

**IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT**

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No. 14-41264  
Summary Calendar

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United States Court of Appeals  
Fifth Circuit

**FILED**

September 3, 2015

Lyle W. Cayce  
Clerk

UNITED STATES OF AMERICA,

Plaintiff-Appellee

v.

JOSE LAGOS-MARADIAGA,

Defendant-Appellant

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Appeal from the United States District Court  
for the Southern District of Texas  
USDC No. 5:13-CR-1357-1

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Before JOLLY, BENAVIDES, and HIGGINSON, Circuit Judges.

PER CURIAM:\*

Jose Lagos-Maradiaga appeals the 30-month sentence imposed following his guilty plea conviction for illegally reentering the United States after a previous deportation. For the first time on appeal, he contends that the district court plainly erred by imposing the 12-level drug trafficking enhancement of U.S.S.G. § 2L1.2(b)(1)(B). We have rejected Lagos-Maradiaga's argument that a state drug conviction must involve financial remuneration to constitute a

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\* Pursuant to 5TH CIR. R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR. R. 47.5.4.

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drug trafficking offense under § 2L1.2. *See United States v. Martinez-Lugo*, 782 F.3d 198, 201-05 (5th Cir. 2015), *petition for cert. filed* (June 19, 2015) (No. 14-10355).

AFFIRMED.