

# United States Court of Appeals

FOR THE DISTRICT OF COLUMBIA CIRCUIT

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**No. 02-5374**

**September Term, 2003**

**96cv01285**

**Filed On: October 10, 2003 [777858]**

Elouise Pepion Cobell, et al.,  
Appellees

v.

Gale A. Norton, Secretary of the Interior, et al.,  
Appellants

Alan Lee Balaran, Special Master and Joseph S.  
Kieffer, III, Special Master-Monitor,  
Appellees

**BEFORE:** Ginsburg, Chief Judge, and Edwards, Sentelle, Henderson,  
Randolph, Rogers, Tatel, Garland, and Roberts,\* Circuit  
Judges

## **ORDER**

Upon consideration of appellees' petition for rehearing en banc, the response thereto, and the absence of a request by any member of the court for a vote, it is

**ORDERED** that the petition be denied.

## **Per Curiam**

**FOR THE COURT:**  
Mark J. Langer, Clerk

BY:  
Michael C. McGrail  
Deputy Clerk

\* Circuit Judge Roberts did not participate in this matter.