

FILED

United States Court of Appeals
Tenth Circuit

UNITED STATES COURT OF APPEALS

FOR THE TENTH CIRCUIT

August 17, 2018

Elisabeth A. Shumaker
Clerk of Court

KEVIN RAY UNDERWOOD,

Petitioner - Appellant,

v.

No. 16-6262

MIKE CARPENTER, Interim Warden,
Oklahoma State Penitentiary,

Respondent - Appellee.

ORDER

Before **MATHESON, KELLY, and BACHARACH**, Circuit Judges.

Appellant's petition for rehearing is denied.

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, that petition is also denied.

Entered for the Court



ELISABETH A. SHUMAKER, Clerk