

UNITED STATES COURT OF APPEALS
FOR THE SIXTH CIRCUIT

Nos. 11-6303/6305

UNITED STATES OF AMERICA,
Plaintiff - Appellee,

v.

ERNEST CATCHINGS,
Defendant - Appellant.

Before: MOORE and COOK, Circuit Judges; BERTELSMAN, District Judge.

JUDGMENTOn Appeal from the United States District Court
for the Western District of Tennessee at Memphis.

THIS CAUSE was heard on the record from the district court and was argued by counsel.

IN CONSIDERATION WHEREOF, it is ORDERED that the district court's judgment of conviction and its denial of Catchings's motion to withdraw his guilty plea are AFFIRMED. IT IS FURTHER ORDERED that Catchings's sentence is VACATED, and the case is REMANDED to the district court for resentencing.

ENTERED BY ORDER OF THE COURT

Deborah S. Hunt, Clerk

FILED
Jan 15, 2013
DEBORAH S. HUNT, Clerk