

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

United States Court of Appeals
Fifth Circuit

FILED

January 9, 2013

Lyle W. Cayce
Clerk

No. 11-50751
Summary Calendar

EDGAR WENCEL RUIZ-VILLALOBOS,

Petitioner-Appellant,

versus

UNITED STATES OF AMERICA; WARDEN, RCDC III;
BUREAU OF PRISONS; GEO GROUP,

Respondents-Appellees.

Appeal from the United States District Court
for the Western District of Texas
No. 4:11-CV-20

Before SMITH, PRADO, and HIGGINSON, Circuit Judges.

PER CURIAM:*

Edgar Ruiz-Villalobos, former federal prisoner # 58225-279, appeals the

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 R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR.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

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denial of his 28 U.S.C. § 2241 petition challenging his exclusion from rehabilitation programs and halfway houses. Because he has been released from the custody of the Bureau of Prisons, respondents' motion to dismiss the appeal as moot is GRANTED. *See Calderon v. Moore*, 518 U.S. 149, 150 (1996). Respondents' alternative motion for an extension of time to file their brief is DENIED as unnecessary.

The appeal is DISMISSED.