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U.S. COURT OF APPEALS

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

UNITED STATES OF AMERICA, Plaintiff - Appellee, v. ANTONIO LAMONT STUMP, Defendant - Appellant.	No. 09-30220 D.C. No. 4:08-CR-00144-SEH MEMORANDUM*

Appeal from the United States District Court
for the District of Montana
Sam E. Haddon, District Judge, Presiding

Submitted September 14, 2009**

Before: SILVERMAN, RAWLINSON, and CLIFTON, Circuit Judges.

Antonio Lamont Stump appeals from the 15-month sentence imposed following his guilty-plea conviction for sale of a stolen firearm, 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).

JC/Research

18 U.S.C. § 922(j). We have jurisdiction pursuant to 28 U.S.C. § 1291, and we affirm.

Stump contends the district court committed procedural error by neglecting to meaningfully address, among other things, his counsel's nonfrivolous arguments in support of a probationary term or, alternatively, a split sentence. This contention fails. *See Rita v. United States*, 551 U.S. 338, 358-59 (2007); *United States v. Stoterau*, 524 F.3d 988, 999-1000 (9th Cir. 2008).

Stump also contends that the 15-month sentence imposed by the district court is substantively unreasonable. In light of the totality of the circumstances of this case, the sentence is not substantively unreasonable. *See Gall v. United States*, 552 U.S. 38 (2007); *United States v. Carty*, 520 F.3d 984, 991-93 (9th Cir. 2008) (en banc).

AFFIRMED.