

[PUBLISH]

IN THE UNITED STATES COURT OF APPEALS

FOR THE ELEVENTH CIRCUIT

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No. 10-15044  
Non-Argument Calendar

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FILED U.S. COURT OF APPEALS ELEVENTH CIRCUIT JUNE 27, 2012 JOHN LEY CLERK
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D.C. Docket No. 1:09-cr-20673-DLG-23

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

versus

ARTHUR SMITH,  
a.k.a. Co-Chief,

Defendant - Appellant.

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Appeal from the United States District Court  
for the Southern District of Florida

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Before TJOFLAT, CARNES, and FAY, Circuit Judges.

BY THE COURT:

Our previous opinion in this case, United States v. Smith, 654 F.3d 1263

(11th Cir. 2011), is VACATED, and the case is REMANDED to the district court for further consideration in light of Dorsey v. United States, Nos. 11–5683, 11–5721, 2012 WL 2344463, 567 U.S. —, — S.Ct. — (June 21, 2012).