

**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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**MEMORANDUM**

**TO:** All Counsel of Record

**FROM:** Michael D. Shay

**DATE:** May 21, 2013

**Re:** 11-1460 Michael Nack v. Douglas Walburg

On May 21, 2013 the Court issued an opinion in the referenced appeal. Please replace your opinion with the attached corrected opinion. The original opinion was corrected at page one. The caption was modified to show the Federal Communications Commission as amicus for the appellant.

**cc:** All Circuit Judges  
St. Paul Clerk's Office  
West Publishing  
Missouri Lawyers Weekly

District Court/Agency Case Number(s): 4:10-cv-00478-AGF