

**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*

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June 18, 2012

Mr. William G. Cole  
U.S. DEPARTMENT OF JUSTICE  
Civil Division, Appellate Staff  
Room 7320  
950 Pennsylvania Avenue, N.W.  
Washington, DC 20530-0001

RE: 10-3753 Jose Gonzalez v. United States

Dear Counsel:

The court today issued an opinion in this case. Judgment in accordance with the opinion was also entered today. 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 45 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 45 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. Thomas M. Bondy  
Mr. Milton A. DeJesus  
Mr. Jose Luis Gonzalez  
Mr. Jim McCormack  
Mr. Clarence Daniel Stripling  
Mr. Ken Swindle

District Court/Agency Case Number(s): 2:05-cv-00269-SWW