

SUPREME COURT OF THE UNITED STATES
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WILLIAM K. SUTER
CLERK OF THE COURT

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479-3011

May 30, 2008

Clerk
United States Court of Appeals
for the Tenth Circuit
Byron White Courthouse
1823 Stout Street
Denver, Colorado 80257

**Re: Guadalupe Alberto Garcia-Lara, Jr.
v. United States
No. 07-9799 (Your docket No. 06-3054)**

Dear Clerk:

Enclosed please find a certified copy of the judgment of this Court in the above-entitled case. You may obtain a copy of the opinion cited in the judgment by visiting our website @www.supremecourtus.gov.

Kindly acknowledge receipt on the attached copy of this letter.

Sincerely,

WILLIAM K. SUTER, Clerk

By 

Elizabeth Brown
Judgments/Mandates Clerk

Enc.

cc: William M. Sharma-Crawford, Esq.
Solicitor General

Client Copy Sent 6/10/08 MN

Supreme Court of the United States

No.

07-9799

GUADALUPE ALBERTO GARCIA-LARA, JR.,

Petitioner

v.

UNITED STATES

ON PETITION FOR WRIT OF CERTIORARI to the United States Court of Appeals for the Tenth Circuit.

THIS CAUSE having been submitted on the petition for a writ of certiorari and the response thereto.

ON CONSIDERATION WHEREOF, it is ordered and adjudged by this Court that the motion of petitioner for leave to proceed *in forma pauperis* and the petition for writ of certiorari are granted. The judgment of the above court is vacated, and the case is remanded to the United States Court of Appeals for the Tenth Circuit for further consideration in light of *Gall v. United States*, 552 U.S. ____ (2007).

April 28, 2008