## NOT FOR PUBLICATION

## UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT



MAR 10 2015

MOLLY C. DWYER, CLERK U.S. COURT OF APPEALS

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

FERNANDO NUNEZ-FLORES, AKA Alfonso Barrutia-Gonzalez, AKA Fernando Flores Nunez, AKA Fernando Nunez Flores,

Defendant - Appellant.

No. 13-10092

D.C. No. 4:12-cr-02195-RCC-DTF-1

ORDER\*

Appeal from the United States District Court for the District of Arizona Raner C. Collins, Chief District Judge, Presiding

Submitted February 26, 2015\*\*

Before: HUG, FARRIS, and CANBY, Circuit Judges.

\* This disposition is not appropriate for publication and is not precedent except as provided by 9th Cir. R. 36-3

\*\* The panel unanimously concludes this case is suitable for decision without oral argument. See Fed. R. App. P. 34(a)(2)

Appellee's Unopposed Motion to Vacate Sentence and Remand for Resentencing, filed February 4, 2015, is **GRANTED**. The filing of this order shall serve as the court's mandate.