

United States Court of Appeals
FOR THE EIGHTH CIRCUIT

No. 07-3292

United States of America,

Appellee,

v.

Christopher J. Noonan,

Appellant.

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Appeal from the United States
District Court for the
Northern District of Iowa.

[UNPUBLISHED]

Submitted: April 21, 2008

Filed: April 24, 2008

Before BYE, SMITH, and BENTON, Circuit Judges.

PER CURIAM.

Christopher J. Noonan appeals the 6-month prison sentence the district court¹ imposed after revoking his supervised release. He was released from custody on January 18, 2008, however, and is not serving a further term of supervised release. Accordingly, the appeal is dismissed and counsel's motion to withdraw is denied as moot. *Cf. Spencer v. Kemna*, 523 U.S. 1, 5-7, 18 (1998) (habeas challenge to parole revocation became moot upon expiration of sentence).

¹The Honorable Jon Stuart Scoles, United States Magistrate Judge for the Northern District of Iowa, presided over this misdemeanor prosecution pursuant to 18 U.S.C. § 3401.