

[NOT FOR PUBLICATION-NOT TO BE CITED AS PRECEDENT]

# **United States Court of Appeals**

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September 6, 2001

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Per curiam. from Appellant's brief in the United States

P a s t c h i e k s e r i u

The record shows that the district court understood its authority to depart, but declined to do so. It imposed a 46-month term, stating:

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