

REVISED 04/30/12

IN THE UNITED STATES COURT OF APPEALS

FOR THE FIFTH CIRCUIT

United States Court of Appeals  
Fifth Circuit

**FILED**

April 26, 2012

\_\_\_\_\_  
No. 10-20868  
\_\_\_\_\_

Lyle W. Cayce  
Clerk

ACCESS MEDIQUIP L.L.C., a Texas Limited Liability Company,

Plaintiff - Appellant

v.

UNITEDHEALTHCARE INSURANCE COMPANY, A Connecticut  
Corporation,

Defendant - Appellee

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Appeals from the United States District Court for the  
Southern District of Texas, Houston  
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ON PETITIONS FOR REHEARING AND REHEARING EN BANC

(Opinion November 8, 2011, 5 Cir., 2011, 662 F.3d 376)

Before JONES, Chief Judge, JOLLY, DAVIS, SMITH, GARZA, STEWART,  
DENNIS, CLEMENT, PRADO, OWEN, ELROD, SOUTHWICK, HAYNES,  
GRAVES and HIGGINSON, Circuit Judges.<sup>1</sup>

BY THE COURT:

A member of the court having requested a poll on the petition for

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<sup>1</sup>Judge King did not participate.

rehearing en banc, and a majority of the circuit judges in regular active service and not disqualified having voted in favor,

IT IS ORDERED that this cause shall be reheard by the court en banc with oral argument on a date hereafter to be fixed. The Clerk will specify at a later date a briefing schedule for the filing of supplemental briefs.