

FILED

**United States Court of Appeals
Tenth Circuit**

UNITED STATES COURT OF APPEALS

FOR THE TENTH CIRCUIT

May 28, 2021

**Christopher M. Wolpert
Clerk of Court**

CHRISTOPHER SIMMLER,

Plaintiff - Appellant,

v.

HARRIS H. SIMMONS; SHELTER THE
HOMELESS CORP.; STH
MANAGEMENT INC; SHELTER THE
HOMELESS II; MATTHEW
MINKEVITCH; THE ROAD HOME
LLC; KAREN GRECKO; NATHAN
STAPLEY; VALERIE M. WILDE; SALT
LAKE CITY CORPORATION; UPPSEN
DOWNES; SALT LAKE CITY POLICE
DEPARTMENT; ZIONS
BANCORPORATION; ZIONS FIRST
NATIONAL BANK; GARY HERBERT;
STATE OF UTAH; S ROBERT
BRADLEY; PALMER COURT
APARTMENTS; SALT LAKE COUNTY,

Defendants - Appellees.

No. 21-4021

(D.C. No. 2:18-CV-00981-DAK-JCB)
(D. Utah)

ORDER

This matter is before the court on Appellant’s “Involuntary Withdraw of Appeal” and the Order filed May 20, 2021. Appellant’s “Involuntary Withdraw of Appeal” is construed as a motion to voluntarily dismiss this appeal. As construed, the motion is granted and the appeal is dismissed. *See* 10th Cir. R. 27.5(A)(9) and Fed. R. App. P. Rule 42(b).

A copy of this order shall stand as and for the mandate of the court.

Entered for the Court

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

CHRISTOPHER M. WOLPERT, Clerk