APPENDIX A

FILED

JUL 30 2026

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

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

AUSTIN KLEINBERG,

Defendant - Appellant.

No. 25-4259

D.C. No.
3:24-cr-01886-AGS-1
Southern District of California,
San Diego

ORDER

Before: McKEOWN, TALLMAN, and MENDOZA, JR., Circuit Judges.

The motion (Docket Entry No. 19) for summary affirmance is granted. *See United States v. Hooton*, 693 F.2d 857, 858 (9th Cir. 1982) (stating standard). Appellant's Second Amendment challenge to his conviction is foreclosed. *See United States v. Duarte*, 137 F.4th 743, 761 (9th Cir. 2025) (en banc), *cert. denied*, __ S. Ct. __, 2026 WL 135692 (U.S. Jan. 20, 2026).

AFFIRMED.