

United States Court of Appeals for the Fifth Circuit

No. 25-50738
Summary Calendar

United States Court of Appeals
Fifth Circuit

FILED

August 31, 2026

Lyle W. Cayce
Clerk

UNITED STATES OF AMERICA,

Plaintiff—Appellee,

versus

MANUEL MIGUEL-PEDRO,

Defendant—Appellant.

Appeal from the United States District Court
for the Western District of Texas
USDC No. 3:25-CR-659-1

Before SMITH, SOUTHWICK, and OLDHAM, *Circuit Judges*.

PER CURIAM:*

Manuel Miguel-Pedro appeals his 21-month sentence for illegal reentry following removal. He challenges the substantive reasonableness of the upward-variance sentence.

Miguel-Pedro fails to show an abuse of discretion. *See United States v. Fraga*, 704 F.3d 432, 439–40 (5th Cir. 2013). The district court properly considered his prior conviction that was not accounted for by the sentencing

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

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guidelines. *See United States v. Lopez-Velasquez*, 526 F.3d 804, 807 (5th Cir. 2008). Miguel-Pedro does not demonstrate that the district court clearly erred in balancing the statutory sentencing factors or in affording weight to the various aspects of his criminal history. *See Fraga*, 704 F.3d at 440.

AFFIRMED.