

FILED

United States Court of Appeals  
Tenth Circuit

UNITED STATES COURT OF APPEALS

FOR THE TENTH CIRCUIT

March 14, 2017

Elisabeth A. Shumaker  
Clerk of Court

EL PASO NATURAL GAS COMPANY, a  
Delaware corporation; BURLINGTON  
RESOURCES OIL & GAS COMPANY  
L.P., a Delaware corporation, f/k/a  
Meridian Oil, Inc., f/k/a El Paso  
Exploration Company, f/k/a El Paso  
Production Company,

Petitioners,

v.

BANK OF AMERICA, N.A., as Trustee of  
The Virginia C. Earman Trust, as Trustee  
of the E.M. Woody Trusts A and B, as  
Trustee of the Lillian Austin Trust, as  
Trustee of the Constance S. Geehart Trust,  
as Trustee of the Constance A. Geerhart  
Trust, f/k/a Nations Bank, N.A.; EUGENE  
ALBERT; ELEANOR ALBERT;  
WENDELL ALBERT; MARY  
ARMSTRONG; THE BADGER  
ROYALTY COMPANY; CHARLES K.  
BARNHART; DAVID C. BARNHART;  
LOWELL W. BEACH; BENNETT  
DAUGHTER OIL/GAS TRUST; THE  
BENNETT FAMILY TRUST; WALTER  
BLACKBURN, JR.; W. W. RUTH  
GALLOWAY BLACKBURN; LYNDA  
JONES BLACKWELL; THE ROBERT S.  
BOWERS FAMILY TRUST; BRADLEY  
NOMINEE CORPORATION; GEORGE  
REED BRAINARD; THE GURY R.  
BRAINARD, JR., TRUST; THE JOHN  
SHEPHERD BRAINARD AGENCY;  
FLOREINE L. BURWASH REVOCABLE  
LIVING TRUST UAD, DECEMBER 14,  
1988; JESSIE MAE CAIN; CEREBRAL

No. 16-610  
(D.C. No. 5:16-CV-00743-R)  
(W.D. Okla.)

PALSY OF COLORADO; CHANDLER DAUGHTERS AGENCY TRUST; THE J. A. & LETA M. CHAPMAN CHARITABLE TRUST; THE LETA CHAPMAN MEMORIAL TRUST; THE JOHN K. CLEARY TRUST; THE KATHLEEN CONE TESTAMENTARY TRUST; GLENNA CORNELIUS TRUST; THE BEVERLY A. DAGLEISH IRREVOCABLE TRUST; JEANNE DARNELL; NICKY FRANCIS DARNELL; THE BARBARA L. DEVINE IRREVOCABLE TRUST; GENARY JANET DORGAN; MAXLYN J. EDWARDS; VIRGINIA SUE ENTRIKEN; THE CONSUELO ISABEL GONZALES TRUST; MELBA FAY GUILLES; CLARIENE HAGGARD LOVING TRUST; TRUSTEES OF THE ELVYN HAGGARD LOVING TRUST; ELVYN HAGGARD, as Administrator of the Glendean Haggard Estate; HAMILL ENERGY CO.; ANNE B. HANNAH-ROY, Trustee of the Anne B. Hannah-Boy Trust; GALE L. HARRIS; THE LANGDON D. HARRISON REVOCABLE TRUST; IRIS HENSON, (Hutton); ARVIL L. HENSON; FLOYD EDWARD HILDERBRANDT; FLOYD E. HILDERBRANDT; THE JAMES J. HILL, III, REVOCABLE TRUST; HIRZEL, INC.; MARY ISABEL HOFFMAN; CHRISTOPHER HOFFMANN; WILLIAM HOFFMANN; ELDON HOWARD; JANICE HOWARD; JACK ALAN JACKSON; LLOYD JACKSON; TOM M. JOHNSON; BARNEY L. JONES; MYRTLE I. JONES; BERYL D. JONES; JANICE L. JONES; BOBBY E. JONES; JACKIE JONES; CLIFFORD E. JONES; HELEN M. JONES; GLEN JONES AND DELLA MAE JONES IRREVOCABLE FAMILY TRUST;

