

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

January 25, 2012

Mr. Stephen R. McCaughey
MCCAUGHEY & METOS
650
10 W. Broadway
Salt Lake City, UT 84101

RE: 10-3797 United States v. Jesus Fabel Diaz-Pellegaud
10-3828 United States v. Jose Garcia
10-3830 United States v. Jose Enrique Burgos-Valdez
11-1002 United States v. Benjamin Melendez-Rocha

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. Jose Enrique Burgos-Valdez
Mr. Jesus Fabel Diaz-Pellegaud
Mr. Jose Garcia
Mr. John E. Haak
Mr. Joseph A. Haas
Mr. Richard L. Johnson
Ms. Connie Larson

Mr. Benjamin Melendez-Rocha
Mr. Mark E. Salter
Ms. Margaret Ann VandeMore Gillespie
Mr. Thomas James Von Wald

District Court/Agency Case Number(s): 4:09-cr-40029-LLP-23
4:09-cr-40029-LLP-16
4:09-cr-40029-LLP-21
4:09-cr-40029-LLP-27