

**NOT RECOMMENDED FOR FULL-TEXT PUBLICATION**

**File Name: 05a0230n.06**

**Filed: March 30, 2005**

**No. 02-6249**

**UNITED STATES COURT OF APPEALS  
FOR THE SIXTH CIRCUIT**

UNITED STATES OF AMERICA,	)	
	)	
Plaintiff-Appellee,	)	
	)	
v.	)	ON REMAND FROM THE SUPREME
	)	COURT OF THE UNITED STATES
KEEDA HAYNES,	)	
	)	
Defendant-Appellant.	)	

Before: NELSON and SUTTON, Circuit Judges; CALDWELL, District Judge.\*

PER CURIAM. Keeda Haynes challenged her conviction and sentence for aiding and abetting an interstate drug conspiracy involving more than 100 kilograms of marijuana. This court affirmed in *United States v. Haynes*, No. 02-6249, 2004 U.S. App. LEXIS 10757 (6th Cir. May 28, 2004). Subsequently, the Supreme Court decided *United States v. Booker*, 125 S. Ct. 738 (2005), and remanded this case for reconsideration in light of *Booker*. The district court sentenced Haynes to 84 months of imprisonment, which lies in the middle of the applicable 78-to-97-month Guidelines range. In accordance with *Booker* and this court's decision in *United States v. Barnett*, 398 F.3d 516 (6th Cir. 2005), we vacate Haynes' sentence and remand to the district court for resentencing.

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\*The Honorable Karen Caldwell, United States District Judge for the Eastern District of Kentucky, sitting by designation.

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SO ORDERED.