

FOR PUBLICATION

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

UNITED STATES OF AMERICA,
Plaintiff-Appellee,

v.

EDGAR MIKE ALVIREZ, JR.,
Defendant-Appellant.

No. 11-10244

D.C. No.
3:10-cr-08049-DGC-1
District of Arizona,
Prescott

ORDER

Filed April 15, 2013

Before: Dorothy W. Nelson, Johnnie B. Rawlinson,
and Sandra S. Ikuta, Circuit Judges.

ORDER

The opinion filed on March 14, 2013, published at 2013 WL 1092709, is **WITHDRAWN** pending resolution of the petition for rehearing en banc in *United States v. Zepeda*, 705 F.3d 1052 (9th Cir. 2013). It may not be cited as precedent by or to this court or any district court of the Ninth Circuit.