

FILED

**United States Court of Appeals
Tenth Circuit**

UNITED STATES COURT OF APPEALS

March 5, 2013

FOR THE TENTH CIRCUIT

**Elisabeth A. Shumaker
Clerk of Court**

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

FRANK TIJERINA, JR., a/k/a Frankie
Tijerina,

Defendant - Appellant.

No. 12-1457
(D.C. No. 1:12-CR-00132-RBJ-1)

ORDER

Appellant's motion to dismiss is granted. 10th Cir. R. 46.3 (B).

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

Entered for the Court



ELISABETH A. SHUMAKER, Clerk