

United States Court of Appeals
FOR THE EIGHTH CIRCUIT

No. 01-3630

United States of America,

Appellee,

v.

Narin Prasert Vong,

Appellant.

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Appeal from the United States
District Court for the
District of Minnesota.

[UNPUBLISHED]

Submitted: June 5, 2002
Filed: June 10, 2002

Before McMILLIAN, BOWMAN, and BYE, Circuit Judges.

PER CURIAM.

Narin Prasert Vong appeals the district court's¹ denial of his motion for a new trial under Federal Rule of Criminal Procedure 33. The district court's decision rests on credibility determinations, which we have not been persuaded to disturb; hence, we find no abuse of discretion. See United States v. Grey Bear, 116 F.3d 349, 350-51 (8th Cir. 1997). Accordingly, we affirm the judgment of the district court, and we deny as moot Vong's motion for release pending appeal.

¹The Honorable Michael J. Davis, United States District Judge for the District of Minnesota.

A true copy.

Attest:

CLERK, U.S. COURT OF APPEALS, EIGHTH CIRCUIT.