

**IN THE UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF MISSOURI  
WESTERN DIVISION**

UNITED STATES OF AMERICA,	)	
	)	
Plaintiff,	)	
	)	
v.	)	No. 10-00320-16-CR-W-DGK
	)	
FRANK MICHAEL ALVAREZ,	)	
	)	
Defendant.	)	

**ORDER**

Pending before the Court is Defendant Frank Michael Alvarez's Motion of Appeal (Doc. 349). After carefully reviewing United States Magistrate Judge Robert E. Larsen's Order (Doc. 346) and conducting an independent review of the record and applicable law, the Court hereby AFFIRMS Magistrate Judge Larsen's Order (Doc. 346). Defendant's motion is denied.

**IT IS SO ORDERED**

Date: October 28, 2011

/s/ Greg Kays  
GREG KAYS, JUDGE  
UNITED STATES DISTRICT COURT