

FILED

UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT

MAR 09 2009

MOLLY C. DWYER, CLERK  
U.S. COURT OF APPEALS

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

DONALD JAY STREICH,

Defendant - Appellant.

No. 07-30105

D.C. No. CR-05-05247-RBL  
Western District of Washington,  
Tacoma

ORDER

Before: O'SCANNLAIN, RYMER and KLEINFELD, Circuit Judges.

The memorandum disposition in the above-captioned matter, filed on November 13, 2008, is hereby withdrawn.

The petition for rehearing en banc filed December 19, 2008, is hereby rendered moot.

It is so ORDERED.