

**IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT**

United States Court of Appeals  
Fifth Circuit

**FILED**

July 29, 2016

Lyle W. Cayce  
Clerk

\_\_\_\_\_  
No. 13-30262  
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BELLE COMPANY, L.L.C.; KENT RECYCLING SERVICES, L.L.C.,

Plaintiffs - Appellants

v.

UNITED STATES ARMY CORPS OF ENGINEERS,

Defendant - Appellee

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Appeal from the United States District Court  
for the Middle District of Louisiana  
USDC No. 3:12-CV-247  
\_\_\_\_\_

ON REMAND FROM THE SUPREME COURT OF THE UNITED STATES

Before REAVLEY, DAVIS, and HIGGINSON, Circuit Judges.

PER CURIAM:\*

This case returns to us on remand from the Supreme Court, No. 14-493, *Kent Recycling Services, LLC v. United States Army Corps of Engineers*. The Supreme Court vacated our affirmance of the district court's dismissal of the claims before it for lack of subject-matter jurisdiction and remanded this case

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\* Pursuant to 5TH CIR. R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR. R. 47.5.4.

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to us for further proceedings consistent with the Court's opinion in *Army Corps of Engineers v. Hawkes Co.*, 578 U. S. \_\_\_ (2016). Accordingly, we VACATE the district court's dismissal and REMAND this case to the district court for the Middle District of Louisiana for further proceedings consistent with the opinion of the Supreme Court.