

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

No: 15-3369

Michael Mercier

Petitioner

v.

United States Department of Labor, Administrative Review Board

Respondent

Union Pacific Railroad Company

Intervenor

Petition for Review of an Order of the Department of Labor (except OSHA)
(13-048)

ORDER

The petition for rehearing en banc is denied. The petition for rehearing by the panel is also denied.

May 08, 2017

Order Entered at the Direction of the Court:
Clerk, U.S. Court of Appeals, Eighth Circuit.

/s/ Michael E. Gans