

December 10, 2008

UNITED STATES COURT OF APPEALS
FOR THE TENTH CIRCUIT

Elisabeth A. Shumaker
Clerk of Court

JASON PECCI,

Petitioner - Appellant,

v.

WARDEN BCCF; THE ATTORNEY
GENERAL OF THE STATE OF
COLORADO,

Respondents - Appellees.

No. 08-1454
(D.C. No. 1:08-CV-01235-ZLW-KMT)

ORDER

This matter is before the court on Appellant’s “Response to Order.” The response is construed as a motion to voluntarily dismiss the appeal and, as construed, the motion is granted. *See* Fed. R. App. P. Rule 42(b) and 10th Cir. R. 27.3(A)(9).

A copy of this order shall stand as and for the mandate of the court.

Entered for the Court,



ELISABETH A. SHUMAKER, Clerk