

JUL 23 2009

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

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

WALDO ORTEGA-MENDOZA,

Defendant - Appellant.

No. 08-50432

D.C. No. 3:03-cr-00795-GT

MEMORANDUM*

Appeal from the United States District Court
for the Southern District of California
Gordon Thompson, District Judge, Presiding

Submitted July 14, 2009**

Before: SCHROEDER, THOMAS, and WARDLAW, Circuit Judges.

Waldo Ortega-Mendoza appeals from the 24-month sentence imposed following the revocation of supervised release.

Ortega-Mendoza has completed his custodial sentence and no additional

* This disposition is not appropriate for publication and is not precedent except as provided by 9th Cir. R. 36-3.

** The panel unanimously finds this case suitable for decision without oral argument. *See* Fed. R. App. P. 34(a)(2).

term of supervision was imposed. Accordingly, Ortega-Mendoza's appeal from the sentence must be dismissed as moot. *See United States v. Palomba*, 182 F.3d 1121, 1123 (9th Cir. 1999).

DISMISSED.