

United States Court of Appeals for the Fifth Circuit

No. 26-40179
Summary Calendar

United States Court of Appeals
Fifth Circuit

FILED

October 28, 2026

Thomas B. Plunkett, III
Clerk

UNITED STATES OF AMERICA,

Plaintiff—Appellee,

versus

GREGORIO DE NOVA CANTU,

Defendant—Appellant.

Appeal from the United States District Court
for the Southern District of Texas
USDC No. 5:25-CR-1685-1

Before HIGGINBOTHAM, SMITH, and HO, *Circuit Judges.*

PER CURIAM:*

Gregorio De Nova Cantu challenges the substantive reasonableness of the above-guidelines sentence imposed following his guilty plea conviction for illegal reentry. Considering the deferential standard of review, we are not persuaded that the district court's comments regarding De Nova Cantu's prior conviction and sentence for murder or the upward variance imposed on

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

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a different defendant establish an abuse of discretion. *See United States v. Gerezano-Rosales*, 692 F.3d 393, 400-01 (5th Cir. 2012).

AFFIRMED.