

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

**August 10, 2009**

**Elisabeth A. Shumaker**  
**Clerk of Court**

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SAMUEL K. LIPARI,

Plaintiff - Appellant,

v.

Nos. 08-3287, 08-3338 & 08-3345

US BANCORP NA; US BANK, NA,

Defendants - Appellees.

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**ORDER**

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Before **O'BRIEN**, Circuit Judge, **BRORBY**, Senior Circuit Judge, and  
**GORSUCH**, Circuit Judge.

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Appellant's petition for rehearing is denied.

The petition for rehearing en banc was transmitted to all of the judges of the court who are in regular active service. As no member of the panel and no judge in regular active service on the court requested that the court be polled, that petition is also denied.

Entered for the Court,



ELISABETH A. SHUMAKER, Clerk