

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

Thomas F. Eagleton U.S. Courthouse
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St. Louis, Missouri 63102

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Clerk of Court

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April 07, 2011

Mr. John P. Messina
FEDERAL PUBLIC DEFENDER'S OFFICE
Southern District of Iowa
400 Locust Street
340 Capital Square
Des Moines, IA 50309-0000

RE: 10-3289 United States v. Ruben Olivares-Rodriguez

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

DMS

Enclosure(s)

cc: Mr. John H. Lammers
Mr. Ruben Olivares-Rodriguez
Mr. Rob Phelps

District Court/Agency Case Number(s): 5:09-cr-04048-DEO-1