

FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

ANDRE BRIGHAM YOUNG,
Petitioner-Appellant,

No. 98-35377

v.

D.C. No.
CV-94-00480-JCC

MARK SELING, Superintendent of
the Special Commitment Center,
Respondent-Appellee.

ORDER

On Remand from the United States Supreme Court

Filed May 8, 2001

Before: Harry Pregerson and David R. Thompson,
Circuit Judges, and Robert J. Kelleher, District Judge.¹

ORDER

Pursuant to Seling v. Young, 121 S.Ct. 727 (2001), this matter is remanded to the district court for further proceedings consistent with the Supreme Court's decision in this case. Additionally, because we remand this matter to the district court, appellant's motion for "proceedings consistent with the opinion of the U.S. Supreme Court," which was filed with this court, is denied without prejudice. Appellant may renew his motion in the district court following remand.

¹ Honorable Robert J. Kelleher, Senior United States District Judge for the Central District of California, sitting by designation.

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