

**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**  
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March 13, 2015

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RE: 14-1210 PHL Variable Insurance Company v. Bank of Utah

Dear Sirs:

A published opinion was filed today in the above case.

Counsel who presented argument on behalf of the appellant was Robert Mark Loeb, of Washington, DC. The following attorney(s) appeared on the appellant brief; Thomas Franklin Nelson, of Minneapolis, MN, Timothy Patrick Griffin, of Minneapolis, MN., Philipp Smaylovsky, of New York, NY., Stephen Foresta, of New York, NY., Kadee J. Anderson, of Minneapolis, MN., Khai LeQuang, I, of Irvine, CA., Marc R. Shapiro, of New York, NY., Alec Orenstein, of New York, NY., Nancy E. Harris, of San Francisco, CA., Shaila Rahman Diwan, of New York, NY.

Counsel who presented argument on behalf of the appellee was Thomas F. A. Hetherington, of Houston, TX. The following attorney(s) appeared on the appellee brief; David T. McDowell, of Houston, TX., Jarrett E. Ganer, of Houston, TX, and Hutson Brit Smelley, of Houston, TX.

The following attorney(s) appeared on the amicus brief filed by Institutional Longevity Markets Association in support of Appellant; Robert Lewin, of New York, NY., Boris Ziser, of New York, NY., Thomas R. Weinberger, of New York, NY., Jennifer J. Arbuse, of New York, NY.

The judge who heard the case in the district court was Honorable Ann D. Montgomery. The judgment of the district court was entered on January 28, 2014.

If you have any questions concerning this case, please call this office.

Michael E. Gans  
Clerk of Court

CMD

Enclosure(s)

cc: Lois Law  
MO Lawyers Weekly

District Court/Agency Case Number(s): 0:12-cv-01256-ADM