

FILED

AUG 04 2009

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

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

SYLVESTER OWINO,

Petitioner,

v.

ERIC H. HOLDER Jr., Attorney General,

Respondent.

No. 06-74297

Agency No. A097-469-354

ORDER

Before: B. FLETCHER, FISHER and GOULD, Circuit Judges.

The memorandum disposition, filed July 8, 2009, is withdrawn. A superseding per curiam opinion will be filed concurrently with this order. The mandate shall issue forthwith. *See* Fed. R. App. P. 41(b).