

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

No: 08-3428

Samuel K. Lipari,

Appellant

v.

US Bancorp, NA and US Bank NA,

Appellees

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

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**ORDER**

The motion to recall the mandate filed by Appellant Lipari has been considered by the court and is denied.

December 09, 2008

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

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/s/ Michael E. Gans