

DEC 27 2010

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NOT FOR PUBLICATION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.

BAHRAM TABATABAI, a.k.a BEN
TABATABAI, REZA TABATABAI and
ALI TABATABAI,

Defendant - Appellant.

No. 07-50385

D.C. No. CR-99-00225-CAS

MEMORANDUM*

Appeal from the United States District Court
for the Central District of California
Christina A. Snyder, District Judge, Presiding

Submitted December 14, 2010**

Before: GOODWIN, WALLACE, and THOMAS, Circuit Judges.

Bahram Tabatabai appeals from the district court's order denying his petition for writ of coram nobis. Pursuant to *Anders v. California*, 386 U.S. 738 (1967), Tabatabai's counsel has filed a brief stating there are no grounds for relief,

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

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

along with a motion to withdraw as counsel of record. We have provided the appellant with the opportunity to file a pro se supplemental brief. No pro se supplemental brief or answering brief has been filed.

Our independent review of the record pursuant to *Penson v. Ohio*, 488 U.S. 75, 80-81 (1988), discloses no arguable grounds for relief on direct appeal.

We deny Tabatabai's pro se motion for stay of proceedings pending release from custody.

Counsel's motion to withdraw is **GRANTED**, and the district court's judgment is **AFFIRMED**.