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United States Court of Appeals For the First Circuit

No. 05-1447

UNITED STATES OF AMERICA,

Plaintiff, Appellee,

v.

CARLOS RAFAEL,

Defendant, Appellant.

APPEAL FROM THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF MASSACHUSETTS

[Hon. Judith G. Dein, U.S. Magistrate Judge]

Before

Lipez, Circuit Judge,
Coffin, Senior Circuit Judge,
and Carter,* Senior District Judge.

John A. Markey, Jr., and Moses Smith and Markey, LLC, on brief
for appellant.

Peter D. Keisler, Assistant Attorney General, Michael J.
Sullivan, United States Attorney, and Peter G. Myer, Trial
Attorney, on brief for appellee.

November 21, 2005

*Of the District of Maine, sitting by designation.

Per curiam. After careful review of the record and consideration of the relevant legal principles, we have concluded that we are in agreement with the magistrate judge's thoughtful and thorough assessment of the facts and law. See United States v. Rafael, 349 F. Supp.2d 84 (D. Mass. 2004). "[W]hen a trial court accurately sizes up a case, applies the law faultlessly to the discerned facts, decides the matter, and articulates a convincing rationale for the decision, there is no need for a reviewing court to wax longiloquent." Vargas-Ruiz v. Golden Arch Dev., Inc., 368 F.3d 1, 2 (1st Cir. 2004); see also Connolly v. H.D. Goodall Hosp., Inc., No. 05-1392, 2005 WL 2840653, at *1 (1st Cir. Oct. 31, 2005). We therefore affirm without further discussion.

Affirmed.