

OCT 03 2013

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U.S. COURT OF APPEALS

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

<p>UNITED STATES OF AMERICA,</p> <p style="text-align: center;">Plaintiff - Appellee,</p> <p style="text-align: center;">v.</p> <p>HARRY LEE REDDS, Jr.,</p> <p style="text-align: center;">Defendant - Appellant.</p>
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No. 12-50320

D.C. No. 3:08-cr-01835-BTM

MEMORANDUM*

Appeal from the United States District Court
for the Southern District of California
Barry T. Moskowitz, District Judge, Presiding

Submitted September 24, 2013**

Before: RAWLINSON, N.R. SMITH, and CHRISTEN, Circuit Judges.

Harry Lee Redds, Jr., appeals from the district court’s judgment revoking supervised release and the sentence imposed upon revocation. Pursuant to *Anders v. California*, 386 U.S. 738 (1967), Redds’s counsel has filed a brief stating that there are no grounds for relief, along with a motion to withdraw as counsel of

* 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).

record. We have provided Redds the opportunity to file a pro se supplemental brief. No pro se supplemental brief or answering brief has been filed.

A review of the record indicates that this appeal is moot because Redds's supervised release has again been revoked. *See Spencer v. Kemna*, 523 U.S. 1, 7 (1998). We accordingly dismiss the appeal.

Counsel's motion to withdraw is **GRANTED.**

DISMISSED.