ROSA JONES; TRAVIS JONES; LOUISE JONES; HEATHER M. KALB; MARIE C. KAMPHAUS; DR. KEM KELLY; RAYMOND B. KEATING, Trustee UTA Donald G. MacDonall, Deceased; J. ROBERT W. LAKEY, Trustee of the Lakey Irrevocable Trust; THE LLOYD COMPANY; THE LAMAR LUNT TRUST; HOWARD A. MARTIN, JR.; J. B. MARTIN AND DORA F. MARTIN FAMILY TRUST; JOHN V. MCCARTHY; BRAD CLINT GILBERT, Successors to the Hazel Melvin Estate; STEVE DON GILBERT, Successors to the Hazel Melvin Estate; THE JOHN LAWRENCE MILLS TRUST C; THE ANN J. MITCHELL TRUST; ANNE MARIE MITCHELL; GRETCHEN MORAN; THE W. MORAN TRUST C; NAOMA MORRIS, Trustee of the Naomi Sally Morris 1983 Revocable Trust; FRED L. MORTON; PATRICIA ANN MORTON; WILLIAM VERNON MORTON; DOROTHY JEAN MORTON; H. H. MUNDY TRUST FBO SALLY JO MUNDY; EVERETT B. MUSIC, SR.; WILDA M. MUSIC; EVERRETT B. MUSIC, JR.; EUGENE MUSIC; CARLA THOMAS NEELY; LAURA JANE NEILL; ANN NIECE; BETTY L. O'LEARY; RILEY LOYD OAKS; OKLAHOMA CITY UNIVERSITY ENDOWMENT AND UNRESTRICTED; THE OKLAHOMA MEDICAL RESEARCH FOUNDATION; THE PARKES MINERAL TRUST; CLORENE PRICE; VINETA PRICE; THE LON AND VIRGINIA PUTNAM REVOCABLE TRUST; G. L. QUIGLEY, (Shortie); LEO QUIGLEY; THE REVA COMPANY; NANCY L. RHODES BOUNDS; THE RITTS ROYALTY COMPANY; DONNA MARIE ROBERTSON; JOSEPH E.

ROBINSON; THE MAURICE E. ROBINSON TRUST; THE RUSSELL REVOCABLE TRUST FBO MARK APPLEBY; THE RUSSELL REVOCABLE TRUST FBO TODD APPLEBY; THE RUSSELL REVOCABLE TRUST FBO CATHERINE APPLEBY NEWMAN; THE RUSSELL REVOCABLE TRUST FBO JULIA SCANNELL; JOSE M. SANCHEZ; P. ELENA SANCHEZ; PHILIP L. SANCHEZ; SANDRA C. SANCHEZ; DEBBIE SHERIDAN; THE NATALIE SIEGEL DIRECTED IRA; AMALIA SENA; THE CARLOS M. SENA/SANCHEZ FAMILY AGENCY; JOSE N. SENA; MONICA SENA; ANNA BELL SMITH; JUDY JONES SMITH; RAYMOND B. KEATING, Trustee of the Campbell Smith Trust; DOROTHY E. SMITH; MARILYN SMITH BRANCH, Trustee of the Marilyn Smith Branch Trust; MARILYN SMITH BRANCH, Trustee of the Smith Family Trust; RAYMOND B. KEATING, Trustee of the William N. Smith, Jr, Trust; RAYMOND B. KEATING, Trustee of the Robert K. Smith Trust; THE WILLIAM N. SMITH TRUST FBO ANN FOSS; THE WILLIAM N. SMITH TRUST FBO J. MENDOZA; JILL SOENS; JOHN PAT SPRADLIN; BERNICE RAY SULLINS; BELINDA CARPENTER SULLIVAN; JOHNE C. THOMAS; DARLENE F. THOMAS; THE J. MELTON AND LITITIA THOMAS FAMILY TRUST; THE TIPTON HOME; ROBERT W. UMBACH CANCER FOUNDATION; GEORGE UMBACH; JOSEPH M. VICTORY; THE RITA L. WILLS TRUST,

Respondents.

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**ORDER**

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The stipulation filed by the parties to dismiss the captioned appeal is granted.

Each party shall bear its own costs.

Entered for the Court

A handwritten signature in black ink, reading "Elisabeth A. Shumaker", with a long horizontal flourish extending to the right.

ELISABETH A. SHUMAKER, Clerk