

# **EXHIBIT B**

**UNITED STATES COURT OF APPEALS**  
**FOR THE TENTH CIRCUIT**

**October 10, 2017**

**Elisabeth A. Shumaker**  
**Clerk of Court**

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DONNIE LOWE,

Plaintiff - Appellee,

v.

No. 16-1300

RICK RAEMISCH, in his individual and  
official capacities as Executive Director of  
the Colorado Department of Corrections, et  
al.,

Defendants - Appellants.

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**ORDER**

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Before **TYMKOVICH**, Chief Judge, **BACHARACH**, and **MORITZ**, Circuit Judges.

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Appellee's 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 petition for rehearing en banc is denied.

Entered for the Court



ELISABETH A. SHUMAKER, Clerk