

FILED

United States Court of Appeals
Tenth Circuit

UNITED STATES COURT OF APPEALS

FOR THE TENTH CIRCUIT

January 22, 2019

Elisabeth A. Shumaker
Clerk of Court

UNITED STATES OF AMERICA,

Plaintiff - Appellee.

v.

RAPOWER-3, LLC, et al.,

Defendants - Appellants.

Nos. 18-4119 & 18-4150

ORDER

These matters are before the court on *Defendants-Appellants' Motion to File Unconventional Appendix Exhibits*, which is construed as a motion for an exemption from the electronic appendix requirements for two exhibits—an aerial video and an Excel spreadsheet—that cannot be scanned or converted to functional pdf documents. *See* 10th Cir. R. 30.3(A). The motion is unopposed.

Upon consideration and as construed, the motion is granted. Appellants may submit the exhibits on either a CD or a DVD. Concurrently with the paper copies of their opening brief and appendix, Appellant shall provide the court with 3 identical copies of the CD or DVD. Each copy must be clearly labeled with the case name and both appeal

numbers.

Entered for the Court
ELISABETH A. SHUMAKER, Clerk

A handwritten signature in black ink, appearing to read "Jane K. Castro", with a long horizontal flourish extending to the right.

by: Jane K. Castro
Counsel to the Clerk