No. 96-1141WM

James Harvey Bradley,	*	
	*	
Appellant,	*	Appeal from the United States
	*	District Court for the Western
v.	*	District of Missouri.
	*	
United States of America,	*	[UNPUBLISHED]
	*	
Appellee.	*	

Submitted: October 23, 1996

Filed: November 1, 1996

Before FAGG, WOLLMAN, and MURPHY, Circuit Judges.

PER CURIAM.

James Harvey Bradley appeals the district court's order denying Bradley's 28 U.S.C. § 2255 motion. Bradley contends his trial counsel provided ineffective assistance when counsel failed to inform Bradley of the Government's intent to use an earlier drug conviction to enhance Bradley's sentence. Even assuming counsel's deficient performance, we conclude Bradley did not show he suffered any prejudice. See Strickland v. Washington, 466 U.S. 668, 694 (1984). Bradley does not dispute his trial counsel's statement that any plea agreement would have included an enhanced sentence because Bradley was unable or unwilling to provide the cooperation the Government sought in exchange for an unenhanced sentence. Thus, Bradley was not entitled to an evidentiary hearing on his conclusory assertion that he would have pleaded guilty and received a lesser sentence than he received at trial. See Engelen v. United States, 68 F.3d 238, 241 (8th Cir. 1995). We affirm the district court.

A true copy.

Attest:

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