

United States Court of Appeals***For The Eighth Circuit***

Thomas F. Eagleton U.S. Courthouse
111 South 10th Street, Room 24.329

St. Louis, Missouri 63102

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Clerk of Court

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May 02, 2011

Mr. Gary G. Colbath Jr.
FEDERAL PUBLIC DEFENDER'S OFFICE
703 Main Street
Second Floor
Rapid City, SD 57701-0000

RE: 10-2705 United States v. Wesley Jacobs

Dear Counsel:

The court has issued an opinion in this case. Judgment has been entered in accordance with the opinion. The opinion will be released to the public at 10:00a.m. today. Please hold the opinion in confidence until that time.

Please review [Federal Rules of Appellate Procedure](#) and the [Eighth Circuit Rules](#) on post-submission procedure to ensure that any contemplated filing is timely and in compliance with the rules. Note particularly that petitions for rehearing and petitions for rehearing *en banc* must be received in the clerk's office within 14 days of the date of the entry of judgment. Counsel-filed petitions must be filed electronically in CM/ECF. Paper copies are not required. No grace period for mailing is allowed, and the date of the postmark is irrelevant for pro-se-filed petitions. Any petition for rehearing or petition for rehearing *en banc* which is not received within the 14 day period for filing permitted by FRAP 40 may be denied as untimely.

Michael E. Gans
Clerk of Court

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Enclosure(s)

cc: Mr. Joseph A. Haas
Mr. Wesley Chuck Jacobs
Mr. Gregg Peterman

District Court/Agency Case Number(s): 5:09-cr-50095-JLV-1