

JUL 10 2014

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NOT FOR PUBLICATION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.

JESUS SANTIAGO SOSA-ORTIZ, a.k.a.
Jesus Sosa-Ortiz,

Defendant - Appellant.

Nos. 13-10291
13-10292

D.C. Nos. 2:12-cr-01668-JAT
2:13-cr-50014-JAT

MEMORANDUM*

Appeal from the United States District Court
for the District of Arizona
Ronald S.W. Lew, District Judge, Presiding**

Submitted June 25, 2014***

Before: HAWKINS, TALLMAN, and NGUYEN, Circuit Judges.

In these consolidated appeals, Jesus Santiago Sosa-Ortiz appeals from the district court’s judgment and challenges his guilty-plea conviction and 72-month

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

** The Honorable Ronald S.W. Lew, Senior United States District Judge for the Central District of California, sitting by designation.

*** The panel unanimously concludes this case is suitable for decision without oral argument. See Fed. R. App. P. 34(a)(2).

sentence for reentry of a removed alien, in violation of 8 U.S.C. § 1326, and the revocation of supervised release and 8-month concurrent sentences imposed thereupon. Pursuant to *Anders v. California*, 386 U.S. 738 (1967), Sosa-Ortiz's counsel has filed a brief stating that there are no grounds for relief, along with a motion to withdraw as counsel of record. We have provided Sosa-Ortiz the opportunity to file a pro se supplemental brief. No pro se supplemental brief or answering brief has been filed.

Our independent review of the record pursuant to *Penson v. Ohio*, 488 U.S. 75, 80 (1988), discloses no arguable grounds for relief on direct appeal in case number 13-10291. The appeal in case number 13-10292 is moot. *See Spencer v. Kemna*, 523 U.S. 1, 12-14 (1998).

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

In case number 13-10291, the judgment is AFFIRMED; in case number 13-10292, the appeal is DISMISSED as moot.