

**FOR PUBLICATION**

**FILED**

UNITED STATES COURT OF APPEALS

**AUG 10 2004**

FOR THE NINTH CIRCUIT

**CATHY A. CATTERSON, CLERK**  
U.S. COURT OF APPEALS

UNITED STATES OF AMERICA,

No. 02-10523

Plaintiff-Appellee,

D.C. No. CR-97-00381-FCD

v.

ORDER

BRYAN JAMES EPIS,

Defendant-Appellant.

Before: LAY,\* HAWKINS, and BYBEE, Circuit Judges.

Sua sponte, we clarify our amended Order of August 9, 2004:

(1) Epis has been granted bail by this court; (2) he is to be admitted to bail promptly upon and pursuant to conditions established by the district court; and (3) bail shall remain in effect until final resolution of the issues identified in our Amended Order of Remand.

The mandate shall issue forthwith.

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\* The Honorable Donald P. Lay, Senior United States Circuit Judge for the Eighth Circuit, sitting by designation.