

FILED

UNITED STATES COURT OF APPEALS

SEP 23 2009

FOR THE NINTH CIRCUIT

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

In re: EXXON VALDEZ,

No. 07-35794

In Re,

D.C. No. CV-89-00095-HRH

District of Alaska,

Anchorage

POLAR EQUIPMENT INC., dba Cook
Inlet Processing, Inc.,

ORDER

Plaintiff - Appellant,

RICHARD - NEWBY; MIKE LOPEZ;
THEODORE JEWELL; LARRY
POWERS EAGLE FISHERIES, L.P.A.;
ESTATE OF SEWARD SHEA AND
STEVE COPELAND; SEA HAWK
SEAFOODS, INC.; PLAINTIFFS'
LIAISON COUNSEL, CO-LEAD
COUNSEL OR LEAD TRIAL
COUNSEL; OTHER PLAINTIFFS IN
CONSOLIDATED CASES,

Plaintiffs - Appellants,

and

NAUTILUS MARINE ENTERPRISES,
INC.,

Plaintiff - Appellant,

v.

EXXON MOBIL CORP.; EXXON

SHIPPING CO.,

Defendants - Appellees.

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In Re,

No. 07-35796

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POLAR EQUIPMENT INC., dba Cook
Inlet Processing, Inc.,

Plaintiff - Appellant,

and

NAUTILUS MARINE ENTERPRISES,
INC.,

Plaintiff - Appellant,

RICHARD - NEWBY; MIKE LOPEZ;
THEODORE JEWELL; LARRY
POWERS EAGLE FISHERIES, L.P.A.;
ESTATE OF SEWARD SHEA AND
STEVE COPELAND; SEA HAWK
SEAFOODS, INC.; PLAINTIFFS'
LIAISON COUNSEL, CO-LEAD
COUNSEL OR LEAD TRIAL
COUNSEL; OTHER PLAINTIFFS IN
CONSOLIDATED CASES,

Plaintiffs - Appellants,

v.

EXXON MOBIL CORP; EXXON
SHIPPING CO.,

Defendants - Appellees.

Before: SCHROEDER, KLEINFELD and THOMAS, Circuit Judges.

The panel has voted to deny Plaintiffs-Appellants' consolidated petition for panel rehearing and petition for rehearing en banc and has further voted to deny Plaintiffs-Appellants' motion to supplement the record as to the petition for rehearing en banc.

The full court has been advised of the petition for rehearing en banc and no judge has requested a vote on whether to rehear the matter en banc. Fed. R. App. P. 35.

The petition for panel rehearing and the petition for rehearing en banc are denied.