

United States Court of Appeals for the Fifth Circuit

No. 26-10006
Summary Calendar

United States Court of Appeals
Fifth Circuit

FILED

June 1, 2026

Lyle W. Cayce
Clerk

UNITED STATES OF AMERICA,

Plaintiff—Appellee,

versus

KENNETH CODY ANDERSON,

Defendant—Appellant.

Appeal from the United States District Court
for the Northern District of Texas
USDC No. 1:25-CR-39-1

Before RICHMAN, SOUTHWICK, and WILLETT, *Circuit Judges.*

PER CURIAM:*

Kenneth Cody Anderson appeals the 180-month, within-guidelines sentence, imposed following his guilty plea conviction for possession with the intent to distribute methamphetamine, in violation of 21 U.S.C. § 841(a)(1) and (b)(1)(B)(viii). He argues his sentence is substantively unreasonable, asserting that the district court should have varied below the guidelines range

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

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based on the disparate treatment between actual methamphetamine (for which he was charged) and a mixture containing methamphetamine.

The district court considered and rejected Anderson's request for a lesser sentence, and Anderson has not shown that his sentence fails to account for a factor that should have received significant weight, gave significant weight to an improper factor, or represents a clear error of judgment in balancing the sentencing factors. *See United States v. Cooks*, 589 F.3d 173, 186 (5th Cir. 2009). Anderson's disagreement with the propriety of the sentence is insufficient to rebut the presumption of reasonableness that applies to his within-guidelines sentence. *See id.*; *see also United States v. Malone*, 828 F.3d 331, 339 (5th Cir. 2016).

AFFIRMED.