

NOT FOR PUBLICATION

FILED

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

APR 29 2016

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

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

ADOLFO RAMIREZ-NUNEZ, a.k.a. Jorge
Campos, a.k.a. Adolfo Ramirez, a.k.a.
Manuel Rodriguez,

Defendant - Appellant.

No. 14-10117

D.C. No. 2:13-cr-00897-GMS

MEMORANDUM*

Appeal from the United States District Court
for the District of Arizona
G. Murray Snow, District Judge, Presiding

Submitted April 26, 2016**

Before: McKEOWN, WARDLAW, and PAEZ, Circuit Judges.

Adolfo Ramirez-Nunez appeals from the district court's judgment and challenges the 46-month sentence imposed following his jury-trial conviction for reentry of a removed alien, in violation of 8 U.S.C. § 1326. We have jurisdiction

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

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

under 28 U.S.C. § 1291, and we affirm.

Ramirez-Nunez contends that the district court erred by denying him a two-level adjustment for acceptance of responsibility under U.S.S.G. § 3E1.1(a). The district court did not clearly err in determining that Ramirez-Nunez was not entitled to the adjustment because he put the government to its burden of proof at trial, denied knowingly entering the United States, and failed to demonstrate the requisite contrition at sentencing. *See* U.S.S.G. § 3E1.1 cmt. n.2; *United States v. Osinger*, 753 F.3d 939, 948-49 (9th Cir. 2014).

AFFIRMED.