

UNITED STATES COURT OF APPEALS
FOR THE TENTH CIRCUIT

DAN YATES,

Plaintiff-Appellant,

v.

No. 06-1378

ANGELA ARKIN, in her individual and
official capacities, et al.,


Defendants-Appellees.

ORDER

Filed February 6, 2007

This matter is before the court on Appellant's *Reservation of Rights Pursuant To Article III*. We have construed this pleading as a motion to reconsider this court's order dated January 31, 2007. In that order, the court denied appellant's motion to strike appellees' joint answer brief. As construed, the motion to reconsider is referred to the panel of judges who will consider this appeal on the merits.

Entered for the Court


ELISABETH A. SHUMAKER
Clerk of Court