

United States Court of Appeals for the Fifth Circuit

No. 25-50474
Summary Calendar

United States Court of Appeals
Fifth Circuit

FILED

April 21, 2026

Lyle W. Cayce
Clerk

UNITED STATES OF AMERICA,

Plaintiff—Appellee,

versus

SONIA SUZANNE MATA,

Defendant—Appellant.

Appeal from the United States District Court
for the Western District of Texas
USDC No. 5:23-CR-577-1

Before SMITH, HIGGINSON, and WILSON, *Circuit Judges*.

PER CURIAM:*

Sonia Mata pleaded guilty, per a plea agreement with an appeal waiver, of possession of a firearm by a convicted felon in violation of 18 U.S.C. § 922(g)(1) and escape in violation of 18 U.S.C. § 751(a). Mata contends that the district court clearly erred in applying a four-level enhancement for possessing a firearm in connection with another felony offense. The

* This opinion is not designated for publication. *See* 5TH CIR. R. 47.5.

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government seeks to enforce the appeal waiver.

We review the enforceability of appeal waivers *de novo*. *United States v. Kelly*, 915 F.3d 344, 348 (5th Cir. 2019). “To determine whether an appeal of a sentence is barred by an appeal waiver provision in a plea agreement, we conduct a two-step inquiry: (1) whether the waiver was knowing and voluntary and (2) whether the waiver applies to the circumstances at hand, based on the plain language of the agreement.” *United States v. Bond*, 414 F.3d 542, 544 (5th Cir. 2005). The record confirms that both conditions are met here.

Accordingly, the appeal is DISMISSED.