

AUG 26 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NOT FOR PUBLICATION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.

**RICKY ALAN REESE, AKA Ricky A.
Reese,**

Defendant - Appellant.

No. 11-30100

D.C. No. 3:10-cr-00010-HRH-1

MEMORANDUM*

Appeal from the United States District Court
for the District of Alaska
H. Russel Holland, Senior District Judge, Presiding

Argued and Submitted August 15, 2013
Anchorage, Alaska

Before: **KOZINSKI**, Chief Judge, **BERZON** and **IKUTA**, Circuit Judges.

Reese admits he didn't see the allegedly defective notice before trial, and doesn't allege he would have accepted a plea agreement but for the erroneous sentencing information. He therefore hasn't demonstrated that the alleged error

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

“affected substantial rights.” United States v. Gonzalez-Aparicio, 663 F.3d 419, 428 (9th Cir. 2011).

AFFIRMED