

FILED

United States v. Ranes, No. 08-30212

AUG 31 2009

THOMPSON, J., concurring separately

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

I do not believe Ranes's plea agreement waived his right to move to set aside his plea. But, on the merits, he failed to make a sufficient showing that his plea should be set aside, and so I concur in the court's affirmance of the district court's denial of his motion to withdraw his guilty plea.