

FOR PUBLICATION

IN THE DISTRICT COURT OF THE VIRGIN ISLANDS
DIVISION OF ST. THOMAS AND ST. JOHN

UNITED STATES OF AMERICA,	)	
	)	
Plaintiff,	)	
	)	
v.	)	Criminal No. 2000-746
	)	
JAVIELA DIAZ-NIN,	)	
	)	
Defendants.	)	
_____	)	

ATTORNEYS:

Nelson L Jones, AUSA
St. Thomas, U.S.V.I.
For the plaintiff,

Thurston T. McKelvin, Esq.
St. Thomas, U.S.V.I.
For the defendant.

ORDER

GÓMEZ, C.J.

Before the Court is appeal of Javiela Diaz-Nin ("Diaz-Nin") from the Magistrate Judge's August 8, 2008, judgment of conviction. For the reasons stated in the accompanying Memorandum Opinion of even date, it is hereby

ORDERED that the August 8, 2008, judgment of conviction is **VACATED**.

S\ _____
Curtis V. Gómez
Chief Judge