

**United States Court of Appeals**  
**FOR THE EIGHTH CIRCUIT**

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No. 00-1712

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United States of America,

Appellee,

v.

Robert John Jackaway,

Appellant.

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Appeal from the United States  
District Court for the  
Western District of Missouri.

[UNPUBLISHED]

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Submitted: March 29, 2001

Filed: March 30, 2001

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Before BOWMAN, BEAM, and LOKEN, Circuit Judges.

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PER CURIAM.

Robert John Jackaway pleaded guilty to possessing pseudoephedrine with intent to manufacture methamphetamine, or having reasonable cause to believe that methamphetamine would be manufactured, in violation of 21 U.S.C. §§ 841(d)(1)-(2) (1994 & Supp. IV 1998). On appeal, he challenges the District Court's<sup>1</sup> drug-quantity finding.

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<sup>1</sup>The Honorable Scott O. Wright, United States District Judge for the Western District of Missouri.

While the parties agree that the District Court's drug-quantity finding was premised on a typographical error in an addendum to the presentence report, we conclude that any error was harmless because Jackaway was properly classified as a career offender, and his career-offender status determined his base offense level regardless of drug quantity. See Williams v. United States, 503 U.S. 193, 203 (1992) (holding that remand for misapplication of the Guidelines is only necessary "if the sentence would have been different but for the district court's error"); United States v. Horn, 187 F.3d 781, 792 (8th Cir. 1999) (finding that an erroneous five-level enhancement to a defendant's offense level was harmless where it did not affect the sentence), cert. denied, 529 U.S. 1029 (2000).

Accordingly, we affirm the judgment of the District Court.

A true copy.

Attest:

CLERK, U.S. COURT OF APPEALS, EIGHTH CIRCUIT.