

**United States Court of Appeals
FOR THE EIGHTH CIRCUIT**

No. 07-1201

United States of America,

Appellee,

v.

Robert J. Collins,

Appellant.

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Appeal from the United States
District Court for the
District of Nebraska.

[UNPUBLISHED]

Submitted: May 4, 2007
Filed: May 29, 2007

Before RILEY, MAGILL, and MELLOY, Circuit Judges.

PER CURIAM.

Robert Collins pleaded guilty to making a false oath in a bankruptcy proceeding in violation of 18 U.S.C. § 152(2). Subject to an advisory Guidelines range of 6-12 months in prison, Collins requested probation with 6 months of home detention in view of his age (63), ill health, and lack of any prior criminal history. Noting the persistence of Collins's dishonesty and fraud in this case, as well as his personal circumstances, the district court¹ imposed a sentence of 6 months in prison, 3 years of supervised release, and restitution of \$190,000.

¹The Honorable Joseph F. Bataillon, Chief Judge, United States District Court for the District of Nebraska.

On appeal, Collins argues that the sentence is unreasonable because the relevant factors of 18 U.S.C. § 3553(a) indicate a lesser sentence would be sufficient to meet federal sentencing goals. We conclude, however, that the sentence is not unreasonable. See United States v. Booker, 543 U.S. 220, 261-62 (2005). The sentencing transcript reflects that the district court properly considered relevant sentencing factors in choosing incarceration rather than home detention. See United States v. Bryant, 446 F.3d 1317, 1319 (8th Cir. 2006).

Accordingly, we affirm.
