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7-9-2015

# USA v. Tuyen Pham

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UNITED STATES COURT OF APPEALS  
FOR THE THIRD CIRCUIT

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No. 13-3144

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UNITED STATES OF AMERICA

v.

TUYEN QUANG PHAM,  
Appellant

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On Appeal from the United States District Court  
for the Eastern District of Pennsylvania  
(E.D. Pa. 5-08-cr-00427-004)  
District Judge: Honorable Legrome D. Davis

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Submitted Pursuant to Third Circuit LAR 34.1(a)  
July 9, 2015

Before: FISHER, JORDAN and HARDIMAN, *Circuit Judges.*

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JUDGMENT ORDER

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This cause came on to be considered on the record from the United States District Court for the Eastern District of Pennsylvania and was submitted pursuant to Third Circuit LAR 34.1(a) on September 8, 2014. After consideration of all contentions raised by the Appellant, it is now hereby

ORDERED and ADJUDGED by this Court that the judgment of the District Court entered June 27, 2013, be and the same is hereby VACATED for the same reasons stated in this Court's decision in *United States v. Bui*, 769 F.3d 831 (3d Cir. 2014). Appellant's

petition is GRANTED and the case is REMANDED for further proceedings consistent with this order.

By the Court,  
s/ D. Michael Fisher  
Circuit Judge

Attest:

s/Marcia M. Waldron  
Clerk

Dated: July 9, 2015