USA v. Cobb Doc. 920060125

> **United States Court of Appeals Fifth Circuit**

> > FILED

IN THE UNITED STATES COURT OF APPEALS FOR THE FIFTH CIRCUIT

January 25, 2006

Charles R. Fulbruge III Clerk

No. 04-51409 Summary Calendar

UNITED STATES OF AMERICA

Plaintiff - Appellee

v.

DAWN MARIE COBB, KENNETH RYAN HAMANN

Defendants - Appellants

Appeal from the United States District Court for the Western District of Texas USDC No. 7:04-CR-141-2

Before KING, WIENER and DeMOSS, Circuit Judges. PER CURTAM:\*

A jury found that Dawn Marie Cobb and Kenneth Ryan Hamann, aided and abetted by each other, possessed equipment, chemicals, products and materials used to manufacture methamphetamine and opened, used, and maintained a place for the purpose of manufacturing, distributing, and using methamphetamine. also found that Harmann attempted to manufacture methamphetamine. Both Cobb and Harmann challenge the sufficiency of the evidence supporting their convictions, having adequately preserved their

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 R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR.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

challenge in district court. <u>See United States v. Resio-Trejo</u>, 45 F.3d 907, 911 n.6 (5th Cir. 1995)

Viewing the evidence produced at trial in the light most favorable to the verdict, a reasonable trier of fact could have found that the evidence established beyond a reasonable doubt Cobb's and Hamann's guilt as to each of the charged offenses.

See United States v. Villarreal, 324 F.3d 319, 322 (5th Cir. 2003). Accordingly, the judgment of the district court is AFFIRMED.