

United States Court of Appeals  
for the Fifth Circuit

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No. 22-40158

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BG GULF COAST LNG, L.L.C.; PHILLIPS 66 COMPANY,

*Plaintiffs—Appellants,*

*versus*

SABINE-NECHES NAVIGATION DISTRICT OF JEFFERSON  
COUNTY, TEXAS,

*Defendant—Appellee.*

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Appeal from the United States District Court  
for the Eastern District of Texas  
USDC No. 1:21-CV-470

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ON PETITION FOR REHEARING  
AND REHEARING EN BANC

Before STEWART, ELROD, and GRAVES, *Circuit Judges.*

PER CURIAM:

The petition for panel rehearing is DENIED. Because no member of the panel or judge in regular active service requested that the court be polled on rehearing en banc (FED. R. APP. P. 35 and 5TH CIR. R. 35), the petition for rehearing en banc is DENIED.

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\*Judge Carolyn Dineen King, Jacques L. Wiener, Jr., James L. Dennis, did not participate in the consideration of the rehearing en banc.