

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NOT FOR PUBLICATION  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

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\* 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**