FILED
United States Court of Appeals
Tenth Circuit

February 6, 2026

Christopher M. Wolpert
Clerk of Court

UNITED STATES COURT OF APPEALS

FOR THE TENTH CIRCUIT

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

BRIAN FAIN,

Defendant - Appellant.

No. 26-4003
(D.C. No. 1:22-CR-00053-HCN-DBP-2)
(D. Utah)

ORDER

This matter is before the court on appellant Brian Fain's *Motion to Dismiss Appeal*. (ECF No. 17.) The court grants the *Motion* and dismisses this appeal. A copy of this order shall stand as and for the mandate of the court.

Entered for the Court

CHRISTOPHER M. WOLPERT, Clerk

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