

NOT FOR PUBLICATION

FILED

UNITED STATES COURT OF APPEALS

AUG 28 2026

FOR THE NINTH CIRCUIT

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

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

ROSARIO ZAMORA ROJO, AKA Chayo,
AKA Chayito, AKA Chito, AKA Uncle,

Defendant - Appellant.

No. 25-4726

D.C. No.

2:21-cr-00007-DAD-17

MEMORANDUM*

Appeal from the United States District Court
for the Eastern District of California
Dale A. Drozd, District Judge, Presiding

Submitted August 25, 2026**

Before: SILVERMAN, N.R. SMITH, and DE ALBA, Circuit Judges.

Rosario Zamora Rojo appeals from the district court's judgment and challenges his guilty-plea conviction and 108-month sentence for conspiracy to distribute and to possess with intent to distribute fentanyl, cocaine, and

* This disposition is not appropriate for publication and is not precedent except as provided by Ninth Circuit Rule 36-3.

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

methamphetamine in violation of 21 U.S.C. §§ 841(a)(1), 846.

Zamora Rojo's counsel filed a brief under *Anders v. California*, 386 U.S. 738 (1967), stating that there are no non-frivolous arguments for appeal. Zamora Rojo has not filed a pro se supplemental brief.

In the plea agreement, Zamora Rojo waived his right to appeal the conviction and sentence.

Our independent review of the record, *see Penson v. Ohio*, 488 U.S. 75, 80 (1988), discloses no non-frivolous issue as to whether the appeal waiver is enforceable. *See United States v. Watson*, 582 F.3d 974, 986-88 (9th Cir. 2009). We therefore dismiss the appeal. *See id.* at 988.

Zamora Rojo's unopposed motion to correct the record is granted. *See Fed. R. App. P. 10(e)(2)(C)*.

Counsel's motion to withdraw is granted.

DISMISSED.