

FILED

United States Court of Appeals  
Tenth Circuit

UNITED STATES COURT OF APPEALS

July 26, 2013

FOR THE TENTH CIRCUIT

Elisabeth A. Shumaker  
Clerk of Court

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

WILLIAM BERNARD FREEMAN,

Defendant - Appellant.

No. 13-6058  
(D.C. No. 5:10-CR-00165-L-1)

ORDER

This matter is before the court as a follow up to our orders dated June 14, 2013 and July 2, 2013. In the June 14 order we directed Mr. Freeman to file a response to appellee’s motion to dismiss. In the order we stated that in “the alternative, Mr. Freeman [could] choose not to respond, in which case this proceeding [would] be dismissed for failure to prosecute without further notice.” *Order* dated June 14, 2013. We gave Mr. Freeman until June 28 to file his response. In the order dated July 2 we extended that deadline to July 16. To date, no response has been filed, and the deadline is well passed. Accordingly, this appeal is dismissed for failure to prosecute. *See* 10<sup>th</sup> Cir. R. 42.1. A copy of this order shall stand as the mandate of the court.

Entered for the Court



ELISABETH A. SHUMAKER, Clerk