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**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NOT FOR PUBLICATION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.

LENIN PAUL SALAZAR-MONTOYA,

Defendant - Appellant.

No. 07-10075

D.C. No. CR-04-02498-RCC

MEMORANDUM*

Appeal from the United States District Court
for the District of Arizona
Raner C. Collins, District Judge, Presiding

Submitted October 22, 2007**

Before: B. FLETCHER, WARDLAW, and IKUTA, Circuit Judges.

Lenin Paul Salazar-Montoya appeals from his 24-month sentence imposed following his guilty-plea conviction for possession with intent to distribute marijuana, in violation of 21 U.S.C. § 841(a)(1) and (b)(1)(C). We have jurisdiction pursuant to 28 U.S.C. § 1291, and we affirm.

* 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).

To the extent Salazar-Montoya contends the district court miscalculated his criminal history score, we conclude that the district court did not abuse its discretion. *See United States v. Cantrell*, 433 F.3d 1269, 1279-80 (9th Cir. 2006). To the extent Salazar-Montoya contends the district court should have reduced his criminal history score as overrated, we cannot say the sentence was unreasonable. *See United States v. Mohamed*, 459 F.3d 979, 988-89 (9th Cir. 2006).

AFFIRMED.