendar

United States Court of Appeals
Fifth Circuit

FILED

October 13, 2026

Thomas B. Plunkett, III
Clerk

UNITED STATES OF AMERICA,

Plaintiff—Appellee,

versus

WARDELL FLETCHER,

Defendant—Appellant.

Appeal from the United States District Court
for the Eastern District of Louisiana
USDC No. 2:24-CR-130-1

Before HIGGINBOTHAM, JONES, and OLDHAM, *Circuit Judges*.

PER CURIAM:*

Wardell Fletcher was sentenced to 180 months of imprisonment after pleading guilty to possession of a firearm after a felony conviction. He appeals, arguing the sentence is procedurally unreasonable because the district court erred in three ways in its assessments of criminal history points.

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

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To prevail on his claim that he did not actually serve any prison time on two prior sentences, Fletcher must show not only that an error occurred but that it is clear or obvious. *See Puckett v. United States*, 556 U.S. 129, 135 (2009). He fails to do so.

We need not reach the merits of Fletcher's remaining claims because the Government shows that any error was harmless. *See United States v. McNeal*, 102 F.4th 708, 711 (5th Cir. 2024). The errors alleged did not affect the guidelines range, and the record reflects that the district court's upward variance "was founded on its independent consideration of [his] criminal history and dangerousness" under the 18 U.S.C. § 3553(a) factors. *Id.*

Accordingly, the judgment of the district court is AFFIRMED.