

RIORDAN & HORGAN

DENNIS P. RIORDAN
DONALD M. HORGAN

ATTORNEYS AT LAW
523 OCTAVIA STREET
SAN FRANCISCO, CALIFORNIA 94102
TELEPHONE (415) 431-3472
FAX (415) 552-2703

E-MAIL: INFO@RIORDAN-HORGAN.COM

September 6, 2013

The Honorable Susan Illston
United States District Court
450 Golden Gate Avenue
San Francisco, CA 94102-3484

Re: *United States v. Shiu Lung Leung (Steven Leung)*, No. CR-09-0110 SI

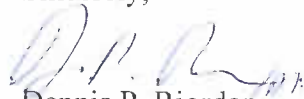
Dear Judge Illston:

Under your order filed on April 30, 2013 (ECF 1151), defendant Steven Leung is required to surrender to begin serving his sentence on Monday, September 9th. A motion for bail pending appeal has been filed in the Ninth Circuit Court of Appeals. A copy of the first page of the motion with the Clerk's stamp indicating its receipt by the Court of Appeals is attached.

Under Ninth Circuit Rule 9-1.2(e), by operation of the submission of the bail motion to the Circuit, Mr. Leung's bail "will remain in effect until the (Ninth Circuit) rules on the motion." *Ibid*; see also *United States v. Fuentes*, 946 F.2d 621, 622 (9th Cir. 1991) (Intent of rule "is to provide for an automatic stay of an appellant's surrender date if he or she is on bail at the time the motion for bail pending appeal is filed in [the Ninth Circuit].") Should the bail motion be denied, Mr. Leung will be immediately available to honor a new surrender date.

I thank you for your consideration in this matter.

Sincerely,


Dennis P. Riordan

Attachment

cc w/ attachment:

Donald M. O'Keefe, U.S. Marshal (via facsimile)
FCI Sheridan (via facsimile)
AUSA Heather Tewksbury (via email)
AUSA Brent Snyder (via email)
Carol K.J. Mendoza, U.S. Pretrial Services Officer (via email)

DENNIS P. RIORDAN (SBN 69320)
dennis@riordan-horgan.com
DONALD M. HORGAN (SBN 121547)
don@riordan-horgan.com
RIORDAN & HORGAN
523 Octavia Street
San Francisco, CA 94102
Telephone: (415) 431-3472
Facsimile: (415) 552-2703

Attorneys for Defendant-Appellant
SHIU LUNG LEUNG

UNITED STATES COURT OF APPEAL
FOR THE NINTH CIRCUIT

UNITED STATES OF AMERICA,) Ninth Cir. No. 13-10242
) [N. Dist. No. CR 09-00110 SI-6]
Plaintiff-Appellee,)
)
v.)
)
SHIU LUNG LEUNG, Steve Leung,)
Chao-Lung Liang,)
)
Defendant-Appellant.)
_____)

**DEFENDANT’S MOTION FOR
RELEASE ON BAIL PENDING APPEAL**