

United States Court of Appeals
FOR THE EIGHTH CIRCUIT

No. 06-1886

United States of America,

Appellee,

v.

Dana Brent Johnson,

Appellant.

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Appeal from the United States
District Court for the
Southern District of Iowa.

[UNPUBLISHED]

Submitted: December 19, 2006

Filed: December 21, 2006

Before MURPHY, BYE, and MELLOY, Circuit Judges.

PER CURIAM.

Dana Johnson appeals the 7-month prison sentence that the district court¹ imposed after revoking his supervised release. We dismiss the appeal as moot, because he was released from custody on October 17, 2006. See Spencer v. Kemna, 523 U.S. 1, 6, 18 (1998) (declaring moot challenge to allegedly erroneous parole revocation because defendant had already served entire sentence).

¹The Honorable Ronald E. Longstaff, United States District Judge for the Southern District of Iowa.

Accordingly, we dismiss this appeal as moot.
