

**United States Court of Appeals**  
FOR THE DISTRICT OF COLUMBIA CIRCUIT

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**No. 17-1246**

**September Term, 2020**

**AGRI-HPA17-0123**

**Filed On:** April 13, 2021

Joe Fleming, Individually, and as Joe Fleming  
Stables,

Petitioner

v.

United States Department of Agriculture,

Respondent

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Consolidated with 17-1249, 17-1250

**BEFORE:** Srinivasan, Chief Judge; and Katsas and Rao, Circuit Judges

**ORDER**

Upon consideration of the petitioners' petition for panel rehearing filed on April 1, 2021, it is

**ORDERED** that the petition be denied.

**Per Curiam**

**FOR THE COURT:**  
Mark J. Langer, Clerk

BY: /s/  
Kathryn D. Lovett  
Deputy Clerk

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v.

United States Department of Agriculture,

Respondent

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Consolidated with 17-1249, 17-1250

**BEFORE:** Srinivasan, Chief Judge; Henderson, Rogers, Tatel, Millett, Pillard,  
Wilkins, Katsas, Rao, and Walker, Circuit Judges

**ORDER**

Upon consideration of petitioners' 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/  
Kathryn D. Lovett  
Deputy Clerk