

United States Court of Appeals

For the Seventh Circuit

Chicago, Illinois 60604

NOTICE OF ISSUANCE OF MANDATE

FILED
SEP 30 2005
CLERK, U.S. DISTRICT COURT
SOUTHERN DISTRICT OF ILLINOIS
EAST ST. LOUIS OFFICE

DATE: September 28, 2005

TO: Norbert G. Jaworski
United States District Court
Southern District of Illinois
Room 142
750 Missouri Avenue
P.O. Box 186
East St. Louis, IL 62202

FROM: Gino J. Agnello, Clerk

RE: 03-3318
Westefer, Robert v. Snyder, Donald
00 C 162, G. Patrick Murphy, Chief Judge

Herewith is the mandate of this court in this appeal, along with the Bill of Costs, if any. A certified copy of the opinion/order of the court and judgment, if any, and any direction as to costs shall constitute the mandate.

☐ No record filed

☒ Original record on appeal consisting of:

ENCLOSED:

TO BE RETURNED AT LATER DATE:

☒ [3]	Volumes of pleadings	☐ []
☒ [3]	Volumes of loose pleadings	☐ []
☒ [1]	Volumes of transcripts	☐ []
☐ []	Volumes of exhibits	☐ []
☐ []	Volumes of depositions	☐ []
☐ []	In Camera material	☐ []
☐ []	Other _____	☐ []

Record being retained for use _____ ☐ []
in Appeal No. _____

Copies of this notice sent to: Counsel of record
☐ [] United States Marshal
☐ [] United States Probation Office

NOTE TO COUNSEL:

If any physical and large documentary exhibits have been filed in the above-entitled cause, they are to be withdrawn ten days from the date of this notice. Exhibits not withdrawn during this period will be disposed of.

Please acknowledge receipt of these documents on the enclosed copy of this notice.

Received above mandate and record, if any, from the Clerk, U.S.
Court of Appeals for the Seventh Circuit.

Date: _____
(1071-120397)

Deputy Clerk, U.S. District Court

United States Court of Appeals

For the Seventh Circuit

Chicago, Illinois 60604

JUDGMENT - WITH ORAL ARGUMENT

CERTIFIED COPY

CERTIFIED COPY

Date: September 6, 2005

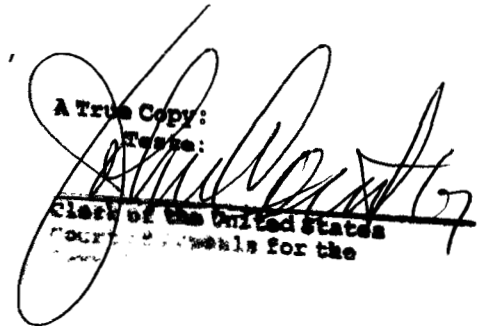
BEFORE: Honorable RICHARD D. CUDAHY, Circuit Judge
 Honorable KENNETH F. RIPPLE, Circuit Judge
 Honorable TERENCE T. EVANS, Circuit Judge

No. 03-3318

ROBERT WESTEFER, MARK VONPERBANDT, ALEJANDRO VILLAZANA, et al.,
 Plaintiffs - Appellants
v.

DONALD SNYDER, ODIE WASHINGTON, MICHAEL V. NEAL, et al.,
 Defendants - Appellees

Appeal from the United States District Court for the
Southern District of Illinois
No. 00 C 162, G. Patrick Murphy, Chief Judge

A True Copy:
Teste:

Clerk of the United States
Court of Appeals for the

The judgment of the district court is AFFIRMED with respect to all claims but the retaliation claim and the due process claim. With respect to these claims, the judgment of the district court is REVERSED and the case is REMANDED for proceedings consistent with this opinion. The parties shall bear their own costs on this appeal. The above is in accordance with the decision of this court entered on this date.

(1061-110393)