

JAN 18 2008

CATHY A. CATTERSON, CLERK  
U.S. COURT OF APPEALS

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

JULIAN CERVANTES-VILLEGAS,

Defendant - Appellant.

No. 07-10078

D.C. No. CR-06-00937-EHC

MEMORANDUM\*

Appeal from the United States District Court  
for the District of Arizona  
Earl H. Carroll, District Judge, Presiding

Submitted January 14, 2008\*\*

Before: HALL, O'SCANLAIN, and PAEZ, Circuit Judges.

Julian Cervantes-Villegas appeals from the guilty-plea conviction and 30-month sentence imposed for illegal re-entry after deportation, in violation of

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

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

8 U.S.C. §1326(a). We have jurisdiction pursuant to 28 U.S.C. § 1291, and we dismiss the appeal.

When Cervantes-Villegas entered into a plea agreement with the government, he waived his right to appeal from the district court's entry of judgment and the imposition of a sentence provided that the sentence was consistent with his plea agreement. Because Cervantes-Villegas was sentenced within the terms of the plea agreement, we enforce the appeal waiver and dismiss this appeal. *See United States v. Jeronimo*, 398 F.3d 1149, 1153-55 (9th Cir. 2005); *see also United States v. Nguyen*, 235 F.3d 1179, 1182-83 (9th Cir. 2000).

**DISMISSED.**