

UNITED STATES COURT OF APPEALS  
FOR THE TENTH CIRCUIT

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BY \_\_\_\_\_ TIME \_\_\_\_\_

CHEROKEE NATION OF  
OKLAHOMA; SHOSHONE-PAIUTE  
TRIBES OF THE DUCK VALLEY  
RESERVATION, on behalf of themselves  
and all others similarly situated,

Plaintiffs - Appellants,

v.

No. 01-7106

TOMMY G. THOMPSON, Secretary of  
Health and Human Services; MICHAEL  
H. TRUJILLO, Director of the Indian  
Health Service, United States Department  
of Health and Human Services,

Defendants - Appellees.

ORDER

Filed January 22, 2003

Before MURPHY, ANDERSON and BALDOCK, Circuit Judges.

Appellants' petition for rehearing is denied.<sup>1</sup>

<sup>1</sup>Movants' motions for leave to become an amici curiae supporting the appellants' petition for rehearing filed by the Ramah Navajo Chapter, Ogalala Sioux Tribe, Ramah  
(continued...)

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, the en banc petition is also denied.

Entered for the Court  
PATRICK FISHER, Clerk of Court

by:   
Deputy Clerk

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<sup>1</sup>(...continued)

Navajo School Board, Inc., National Congress of the American Indians, Norton Sound Health Corporation, Arctic Slope Native Association, Aleutian/Pribilof Islands Association, Bristol Bay Area Health Corporation, Tanana Chiefs Conference, Kodiak Area Native Association, Southeast Alaska Regional Health Corporation and the Metlakatla Indian Community are denied.