

FILED: September 2, 2014

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 13-1360
(1:02-cv-00373-NCT-LPA)

RICHARD G. TATUM, individually and on behalf of a class of all other persons
similarly situated

Plaintiff - Appellant

v.

RJR PENSION INVESTMENT COMMITTEE; RJR EMPLOYEE BENEFITS
COMMITTEE; R.J. REYNOLDS TOBACCO HOLDINGS, INC.; R. J.
REYNOLDS TOBACCO COMPANY

Defendants - Appellees

AARP; NATIONAL EMPLOYMENT LAWYERS ASSOCIATION; THOMAS E.
PEREZ, Secretary of the United States Department of Labor

Amici Supporting Appellant

CHAMBER OF COMMERCE OF THE UNITED STATES OF AMERICA;
AMERICAN BENEFITS COUNCIL

Amici Supporting Appellees

O R D E R

Upon consideration of submissions relative to the motion for leave to file brief amici curiae of The Chamber of Commerce of the United States of America and American Benefits Council urging rehearing en banc, the Court grants the motion.

For the Court

/s/ Patricia S. Connor, Clerk