

FEB 24 2012

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NOT FOR PUBLICATION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 - Appellant,

v.

TIFFANY ANGELO,

Defendant - Appellee.

No. 10-10449

D.C. No. 2:09-cr-00334-JCM-
GWF

MEMORANDUM*

Appeal from the United States District Court
for the District of Nevada
James C. Mahan, District Judge, Presiding

Submitted February 21, 2012**

Before: FERNANDEZ, McKEOWN, and BYBEE, Circuit Judges.

The United States appeals the district court's order reducing the amount of a criminal forfeiture money judgment from \$400,000 to \$100 where Tiffany Angelo

* 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).

pled guilty to bank fraud in violation of 18 U.S.C. § 1344. We have jurisdiction under 28 U.S.C. § 1291.

In light of our holding in *United States v. Newman*, 659 F.3d 1235 (9th Cir. 2011), we vacate the district court's entry of an order of criminal forfeiture of \$100, and we remand.

VACATED and REMANDED.