

FOR PUBLICATION

**UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT**

TEOFILO MEDINA, JR.,
Petitioner-Appellant,

v.

KEVIN CHAPPELL, Warden,
Respondent-Appellee.

No. 09-99015

D.C. No.
2:94-CV-01892-RSWL

TEOFILO MEDINA, JR.,
Petitioner-Appellant,

v.

R. K. WONG,
Respondent-Appellee.

No. 09-99016

D.C. No.
2:97-CV-07062-RSWL

ORDER

Filed March 26, 2015

Before: Sidney R. Thomas, Chief Judge and Kim McLane
Wardlaw and Marsha S. Berzon, Circuit Judges.

ORDER

We sent the accompanying opinion for filing on Friday, March 20, 2015. On Tuesday, March 24, 2015, we received

from Mr. Medina’s counsel a filing entitled “Suggestion of Death” informing us of a press release indicating that Mr. Medina had “died on the evening of March 22, 2015 from natural causes” Because at all times when we made our decision and sent it for filing, the case was not moot, we allowed it to be published in the ordinary course. However, we direct the parties to file letter briefs within 14 days hereof addressing how best to proceed with the opinion in light of Mr. Medina’s death.

IT IS SO ORDERED.