

May 25, 2010

UNITED STATES COURT OF APPEALS Elisabeth A. Shumaker  
FOR THE TENTH CIRCUIT Clerk of Court

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OSAGE NATION,

Plaintiff - Appellant,

v.

No. 09-5050

CONSTANCE IRBY Secretary - Member  
of the Oklahoma Tax Commission, et al.,

Defendants - Appellees.

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OKLAHOMA FARM BUREAU, et al.,

Amici Curiae.

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**ORDER**

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Before **TACHA**, **EBEL**, and **KELLY**, Circuit Judges.

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Appellant's petition for rehearing is denied.

The petition for rehearing en banc was transmitted to all of the judges of the court who are in regular active service. As no member of the panel and no judge in regular

active service on the court requested that the court be polled, that petition is also denied.

Entered for the Court,

A handwritten signature in cursive script, reading "Elisabeth A. Shumaker". The signature is written in black ink and includes a long, sweeping horizontal flourish at the end.

ELISABETH A. SHUMAKER, Clerk