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**United States Court of Appeals
For the First Circuit**

No. 15-1914

WALTER TUVELL
Plaintiff — Appellant

v.

INTERNATIONAL BUSINESS MACHINES, INC.
Defendant — Appellee

Before

Howard, Chief Judge,
Torruella, Lynch, Thompson, and Kayatta,
Circuit Judges.

ORDER OF COURT

Entered: June 15, 2016

The petition for rehearing having been denied by the panel of judges who decided the case, and the petition for rehearing en banc having been submitted to the active judges of this court and a majority of the judges not having voted that the case be heard en banc, it is ordered that the petition for rehearing and the petition for rehearing en banc be denied.

By the Court:

Appellate (Panel & En Banc) Denial of Rehearing

/s/ Margaret Carter, Clerk

cc:

Walter Eugene Tuvell Jr.

Matthew A. Porter

Joan I. Ackerstein

Anne Selinger

