

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

United States Court of Appeals  
Fifth Circuit

**FILED**

February 4, 2011

Lyle W. Cayce  
Clerk

\_\_\_\_\_  
No. 09-50474  
Conference Calendar  
\_\_\_\_\_

UNITED STATES OF AMERICA,

Plaintiff-Appellee

v.

OMAR CARRIZOSA-FLORES,

Defendant-Appellant

\_\_\_\_\_  
Appeal from the United States District Court  
for the Western District of Texas  
USDC No. 3:09-CR-281-1

\_\_\_\_\_  
ON REMAND FROM THE UNITED STATES SUPREME COURT

Before GARZA, DENNIS, and ELROD, Circuit Judges.

PER CURIAM:\*

In light of the Supreme Court's judgment vacating and remanding this case, we hereby vacate the sentence and remand for resentencing. See *Carachuri-Rosendo v. Holder*, 130 S.Ct. 2577 (2010). The mandate shall issue forthwith.

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 R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR.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