

Per Curiam

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SUPREME COURT OF THE UNITED STATES

No. 97-7213

**SYLVESTER MOSLEY, PETITIONER v.
UNITED STATES**

ON WRIT OF CERTIORARI TO THE UNITED STATES COURT OF
APPEALS FOR THE THIRD CIRCUIT

[December 8, 1998]

PER CURIAM.

The Court is advised that the petitioner died in Springfield, Missouri, on November 16, 1998. The Court's order granting the writ of certiorari, see 523 U. S. __ (1998), therefore is vacated and the petition for certiorari is dismissed. See *United States v. Green*, 507 U. S. 545 (1993) (*per curiam*).

It is so ordered.