

**UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT**

No. 01-30173

**UNITED STATES OF AMERICA,
Plaintiff-Appellee**

v.

**JAMES HARVEY BROWN, also known as Jim Brown
Defendant-Appellant**

On Appeal from the United States District
Court for the Middle District of Louisiana
Crim. Docket No. 99-151-B-M2

CERTIFICATE OF INTERESTED PERSONS

The undersigned counsel of record certifies that the following listed persons have an interest in the outcome of this case. These representations are made in order that the judges of this Court may evaluate possible disqualification or recusal.

James Harvey Brown

William H. Jeffress, Jr.
Attorney of Record for Defendant-Appellant
James Harvey Brown

REQUEST FOR ORAL ARGUMENT

Because of the number and importance of legal issues raised in this appeal, and because the familiarity of counsel with the record will assist the Court in its resolution of the matter, Defendant-Appellant respectfully requests oral argument.

CERTIFICATE OF SERVICE

I hereby certify that two copies of Appellant's Petition for Rehearing En Banc were sent by first class mail, postage prepaid, this 4th day of September, 2002, to Stephen A. Higginson, Assistant United States Attorney, 501 Magazine Street, Room 210 New Orleans, LA 70130.

William H. Jeffress, Jr.

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AMENDED CERTIFICATE OF COMPLIANCE

Pursuant to 5th Cir. Rule 32.2 and .3, the undersigned certifies this brief complies with the type-volume limitations of Fed. R. App. P. 32(a)(7).

1. By Order of this Court, Defendant-Appellant was allowed to file a brief of not more than 18,500 words. Exclusive of the exempted portions in 5th Cir. R. 32.2, the brief contains 18,832 words.

2. The brief has been prepared in proportionally spaced typeface using Microsoft Word 97 software, in 12-point Times New Roman font.

3. The undersigned understands that a material misrepresentation in completing this certificate, or circumvention of the type-volume limits in Fed. R.

App. P. 32 (a)(7), may result in the court's striking the brief and imposing sanctions against the person signing the brief.

William H. Jeffress, Jr.