

United States Court of Appeals for the Fifth Circuit

No. 26-60078
Summary Calendar

United States Court of Appeals
Fifth Circuit
FILED
September 22, 2026
Lyle W. Cayce
Clerk

UNITED STATES OF AMERICA,

Plaintiff—Appellee,

versus

LON EDWARD PRESTON, JR.,

Defendant—Appellant.

Appeal from the United States District Court
for the Southern District of Mississippi
USDC No. 1:20-CR-65-1

Before DAVIS, RICHMAN, and OLDHAM, *Circuit Judges*.

PER CURIAM:*

Lon Edward Preston, Jr., appeals the 24-month statutory maximum prison term imposed upon the second revocation of supervised release for his 2021 conviction for the possession of a firearm by a person previously committed to a mental institution. Preston argues that the sentence is substantively unreasonable because the district court gave significant weight to the need to protect the public without adequately determining the actual

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

No. 26-60078

risk that he posed, given his Grade C and largely “technical” violations; failed to account for his good faith attempts to comply with his supervised release conditions; failed to account for the need for the sentence imposed to provide needed medical care; and made a clear error of judgment in balancing the sentencing factors.

We give due deference to the district court’s determination that, given the relevant factors, the statutory maximum sentence was justified. *See United States v. Sanchez*, 900 F.3d 678, 685 (5th Cir. 2018). Viewed in light of the totality of the circumstances, the district court’s sentencing decision does not represent an abuse of discretion. *See id.*; *United States v. Warren*, 720 F.3d 321, 332 (5th Cir. 2013).

The judgment is AFFIRMED.