

**IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT**

United States Court of Appeals  
Fifth Circuit

**FILED**

March 28, 2011

Lyle W. Cayce  
Clerk

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No. 10-10212  
Summary Calendar

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UNITED STATES OF AMERICA,

Plaintiff - Appellee

v.

SEALED APPELLANT 1,

Defendant - Appellant

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Appeal from the United States District Court  
for the Northern District of Texas  
USDC No. 3:01-CR-196-1

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Before DAVIS, SMITH, and SOUTHWICK, Circuit Judges.

PER CURIAM:\*

Sealed Appellant 1 appeals the revocation of his supervised release following a conviction for a controlled substance offense. Appellant has served the sentence of imprisonment imposed upon revocation, and the district court imposed no further term of supervised release. Therefore, Appellant has no “concrete and continuing injury,” and there is no case or controversy over which this court may exercise jurisdiction under Article III, § 2, of the Constitution.

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\* Pursuant to 5TH CIR. R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR. R. 47.5.4.

*Spencer v. Kemna*, 523 U.S. 1, 7, 14 (1998). Accordingly, this appeal is DISMISSED as MOOT.