

**FILED**  
**United States Court of Appeals**  
**Tenth Circuit**

**UNITED STATES COURT OF APPEALS**

**September 17, 2012**

**FOR THE TENTH CIRCUIT**

**Elisabeth A. Shumaker**  
**Clerk of Court**

In re: GERALD LEE PATTERSON,  
  
Petitioner.

No. 12-1338  
(D.C. No. 1:11-CV-01899-PAB-KLM)

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**ORDER**

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This matter is before the court on a letter by Petitioner in which he asks to “withdraw his Petition for Mandamus.” Petitioner’s letter is construed as motion to voluntarily dismiss this proceeding pursuant to Fed. R. App. P. 42(b). So construed, the motion is granted. *See* 10th Cir. R. 27.3(A)(9).

Entered for the Court  
ELISABETH A. SHUMAKER, Clerk



by: Jane K. Castro  
Counsel to the Clerk