

UNITED STATES COURT OF APPEALS  
FOR THE THIRD CIRCUIT

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No. 12-4216

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KRISTIE BELL; JOAN LUPPE,  
Appellants

v.

CHESWICK GENERATING STATION, GENON POWER MIDWEST, L.P.

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(W.D. Pa. No. 2-12-cv-00929)

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SUR PETITION FOR REHEARING

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Present: McKEE, Chief Judge, RENDELL, AMBRO, FUENTES, SMITH, FISHER,  
CHAGARES, JORDAN, HARDIMAN, GREENAWAY, JR., VANASKIE and  
SHWARTZ, Circuit Judges

The petition for rehearing filed by Cheswick Generating Station, Genon Power Midwest, L.P., appellee in the above-entitled case, having been submitted to the judges who participated in the decision of this Court and to all the other available circuit judges of the circuit in regular active service, and no judge who concurred in the decision having asked for rehearing, and a majority of the judges of the circuit in regular service not

having voted for rehearing, the petition for rehearing by the panel and the Court en banc,  
is denied.

BY THE COURT,

*/s/ Julio M. Fuentes*

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Circuit Judge

Dated: September 23, 2013

TMK/smw/cc: James E. DePasquale, Esq.  
Peter W. Macuga, Esq.  
Scott C. Oostdyk, Esq.  
Paul K. Stockman, Esq.  
Makram B. Jaber, Esq.  
Allison D. Wood, Esq.