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U.S. COURT OF APPEALS

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

ANNA VERONICA MURRIETA,

Defendant - Appellant.

No. 09-10465

D.C. No. 4:09-cr-01172-DCB

MEMORANDUM*

Appeal from the United States District Court
for the District of Arizona
David C. Bury, District Judge, Presiding

Submitted November 16, 2010**

Before: TASHIMA, BERZON, and CLIFTON, Circuit Judges.

Anna Veronica Murrieta appeals from the 37-month sentence imposed following her guilty-plea conviction for possession with intent to distribute marijuana, in violation of 21 U.S.C. § 841(a)(1), (b)(1)(C). We have jurisdiction under 28 U.S.C. § 1291, and we affirm.

* This disposition is not appropriate for publication and is not precedent except as provided by 9th Cir. R. 36-3.

** The panel unanimously concludes this case is suitable for decision without oral argument. *See* Fed. R. App. P. 34(a)(2).

Murrieta contends that the district court procedurally erred by failing to consider her individual circumstances and arguments for a lower sentence. The record indicates that the district court considered Murrieta's arguments in light of the 18 U.S.C. § 3553(a) sentencing factors and did not otherwise procedurally err. *See United States v. Carty*, 520 F.3d 984, 991-93 (9th Cir. 2008) (en banc).

Murrieta also contends that her sentence is substantively unreasonable. In light of the totality of the circumstances and the factors set forth in 18 U.S.C. § 3553(a), her sentence at the bottom of the Guidelines range is reasonable. *See Carty*, 520 F.3d at 993-94.

AFFIRMED.