

**UNPUBLISHED ORDER**  
Not to be cited per Circuit Rule 53

**United States Court of Appeals**  
**For the Seventh Circuit**  
**Chicago, Illinois 60604**

April 27, 2006

**Before**

Hon. JOHN L. COFFEY, *Circuit Judge*

Hon. DANIEL A. MANION, *Circuit Judge*

Hon. MICHAEL S. KANNE, *Circuit Judge*

No. 03-2523

UNITED STATES OF AMERICA,  
*Plaintiff-Appellee,*

*v.*

DANIEL RODRIGUEZ,  
*Defendant-Appellant.*

Appeals from the United States  
District Court for the Northern  
District of Illinois, Eastern Division

No. 01 CR 891

Charles R. Norgle, Sr.  
*Judge.*

**O R D E R**

After we ordered a limited remand, *see United States v. Booker*, 543 U.S. 220 (2005); *United States v. Paladino*, 401 F.3d 471, 484 (7th Cir. 2003), the district judge informed us that he would have imposed the same sentence on Daniel Rodriguez had he known the sentencing guidelines were advisory. Because that sentence was within the properly calculated guidelines range, it was presumptively reasonable. *United States v. Mykytiuk*, 415 F.3d 606, 608 (7th Cir. 2005). Rodriguez filed no response to rebut that presumption and our independent review uncovers nothing to suggest unreasonableness, therefore the judgment is **AFFIRMED**.