

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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August 30, 2013

Mr. Thomas G Hungar
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Suite 300
1050 Connecticut Avenue, N.W.
Washington, DC 20036-5306

RE: 12-3090 ABF Freight System v. IBT, et al

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. T. Merritt Bumpass Jr.
Mr. Geoffrey P. Culbertson
Ms. Wendy Netter Epstein
Mr. Carl H. Gluek
Ms. Melva Harmon
Mr. John F. Hartmann
Mr. Christopher R. Johnson
Mr. Joel D. Johnson
Mr. Robert C. Long
Mr. Robert F. Millman

Mr. Samuel Morris
Mr. Karl G Nelson
Mr. Nicholas H. Patton
Mr. Joshua Z. Rabinovitz
Mr. Michael G. Smith
Mr. Thomas S. Stone
Mr. Porter N. Wilkinson

District Court/Agency Case Number(s): 2:10-cv-02165-SWW