

**NOT FOR PUBLICATION**

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

**FILED**

DEC 10 2008

MOLLY C. DWYER, CLERK  
U.S. COURT OF APPEALS

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

WILLIE JAMES SEQUI, Sr.,

Defendant - Appellant.

No. 07-30428

D.C. No. CR-06-00088-RFC

MEMORANDUM\*

Appeal from the United States District Court  
for the District of Montana  
Richard F. Cebull, District Judge, Presiding

Argued and Submitted November 17, 2008  
Seattle, Washington

Before: KOZINSKI, Chief Judge, B. FLETCHER and RAWLINSON, Circuit  
Judges.

Appellant Willie James Sequi, Sr. (Sequi) appeals his conviction and  
sentence for aggravated sexual abuse of a minor under 18 U.S.C. §§ 1153(a) and  
2241(c).

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

1. Any error resulting from the inferior quality of the recorded testimony was harmless because Sequi suffered no prejudice. *Cf. United States v. Felix-Rodriguez*, 22 F.3d 964, 967 (9th Cir. 1994).

2. We need not determine whether the district court abused its discretion when it rejected Sequi's proffered expert testimony, because any error would be harmless. *See United States v. Smith*, 638 F.2d 131, 133-34 (9th Cir. 1981).

3. The sentence imposed was reasonable. *See United States v. Carty*, 520 F.3d 984, 994 (9th Cir. 2008) (en banc) (“[W]hen the judge's discretionary decision accords with the Commission's view of the appropriate application of § 3553(a) in the mine run of cases, it is probable that the sentence is reasonable.”) (citation omitted).

**AFFIRMED.**