

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

No: 15-3849

Timothy Wayne Kemp

Appellant

v.

Wendy Kelley, Director, Arkansas Department of Correction

Appellee

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Appeal from U.S. District Court for the Eastern District of Arkansas - Pine Bluff  
(5:03-cv-00055-DPM)

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**ORDER**

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

Judge Kelly would grant the petition for rehearing *en banc*.

August 28, 2019

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

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/s/ Michael E. Gans