

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 17-50201

MICHAEL SAMMONS,

Plaintiff - Appellant

versus

UNITED STATES OF AMERICA,

Defendant - Appellee

Appeal from the United States District Court for the
Western District of Texas, San Antonio

ON PETITION FOR REHEARING EN BANC

(Opinion 6/19/17 , 5 Cir., _____ , _____ F.3d _____)

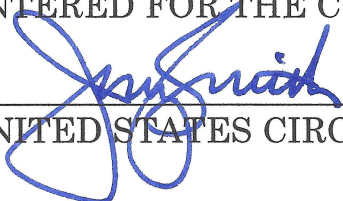
Before JOLLY, SMITH, and GRAVES, Circuit Judges.

PER CURIAM:

(✓) Treating the Petition for Rehearing En Banc as a Petition for Panel Rehearing, the Petition for Panel Rehearing is DENIED. No member of the panel nor judge in regular active service of the court having requested that the court be polled on Rehearing En Banc (FED R. APP. P. and 5TH CIR. R. 35), the Petition for Rehearing En Banc is DENIED.

- () Treating the Petition for Rehearing En Banc as a Petition for Panel Rehearing, the Petition for Panel Rehearing is DENIED. The court having been polled at the request of one of the members of the court and a majority of the judges who are in regular active service and not disqualified not having voted in favor (FED R. APP. P. and 5TH CIR. R. 35), the Petition for Rehearing En Banc is DENIED.

ENTERED FOR THE COURT:


UNITED STATES CIRCUIT JUDGE

United States Court of Appeals
FIFTH CIRCUIT
OFFICE OF THE CLERK

LYLE W. CAYCE
CLERK

TEL. 504-310-7700
600 S. MAESTRI PLACE
NEW ORLEANS, LA 70130

August 30, 2017

MEMORANDUM TO COUNSEL OR PARTIES LISTED BELOW:

No. 17-50201 Michael Sammons v. USA
USDC No. 5:16-CV-1054

Enclosed is an order entered in this case.

See FRAP and Local Rules 41 for stay of the mandate.

Sincerely,

LYLE W. CAYCE, Clerk



By: _____
Nancy F. Dolly, Deputy Clerk
504-310-7683

Mr. Robert Charles Merritt
Mr. Gerard J. Sinzdak
Mr. Mahesha P. Subbaraman
Ms. Abby Christine Wright