

JUN 20 2013

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NOT FOR PUBLICATION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.

GEORGE MICHAEL RUELAS,

Defendant - Appellant.

No. 12-55025

D.C. Nos. 2:09-cv-07565-CAS  
2:99-cr-01363-CAS

MEMORANDUM\*

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

Submitted June 18, 2013\*\*

Before: TALLMAN, M. SMITH, and HURWITZ, Circuit Judges.

Federal prisoner George Michael Ruelas appeals pro se from the district court's order denying his motion for production of photographic trial exhibits. We dismiss for lack of jurisdiction.

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\* 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).

Ruelas contends that the district court erred by denying his motion for photographic evidence. The district court properly treated this motion as a discovery request because Ruelas requested the discovery in the ongoing review of his conviction. Because discovery orders are not final appealable orders, *see United States v. Zone*, 403 F.3d 1101, 1106 (9th Cir. 2005) (per curiam), we dismiss.

**DISMISSED.**