

NOT FOR PUBLICATION

FILED

UNITED STATES COURT OF APPEALS

JAN 27 2015

FOR THE NINTH CIRCUIT

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

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

NOE MARTIN VAZQUEZ-DAZA, a.k.a.
Noe Vasquez Daza, a.k.a. Noe M
Vazquez-Daza,

Defendant - Appellant.

No. 14-10045

D.C. No. 4:13-cr-01067-CKJ

MEMORANDUM*

Appeal from the United States District Court
for the District of Arizona
Marvin E. Aspen, District Judge, Presiding**

Submitted January 21, 2015***

Before: CANBY, GOULD, and N.R. SMITH, Circuit Judges.

Noe Martin Vazquez-Daza appeals from the district court's judgment and challenges the 24-month sentence imposed following his guilty-plea conviction for

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

** The Honorable Marvin E. Aspen, Senior United States District Judge for the Northern District of Illinois, sitting by designation.

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

reentry after deportation, in violation of 18 U.S.C. § 1326. We have jurisdiction under 28 U.S.C. § 1291, and we affirm.

Vazquez-Daza contends that the district court erred by failing to consider his request for a downward variance under 18 U.S.C. § 3553(a)(6). We review for plain error, *see United States v. Rangel*, 697 F.3d 795, 805 (9th Cir. 2012), and find none. The record reflects that the court considered the need to avoid unwarranted sentence disparities and sufficiently explained the sentence. *See United States v. Carty*, 520 F.3d 984, 992 (9th Cir. 2008) (en banc).

AFFIRMED.