

United States Court of Appeals
For The Eighth Circuit
Thomas F. Eagleton U.S. Courthouse
111 South 10th Street, Room 24.329
St. Louis, Missouri 63102

Michael E. Gans
Clerk of Court

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October 09, 2008

Mr. Mark A. Olthoff
SHUGHART & THOMSON
120 W. 12th Street
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Kansas City, MO 64105-0000

RE: 08-3087 Samuel Lipari v. US Bancorp, NA, et al

Dear Counsel:

Enclosed is a copy of the dispositive order in the referenced appeal. Please note that FRAP 40 of the Federal Rules of Appellate Procedure requires any petition for rehearing to be filed within 14 days after entry of judgment. Counsel-filed petitions must be filed electronically in CM/ECF. Paper copies are not required. This court strictly enforces the 14 day period. **No grace period for mailing is granted** for pro-se-filed petitions. A petition for rehearing or a motion for an extension of time must be filed with the Clerk's office within the 14 day period.

Michael E. Gans
Clerk of Court

DMH

Enclosure(s)

cc: Mr. Andrew M. DeMarea
Mr. Jay E. Heidrick
Ms. Patricia L. Brune
Mr. Samuel K. Lipari

District Court/Agency Case Number(s): 4:06-cv-01012-FJG

**UNITED STATES COURT OF APPEALS
FOR THE EIGHTH CIRCUIT**

No: 08-3087

Samuel K. Lipari,

Plaintiff - Appellant

v.

US Bancorp, NA; US Bank NA,

Defendants - Appellees

Appeal from U.S. District Court for the Western District of Missouri - Kansas City
(4:06-cv-01012-FJG)

JUDGMENT

The motion of appellee for dismissal of this appeal is granted. The appeal is hereby dismissed. See [Eighth Circuit Rule 47A\(b\)](#).

October 09, 2008

Order Entered at the Direction of the Court:
Clerk, U.S. Court of Appeals, Eighth Circuit.

/s/ Michael E. Gans