

United States Court of Appeals

FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 02-3070

September Term, 2002

01cr00168-01

Filed On: February 14, 2003 [732140]

United States of America,
Appellee

v.

Gary Emerson West,
Appellant

APPEAL FROM THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA

BEFORE: Randolph, Tatel, and Garland, Circuit Judges

J U D G M E N T

This appeal was considered on the record from the United States District Court for the District of Columbia and on the briefs filed by the parties. It is

ORDERED AND ADJUDGED that the judgment of conviction entered on January 9, 2002 be affirmed. Because the plea colloquy met the standards of Fed. R. Civ. P. 11, and because appellant has failed to advance a colorable claim of innocence, the district court did not abuse its discretion in denying appellant's motion to withdraw his plea. See United States v. Cray, 47 F.3d 1203, 1208 (D.C. Cir. 1995).

Pursuant to D.C. Circuit Rule 36, this disposition will not be published. The Clerk is directed to withhold issuance of the mandate herein until seven days after disposition of any timely petition for rehearing or petition for rehearing en banc. See Fed. R. App. P. 41(b); D.C. Cir. Rule 41.

Per Curiam