

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

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Filed: February 17, 2011

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Re: Case Nos. 09-5914/10-5373, *Poplar Creek Development Co. v. Chesapeake Appalachia, L.L.C.*  
Originating Case No. 08-00190

Dear Counsel,

The court today announced its decision in the above-styled case.

Enclosed is a copy of the court's opinion together with the judgment which has been entered in conformity with Rule 36, Federal Rules of Appellate Procedure.

Yours very truly,

Leonard Green, Clerk

Linda K. Martin  
Deputy Clerk

Enclosures

Mandate to issue.