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

Michael E. Gans Clerk of Court VOICE (314) 244-2400 FAX (314) 244-2780 www.ca8.uscourts.gov

August 11, 2011

Ms. Marlo Pfister Cadeddu Suite 700 3232 McKinney Avenue Dallas, TX 75204

Mr. Christopher J. Lancaster FEDERAL PUBLIC DEFENDER'S OFFICE 112 Roberts Street, N. Suite 200, Federal Square Fargo, ND 58102-0000

> RE: 10-3269 United States v. Donavan Michael Slagg 10-3369 United States v. Gregory Scott Taylor

Dear Counsel:

The court has issued an opinion in these cases. 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 postsubmission 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 <u>must</u> 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

DMS

cc:

Enclosure(s)

Mr. Robert Ansley Mr. Christopher C. Myers Mr. Donavan Michael Slagg Mr. Gregory Scott Taylor

> District Court/Agency Case Number(s): 3:09-cr-00069-RRE-1 3:09-cr-00069-RRE-9