

IN THE
SUPREME COURT OF THE UNITED STATES

McCarthy v. United States of America

On Petition for Writ of Certiorari to the
United States Court of Appeals for the Tenth Circuit

ATTACHMENT B

FILED
United States Court of Appeals
Tenth Circuit

UNITED STATES COURT OF APPEALS
FOR THE TENTH CIRCUIT

July 17, 2026

Christopher M. Wolpert
Clerk of Court

UNITED STATES OF AMERICA,

Plaintiff - Appellant,

v.

BRANDON DAVID MCCARTHY;
RACHEL CHRISTINE MCCARTHY,

Defendants - Appellees.

No. 25-5026
(D.C. No. 4:23-CR-00359-SEH-1)
(N.D. Okla.)

ORDER

Before **HARTZ**, **TYMKOVICH**, and **EID**, Circuit Judges.

Appellee'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.

Appellee's *Motion for Leave To File Reply* to Appellant's response to the petition for rehearing (Dkt. No. 62) is granted and the reply is filed as submitted (Dkt. No. 63).

Entered for the Court

Per Curiam