

JUN 24 2011

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NOT FOR PUBLICATION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.

JONATHAN K. TAGATAC,

Defendant - Appellant.

No. 10-10074

D.C. No. 1:09-cr-00403-DAE-1

ORDER

Appeal from the United States District Court
for the District of Hawaii
David A. Ezra, District Judge, Presiding

Submission Deferred October 4, 2010
Resubmitted June 20, 2011*
San Francisco, California

Before: BEEZER, KLEINFELD, and GRABER, Circuit Judges.

The United States' Motion to Dismiss Appeal as Moot is GRANTED.

DISMISSED.

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