

APR 24 2015

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NOT FOR PUBLICATION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.

ALFREDO MENDOZA-ALVAREZ,

Defendant - Appellant.

No. 14-30207

D.C. No. 2:10-cr-02140-FVS

MEMORANDUM*

Appeal from the United States District Court
for the Eastern District of Washington
Fred L. Van Sickle, District Judge, Presiding

Submitted April 22, 2015**

Before: GOODWIN, BYBEE, and CHRISTEN, Circuit Judges.

Alfredo Mendoza-Alvarez appeals from the revocation of supervised release and six-month sentence imposed upon revocation. Pursuant to *Anders v.*

California, 386 U.S. 738 (1967), Mendoza-Alvarez's counsel has filed a brief

* 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).

stating that the appeal is moot, along with a motion to withdraw as counsel of record.

We agree that the appeal is moot because Mendoza-Alvarez has fully served his custodial sentence and is not subject to an additional term of supervised release. *See Spencer v. Kemna*, 523 U.S. 1, 14 (1998); *United States v. Palomba*, 182 F.3d 1121, 1123 (9th Cir. 1999). We, therefore, dismiss the appeal.

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

DISMISSED.