

File Name: 13a0339p.06

UNITED STATES COURT OF APPEALS
FOR THE SIXTH CIRCUIT

UNITED STATES OF AMERICA, <i>Plaintiff-Appellee,</i>	}	No. xx-xxxx
v.		
JOHN DOE, <i>Defendant-Appellant.</i>	}	

Appeal from the United States District Court
for the Northern District of Ohio at Youngstown.
No. 4:04-cr-00537-1 Christopher A. Boyko, District Judge.

Decided and Filed: December 6, 2013

Before: KEITH, COLE, and ROGERS, Circuit Judges.

ORDER

Appellant's motion to dismiss the appeal is GRANTED. Appellant's motion was made and is granted during the pendency of a timely petition by the appellee to rehear en banc this court's judgment filed on August 27, 2013.

ENTERED BY ORDER OF THE COURT



Deborah S. Hunt, Clerk