

IN THE
Supreme Court of the United States

DAVID ALAN SCHUM

Petitioner - Applicant

Exhibit 1

D.C. Court of Appeals Judgment dated July 7, 2017

United States Court of Appeals
FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 16-1376**September Term, 2016****FCC-16-126****Filed On: July 7, 2017**

David Alan Schum,

Appellant

v.

Federal Communications Commission,

Appellee

**ON APPEAL FROM AN ORDER OF THE FEDERAL COMMUNICATIONS
COMMISSION**

BEFORE: Tatel, Brown, and Wilkins, Circuit Judges

J U D G M E N T

This appeal of an order of the Federal Communications Commission was considered on the briefs filed by the parties. See Fed. R. App. P. 34(a)(2); D.C. Cir. Rule 34(j). Upon consideration of the foregoing and appellant's motion to supplement the record on appeal, the corrected response thereto, and the reply, it is

ORDERED that the motion to supplement the record be granted with respect to the materials cited by the appellant to support his standing claim. See Sierra Club v. EPA, 292 F.3d 895, 899 (D.C. Cir. 2010); D.C. Cir. Rule 28(a)(7). The motion is otherwise denied. It is

FURTHER ORDERED AND ADJUDGED that the appeal be dismissed for lack of standing. The appellant has not alleged facts demonstrating that the appellee has caused him an injury in fact that is redressable by the court, which are the "irreducible constitutional minimum" requirements for standing. Ranger Cellular v. FCC, 348 F.3d 1044, 1048-49 (D.C. Cir. 2003) (quoting Bennett v. Spear, 520 U.S. 154, 167 (1997)). This court previously held that the appellant lacked standing to challenge a prior assignment of the two radio station licenses at issue, Schum v. FCC, 617 F. App'x 5 (D.C. Cir. 2015) (per curiam), and he likewise lacks standing to challenge the subsequent assignments at issue here.

United States Court of Appeals
FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 16-1376

September Term, 2016

Pursuant to D.C. Circuit Rule 36, this disposition will not be published. The Clerk is directed to withhold issuance of the mandate herein until seven days after resolution of any timely petition for rehearing or petition for rehearing en banc. See Fed. R. App. P. 41(b); D.C. Cir. Rule 41.

Per Curiam

IN THE
Supreme Court of the United States

DAVID ALAN SCHUM

Petitioner - Applicant

Exhibit 2

D.C. Court of Appeals Panel Order dated September 28, 2017

United States Court of Appeals
FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 16-1376

September Term, 2017

FCC-16-126

Filed On: September 28, 2017

David Alan Schum,

Appellant

v.

Federal Communications Commission,

Appellee

BEFORE: Tatel and Wilkins, Circuit Judges

ORDER

Upon consideration of the petition for rehearing, it is

ORDERED that the petition be denied.

Per Curiam

FOR THE COURT:

Mark J. Langer, Clerk

BY: /s/

Ken Meadows

Deputy Clerk

IN THE
Supreme Court of the United States

DAVID ALAN SCHUM

Petitioner - Applicant

Exhibit 3

D.C. Court of Appeals en banc Order dated September 28, 2017

United States Court of Appeals
FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 16-1376**September Term, 2017****FCC-16-126****Filed On: September 28, 2017**

David Alan Schum,

Appellant

v.

Federal Communications Commission,

Appellee

BEFORE: Garland, Chief Judge, and Henderson, Rogers, Tatel, Griffith,
Kavanaugh, Srinivasan, Millett, Pillard, and Wilkins, Circuit Judges

ORDER

Upon consideration of the petition for rehearing en banc, and the absence of a request by any member of the court for a vote, it is

ORDERED that the petition be denied.

Per Curiam

FOR THE COURT:

Mark J. Langer, Clerk

BY: /s/
Ken Meadows
Deputy Clerk