

UNPUBLISHED ORDER
Not to be cited per Circuit Rule 53

United States Court of Appeals

For the Seventh Circuit
Chicago, Illinois 60604

December 22, 2005

Before

Hon. FRANK H. EASTERBROOK, *Circuit Judge*

Hon. MICHAEL S. KANNE, *Circuit Judge*

Hon. ANN CLAIRE WILLIAMS, *Circuit Judge*

No. 04-2568

UNITED STATES OF AMERICA,
Plaintiff-Appellee,

Appeal from the United States District
Court for the Central District of Illinois

v.

No. 03-40112

DIEDRE LOCKE,
Defendant-Appellant.

Joe Billy McDade,
Judge.

O R D E R

On limited remand under *United States v. Paladino*, 401 F.3d 471 (7th Cir. 2005), the district court responded that under an advisory guidelines regime it would not have imposed a different sentence. We invited the parties to file memoranda concerning the district court's response but only the government did so. Locke's sentence of twelve months and one day, which is at the bottom of the guideline range, is presumptively reasonable under *United States v. Mykytiuk*, 415 F.3d 606 (7th Cir. 2005), and by not responding she has failed to rebut that presumption. Our independent review does not suggest the sentence is unreasonable and, thus, we AFFIRM the judgement.