

PRECEDENTIAL

UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

—————
No. 06-4245
—————

UNITED STATES OF AMERICA

v.

HAKAN OZCELIK
a/k/a Hakan Askin

Hakan Ozcelik,
Appellant

—————
On Appeal from the United States District Court
for the District of New Jersey
(D.C. No. 05-cr-00722-1)
District Judge: Honorable Faith S. Hochberg

—————
Argued February 12, 2008

Before: SLOVITER, SMITH, and STAPLETON, Circuit Judges

ORDER AMENDING OPINION

_____ IT IS ORDERED that the slip opinion in the above case, filed May 27, 2008, be amended as follows:

Page 12, line 17, “and indeed, made a joint request in favor of the very instruction at issue,” should be deleted

Page 14, add the following new footnote, signaled at the end of line 3 after “outcome of the proceedings”:

We decline to review Ozcelik’s two additional jury instruction claims. Because Ozcelik made a joint request in favor of the very instructions he now challenges, he waived his right to raise these instructional issues on appeal under the invited error doctrine. United States v. West Indies Transport, Inc., 127 F.3d 299, 311 (3d Cir. 1997).

By the Court,

/s/ Dolores K. Sloviter

Circuit Judge

Dated: June 19, 2008

CRG/cc: Adrienne U. Wisenberg, Esq.

Solomon L. Wisenberg, Esq.

Sabrina G. Comizzoli, Esq.

George S. Leone, Esq.