

United States Court of Appeals For the First Circuit

No. 19-2149

UNITED STATES,

Appellee,

v.

ISRAEL SANTIAGO-LUGO, a/k/a El Doctor,

Defendant - Appellant.

Before

Montecalvo and Rikelman,
Circuit Judges.¹

JUDGMENT

Entered: September 1, 2023

The government's motion for summary disposition of this appeal is allowed as follows. The Second Amended Judgment is vacated to the extent that it modified the conditions of appellant's supervised release. The original conditions continue to govern. In all other respects--in particular, to the extent that the Second Amended Judgment corrected the criminal judgment in conformance with Fed. R. Crim. P. 32.2(b)(4)(B) and in a manner "[c]onsistent with our June 15, 2006 Judgment in United States v. Santiago-Lugo, Appeal Nos. 05-2254 and 06-1107," 1st Cir. No. 18-2112, 10/1/19 Judgment at 2--the Second Amended Judgment is affirmed. All other pending motions are denied as moot.

By the Court:

Maria R. Hamilton, Clerk

¹ This case was decided by a quorum pursuant to 28 U.S.C. § 46(d).

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ORDER OF COURT

Entered: November 15, 2023

The petition for rehearing is denied by the panel of judges who decided the case, as the petition fails to satisfy the standards for rehearing. See Fed. R. App. P. 35(b)(1).

As it appears that there may be no quorum of circuit judges in regular active service who are not recused who may vote on petitioner's request for rehearing en banc, the request for rehearing en banc is also denied. See 28 U.S.C. § 46(d); 1st Cir. Loc. R. 35.0(a)(1). In any event, a majority of judges in regular active service do not favor en banc review.

By the Court:

Maria R. Hamilton, Clerk

cc:

Alberto G. Estrella, Israel Santiago-Lugo, Thomas F. Klumper, Timothy R. Henwood, Myriam Yvette Fernández-González, Mariana E. Bauzá-Almonte, Elfrick Mendez Morales, Francisco M. Lopez-Romo, Antonio Juan Bennazar-Zequeira

**Additional material
from this filing is
available in the
Clerk's Office.**