

United States Court of Appeals

FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 10-5145

September Term 2010

1:10-cv-00606-UNA

Filed On: March 17, 2011

Wei Chin,

Appellant

v.

Timothy Palchak, et al.,

Appellees

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

BEFORE: Henderson, Garland, and Kavanaugh*, 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 and responses to the court's order filed August 30, 2010. See Fed. R. App. P. 34(a)(2); D.C. Cir. Rule 34(j). It is

ORDERED AND ADJUDGED that the case be remanded for reconsideration of the sua sponte dismissal of appellant's complaint in light of the arguments raised in the parties' appellate submissions and for consideration of appellant's requests to amend his civil action, contained in his reply brief and the supplement thereto.

Pursuant to D.C. Circuit Rule 36, this disposition will not be published.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 resolution 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

* Judge Kavanaugh would affirm the dismissal of appellant's complaint.