

**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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August 15, 2014

Mr. Charles R. Nestrud
CHISENHALL & NESTRUD
2840 First Commercial Bank Building
400 W. Capitol
Little Rock, AR 72201-0000

RE: 13-1936 El Dorado Chemical Company v. EPA, et al

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 10:00 a.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

JPP

Enclosure(s)

cc: Mr. Jason W. Earley
Ms. Heather Elizabeth Gange
Mr. Christopher R. Johnson
Ms. Heather Goodson Moody
Ms. Jessica O'Donnell
Mr. John Luther Smeltzer

District Court/Agency Case Number(s): 1:11-cv-01059-SOH