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COUNSEL

Rene L. Valladares, Assistant Federal Public Defender, Las

OPINION

LASNIK, District Judge:

Vicente Roberto Jimenez appeals his sentence of 70 months

or, equivalently, 'obvious.' "

A. Aggravated Felony

An aggravated felony, as used in the Sentencing Guidelines, is defined as a "crime of violence . . . for which the term of imprisonment is at least one year." 8 U.S.C.

after he violated his probation is not legally significant. So long as both statutory elements of an aggravated felony were met prior to his deportation and reentry, the defendant is tr-e

2. Substantial Rights

cohabitant, former cohabitant, or the mother or father of his