

UNITED STATES COURT OF APPEALS

August 1, 2011

FOR THE TENTH CIRCUIT

Elisabeth A. Shumaker
Clerk of Court

RAMAH NAVAJO CHAPTER;
OGLALA SIOUX TRIBE; PUEBLO OF
ZUNI, for themselves and on behalf of a
class of persons similarly situated,

Plaintiffs - Appellants,

v.

No. 08-2262

KENNETH L. SALAZAR, Secretary of
the Interior; LARRY ECHO HAWK,
Assistant Secretary of the Interior; MARY
L. KENDALL, Acting Chief of Office of
Inspector General, U.S. Department of the
Interior,* UNITED STATES OF
AMERICA,

Defendants - Appellees,

and

THE NATIONAL CONGRESS OF
AMERICAN INDIANS,

Amicus Curiae.

ORDER

Before **LUCERO, McKAY, and HARTZ**, Circuit Judges.

*Pursuant to Fed. R. App. P. 43(c)(2) Kenneth Salazar is substituted for former Secretary of the Interior, Dirk Kempthorne; Larry Echo Hawk is substituted for former Assistant Secretary of the Interior, Eddie Brown; and Mary L. Kendall is substituted for former Chief of Office of Inspector General, Marvin Pierce.

Appellees' 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,

A handwritten signature in cursive script, reading "Elisabeth A. Shumaker", followed by a horizontal flourish.

ELISABETH A. SHUMAKER, Clerk