

United States Court of Appeals
For The Eighth Circuit
Thomas F. Eagleton U.S. Courthouse
111 South 10th Street, Room 24.329
St. Louis, Missouri 63102

Stephanie N. O'Banion
Acting Clerk of Court

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April 05, 2024

Darrell Smith
FEDERAL PRISON CAMP
16355-029
P.O. Box 1000
Duluth, MN 55814-0000

RE: 23-2620 Darrell Smith v. B. Eischen, Warden

Dear Darrell Smith:

The court today issued an opinion in this case. Judgment in accordance with the opinion was also entered today.

Please review [Federal Rules of Appellate Procedure](#) and the [Eighth Circuit Rules](#) on post-submission procedure to ensure that any contemplated filing is timely and in compliance with the rules. Note particularly that petitions for rehearing and petitions for rehearing en banc must be received in the clerk's office within 45 days of the date of the entry of judgment. Counsel-filed petitions must be filed electronically in CM/ECF. Paper copies are not required. Except as provided by Rule 25(a)(2)(iii) of the Federal Rules of Appellate Procedure, no grace period for mailing is allowed. Any petition for rehearing or petition for rehearing en banc which is not received within the 45 day period for filing permitted by FRAP 40 may be denied as untimely.

Stephanie N. O'Banion
Acting Clerk of Court

CRJ

Enclosure(s)

cc: Honorable Nancy Ellen Brasel
Clerk, U.S. District Court, District of Minnesota
Honorable Dulce J. Foster
Adam J. Hoskins
Ana H. Voss

District Court/Agency Case Number(s): 0:22-cv-01704-NEB