

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

No: 17-2843

Robert Earl Clayborne, Jr.

Petitioner - Appellant

v.

State of Nebraska

Respondent - Appellee

Appeal from U.S. District Court for the District of Nebraska - Omaha
(8:15-cv-00378-RGK)

JUDGMENT

Before LOKEN, BOWMAN and COLLOTON, Circuit Judges.

The appeal is dismissed. See *United States v. Lambros*, 404 F.3d 1034, 1036 (8th Cir. 2005).

December 07, 2017

Order Entered at the Direction of the Court:
Clerk, U.S. Court of Appeals, Eighth Circuit.

/s/ Michael E. Gans

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Appellant

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State of Nebraska

Appellee

Appeal from U.S. District Court for the District of Nebraska - Omaha
(8:15-cv-00378-RGK)

ORDER

The petition for rehearing en banc is denied. The petition for rehearing by the panel is also denied.

February 08, 2018

Order Entered at the Direction of the Court:
Clerk, U.S. Court of Appeals, Eighth Circuit.

/s/ Michael E. Gans

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

ROBERT E. CLAYBORNE JR.,)	
)	
Petitioner,)	8:15CV378
)	
v.)	
)	
STATE OF NEBRASKA,)	ORDER
)	
Respondent.)	
_____)	

IT IS ORDERED that Petitioner's "Motion for Relief From a Judgment or Order Under Federal Rules of Civil Procedure Rule 60" (filing no. 28) is denied.

DATED this 24th day of July, 2017.

BY THE COURT:

s/ Richard G. Kopf
Senior United States District Judge

**Additional material
from this filing is
available in the
Clerk's Office.**