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Bowers v. Natl Collegiate

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PRECEDENTIAL

UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT

Nos. 05-2262, 05-2268, 05-2269 and 05-2426

KATHLEEN BOWERS,
Appellant, No. 05-2269

v.

THE NATIONAL COLLEGIATE ATHLETIC ASSOCIATION,
as an Association and a Representative
of its Member Schools, a/k/a NCAA;
TEMPLE UNIVERSITY;
UNIVERSITY OF IOWA

*Barbara E. Ransom,
Appellant, No. 05-2262

*Richard L. Bazelon,
Appellant, No. 05-2268

*(Pursuant to FRAP 12(a))

University of Iowa,
Appellant, No. 05-2426

On Appeal from the United States District Court
for the District of New Jersey
(D.C. No. 97-cv-02600)
District Judge: Honorable Jerome B. Simandle

Argued September 11, 2006
Before: FUENTES, FISHER and BRIGHT,* *Circuit Judges.*

ORDER AMENDING OPINION

IT IS HEREBY ORDERED that the opinion in the above case, filed February 1, 2007, be amended as follows:

Page 31, first full paragraph, second sentence, which read:

The District Court was clearly correct in finding that the failure by Bowers and attorneys for Bowers to turn over information regarding his subsequent treatments with physicians for drug addiction from Fall 1998 until his death was willful and in bad faith.

shall read:

The District Court was clearly correct in finding that the failure by Bowers to turn over information regarding his subsequent treatments with physicians for drug addiction from Fall 1998 until his death was willful and in bad faith.

By the Court,

/s/ D. Michael Fisher

Circuit Judge

Dated: March 8, 2007

*The Honorable Myron H. Bright, United States Circuit Judge for the Eighth Circuit, sitting by designation.