

UNITED STATES COURT OF APPEALS **February 16, 2012**
FOR THE TENTH CIRCUIT **Elisabeth A. Shumaker**
Clerk of Court

STATE OF WYOMING,

Plaintiff - Appellee,

v.

Nos. 08-8061 & 09-8075
(D.C. No. 2:07-CV-0007-CAB)

UNITED STATES DEPARTMENT OF
AGRICULTURE, et al.,

Defendants - Appellants,

BIODIVERSITY CONSERVATION
ALLIANCE, et al.,

Defendant-Intervenors -
Appellants.

COLORADO MINING ASSOCIATION,

Intervenor - Appellee,

STATE OF WASHINGTON, et al.,

Amici Curiae.

ORDER

Before **MURPHY, ANDERSON, and HOLMES**, Circuit Judges.

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, appearing to read "Elisabeth A. Shumaker", followed by a horizontal flourish.

ELISABETH A. SHUMAKER, Clerk