

# United States Court of Appeals

For the Seventh Circuit  
Chicago, Illinois 60604

September 27, 2010

**Before**

DIANE S. SYKES, *Circuit Judge*

Nos. 08-2512 & 08-2443

UNITED STATES OF AMERICA,  
*Plaintiff-Appellant/  
Cross-Appellee,*

*v.*

BERNARD ELLIS,  
*Defendant-Appellee/  
Cross-Appellant.*

Appeal from the  
United States District Court for the  
Northern District of Illinois,  
Eastern Division.

No. 05 CR 756

Wayne R. Andersen,  
*Judge.*

No. 08-4055

UNITED STATES OF AMERICA,  
*Plaintiff-Appellee,*

*v.*

BERNARD ELLIS,  
*Defendant-Appellant.*

Appeal from the  
United States District Court for the  
Northern District of Indiana,  
South Bend Division.

No. 3:05 CR 131

Robert L. Miller, Jr.  
*Judge.*

## ORDER

Upon consideration of DEFENDANT-APPELLANT'S MOTION TO AMEND  
OPINION filed by counsel on September 22, 2010,

IT IS ORDERED that the motion is GRANTED. The slip opinion issued on September 17, 2010, is amended in two ways. First, the last two sentences of the first paragraph of the opinion are replaced with the following two sentences: "Ellis appealed his conviction and sentence in the Indiana case, and the government appealed the district court's sentencing decision in the Illinois case. Ellis then cross-appealed in the Illinois case challenging the reasonableness of the sentence." Second, the caption for the Illinois appeals is amended to reflect that the United States is the Plaintiff-Appellant/Cross-Appellee and Bernard Ellis is the Defendant-Appellee/Cross-Appellant.