

Filed: February 8, 2016

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 15-1166
(5:13-cv-00152-JPB)

K & D HOLDINGS, LLC,

Plaintiff - Appellee,

v.

EQUITRANS, L.P.; EQT PRODUCTION COMPANY,

Defendants - Appellants,

and

EQT CORP. a/k/a Equitrans, Inc.,

Defendant.

O R D E R

Upon Appellants' motion for publication of the Court's opinion,

IT IS ORDERED that the motion to publish is granted.

The Court amends its opinion filed December 28, 2015, as follows:

On the cover sheet, section 1 -- the status is changed from "UNPUBLISHED" to "PUBLISHED."

On the cover sheet, section 6 -- the status line is changed to read, "Reversed and remanded with instructions by published opinion." The following sentence is added: "Judge Duncan wrote the opinion, in which Judge Niemeyer and Judge Agee joined."

On the cover sheet -- the reference to the use of unpublished opinions as precedent is deleted.

On page 3 -- the heading "PER CURIAM" is deleted and is replaced with "DUNCAN, Circuit Judge."

For the Court - By Direction

/s/ Patricia S. Connor
Clerk