

UNITED STATES COURT OF APPEALS

DEC 30 2010

FOR THE NINTH CIRCUIT

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

ISAAC RAMOS,

Defendant - Appellant.

No. 09-50059

D.C. No. 3:07-cr-03402-IEG-1
Southern District of California,
San Diego

ORDER

Before: REINHARDT, TROTT, and WARDLAW, Circuit Judges.

The Government's Motion to Amend Opinion is denied as untimely and on the merits. The Government argues that *United States v. Ramos*, 623 F. 3d 672 (9th Cir. 2010), has been "read by immigration judges as requiring a complete halt to stipulated removals across the Ninth Circuit" and that we must therefore amend our opinion. This interpretation by immigration judges who so read the opinion is incorrect. *Ramos* requires that the waivers of the rights to a hearing, counsel, and to appeal, as well as the other waivers set forth in the Stipulation underlying an Immigration Judge's order, be obtained in such a manner that ensures that the waivers were considered and intelligent, or, where applicable, knowing and voluntary.

The United States is directed to reread the opinion.

IT IS SO ORDERED.