

FILED
United States Court of Appeals
Tenth Circuit

UNITED STATES COURT OF APPEALS
FOR THE TENTH CIRCUIT

July 24, 2024

Christopher M. Wolpert
Clerk of Court

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

AVERY LAMONT PARRISH,

Defendant - Appellant.

No. 23-6153
(D.C. No. 5:22-CR-00318-R-1)
(W.D. Okla.)

ORDER AND JUDGMENT*

Before **MATHESON, BACHARACH, and PHILLIPS**, Circuit Judges.**

This matter is before the court on the government's Unopposed Motion for Summary Affirmance, which moves for summary affirmance of the district court's judgment and sentence based on the Supreme Court's recent decision in *United States v. Rahimi*, 144 S. Ct. 1889 (2024). Upon consideration, the motion for summary affirmance is GRANTED. Based on the Supreme Court's decision in *Rahimi*, the judgment of the district court is AFFIRMED.

* This order and judgment is not binding precedent, except under the doctrines of law of the case, res judicata, and collateral estoppel. It may be cited, however, for its persuasive value consistent with Fed. R. App. P. 32.1 and 10th Cir. R. 32.1.

** Because this matter is being decided on a motion for summary affirmance, this panel has determined unanimously that oral argument would not materially assist in the determination of this appeal. See Fed. R. App. P. 34(f); 10th Cir. R. 34.1(G). The case is therefore submitted without oral argument.

The Clerk is directed to issue the mandate forthwith.

Entered for the Court

A handwritten signature in black ink, appearing to read 'C. M. Wolpert', with a long horizontal flourish extending to the right.

CHRISTOPHER M. WOLPERT, Clerk