

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

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No. 13-20571  
Summary Calendar

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United States Court of Appeals  
Fifth Circuit

**FILED**

December 8, 2014

Lyle W. Cayce  
Clerk

UNITED STATES OF AMERICA,

Plaintiff-Appellee

v.

GERARDO ZAVALA-AMADOR, also known as Gerardo Zavala, also known as Gerardo Amador Zavala, also known as Geraro Amador Zavala, also known as Rogelio Ayala-Garcia,

Defendant-Appellant

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Appeal from the United States District Court  
for the Southern District of Texas  
USDC No. 4:13-CR-323-1

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Before PRADO, OWEN, and GRAVES, Circuit Judges.

PER CURIAM:\*

Gerardo Zavala-Amador appeals the 57-month sentence imposed following his conviction for illegal reentry. He contends that the district court erred in treating his prior conviction for indecency with a child under Texas Penal Code § 21.11(a)(1) as a crime of violence within the meaning of U.S.S.G. § 2L1.2(b)(1)(A)(ii) and an aggravated felony within the meaning of 8 U.S.C.

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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 R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR.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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§ 1101(a)(43). His arguments are foreclosed by our decisions in *United States v. Elizondo-Hernandez*, 755 F.3d 779, 781-82 (5th Cir. 2014), and *United States v. Rodriguez*, 711 F.3d 541, 560, 562 n.28 (5th Cir.) (en banc), *cert. denied*, 134 S. Ct. 512 (2013).

The judgment of the district court is AFFIRMED.