

No.

-1-

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

---

No. 99-30044  
Conference Calendar

---

UNITED STATES OF AMERICA,

Plaintiff-Appellee,

versus

FERNELL WILRIGHT,

Defendant-Appellant.

-----  
Appeal from the United States District Court  
for the Eastern District of Louisiana  
USDC No. 93-CR-183-2-M  
-----

February 17, 2000

Before EMILIO M. GARZA, BENAVIDES, and DENNIS, Circuit Judges

PER CURIAM:\*

Fernell Wilright, prisoner number 23673-034, appeals from the district court's denial of his motion to compel the return of his property. Wilright's motion for leave to file an additional reply is GRANTED. The district court did not err in denying the motion. The Government no longer possesses the property, and the court thus could not grant Wilright the relief he seeks. See Ensley v. Cody Resources, 171 F.3d 315, 319 (5th Cir. 1999). The

case is moot, and the appeal is DISMISSED.

---

\* Pursuant to 5TH CIR. R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR. R. 47.5.4.