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12-9-1996

# Humphreys v. DEA

Precedential or Non-Precedential:

Docket 96-3099

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UNITED STATES COURT OF APPEALS  
FOR THE THIRD CIRCUIT

No. 96-3099

EARL A. HUMPHREYS, M.D.,  
Petitioner

v.

DRUG ENFORCEMENT ADMINISTRATION,  
Respondent.

On the motion of the Drug Enforcement Administration to vacate the September 17, 1996 decision and dismiss the appeal as moot.

Present:Becker, Stapleton, and Michel,\* Circuit Judges

ORDER

This cause came on to be heard on the motion of the Drug Enforcement Administration to vacate the September 17, 1996 decision and to dismiss the appeal as moot.

On consideration whereof, and in accordance with the panel's written decision it is here ordered and adjudged by this Court that the motion to vacate the September 17, 1996 panel decision as moot and to dismiss the appeal is denied. The Drug Enforcement Agency shall have 14 days from the date of this order

\*Hon. Paul R. Michel, United States Circuit Judge for the Federal Circuit, sitting by designation.

in which to file a petition for rehearing and/or rehearing en banc.

ATTEST:

Chief Deputy Clerk

Dated: December 9, 1996